
HOUSE BILL No. 1523

DIGEST OF INTRODUCED BILL

Citations Affected: IC 2-5-28.5; IC 6-3.5-4-0.5; IC 6-6-5-1; IC 7.1-1-3-26.3; IC 9-13; IC 9-17; IC 9-18; IC 9-19; IC 9-21; IC 9-24; IC 9-25; IC 9-26-1-0.3; IC 9-29; IC 9-30; IC 13-11-2-130.1; IC 14-19-1-0.5; IC 20-33-8-33.

Synopsis: Moped operation and licensing. Repeals the term "motorized bicycle" and replaces the term with "moped". Authorizes the bureau of motor vehicles (bureau) to adopt rules concerning certificates of title for mopeds. Provides that a moped operated on a highway must be registered with the bureau, with a registration fee equal to that of a motorcycle. Provides that a moped is subject to county motor vehicle excise surtax and motor vehicle excise tax. Requires that certain funds received from the registration of a moped be deposited in the motorcycle operator safety education fund. Provides that a moped may not be operated when carrying more persons than the moped is designed and equipped to carry. Provides that a moped operated on a county highway must display a slow moving vehicle emblem. Requires the operator of a moped to obey all applicable motor vehicle laws. Provides that a moped must be operated in the right-hand lane, except when making a left-hand turn. Creates a moped license, sets fees for the issuance and renewal of a moped license, and requires the operator of a moped to hold a moped license or another driver's license to operate a moped. Specifies that a moped license may not be suspended or revoked for certain reasons and that a moped license may be issued after other driver's licenses have been suspended or revoked. Requires a dealer who sells at least 12 mopeds a year to register as a dealer with the secretary of state. Requires the operator of a moped to
(Continued next page)

Effective: July 1, 2013.

Smith M, Karickhoff, Riecken

January 22, 2013, read first time and referred to Committee on Roads and Transportation.



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Digest Continued

have proof of financial responsibility in effect on the moped. Requires certain individuals to file accident reports after an accident involving a moped. Repeals the term "motor scooter". Makes conforming changes. Makes technical corrections. Repeals outdated language concerning a study topic of the joint study committee on transportation and infrastructure assessment and solutions.

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PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2012 Regular Session of the General Assembly.

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HOUSE BILL No. 1523

A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 2-5-28.5-1.3 IS REPEALED [EFFECTIVE JULY
- 2 1, 2013]. ~~Sec. 1-3: As used in this chapter, "motor scooter" has the~~
- 3 ~~meaning set forth in IC 9-13-2-104.~~
- 4 SECTION 2. IC 2-5-28.5-1.5 IS REPEALED [EFFECTIVE JULY
- 5 1, 2013]. ~~Sec. 1-5: As used in this chapter, "motorized bicycle" has the~~
- 6 ~~meaning set forth in IC 9-13-2-109.~~
- 7 SECTION 3. IC 2-5-28.5-4.5 IS REPEALED [EFFECTIVE JULY
- 8 1, 2013]. ~~Sec. 4-5: In calendar year 2011, the committee shall study~~
- 9 ~~issues related to the use of motorized bicycles and motor scooters in~~
- 10 ~~Indiana, including the following topics:~~
- 11 ~~(+) Definitions of the following:~~
- 12 ~~(A) Motorized bicycle:~~
- 13 ~~(B) Motor scooter:~~
- 14 ~~(C) Moped:~~
- 15 ~~(D) Motor-driven cycle:~~



- 1 (2) Issues related to:
 2 (A) internal combustion power; and
 3 (B) battery power;
 4 of motor vehicles described in subdivision (1).
 5 (3) Issues relating to:
 6 (A) necessary equipment for;
 7 (B) licensing of operators of;
 8 (C) titling of;
 9 (D) registration of;
 10 (E) taxation of; and
 11 (F) insurance requirements for;
 12 motor vehicles described in subdivision (1).

13 SECTION 4. IC 6-3.5-4-0.5 IS ADDED TO THE INDIANA CODE
 14 AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JULY
 15 1, 2013]: **Sec. 0.5. This chapter applies to a moped that is registered
 16 with the bureau of motor vehicles after December 31, 2013.**

17 SECTION 5. IC 6-6-5-1, AS AMENDED BY P.L.2-2007,
 18 SECTION 126, IS AMENDED TO READ AS FOLLOWS
 19 [EFFECTIVE JULY 1, 2013]: Sec. 1. (a) As used in this chapter,
 20 "vehicle" means a vehicle subject to annual registration as a condition
 21 of its operation on the public highways pursuant to the motor vehicle
 22 registration laws of the state. **After December 31, 2013, the term
 23 includes a moped (as defined in IC 9-13-2-103.4).**

24 (b) As used in this chapter, "mobile home" means a
 25 nonself-propelled vehicle designed for occupancy as a dwelling or
 26 sleeping place.

27 (c) As used in this chapter, "bureau" means the bureau of motor
 28 vehicles.

29 (d) As used in this chapter, "license branch" means a branch office
 30 of the bureau authorized to register motor vehicles pursuant to the laws
 31 of the state.

32 (e) As used in this chapter, "owner" means the person in whose
 33 name the vehicle or trailer is registered (as defined in IC 9-13-2).

34 (f) As used in this chapter, "motor home" means a self-propelled
 35 vehicle having been designed and built as an integral part thereof
 36 having living and sleeping quarters, including that which is commonly
 37 referred to as a recreational vehicle.

38 (g) As used in this chapter, "last preceding annual excise tax
 39 liability" means either:

- 40 (1) the amount of excise tax liability to which the vehicle was
 41 subject on the owner's last preceding regular annual registration
 42 date; or

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(2) the amount of excise tax liability to which a vehicle that was registered after the owner's last preceding annual registration date would have been subject if it had been registered on that date.

(h) As used in this chapter, "trailer" means a device having a gross vehicle weight equal to or less than three thousand (3,000) pounds that is pulled behind a vehicle and that is subject to annual registration as a condition of its operation on the public highways pursuant to the motor vehicle registration laws of the state. The term includes any utility, boat, or other two (2) wheeled trailer.

(i) This chapter does not apply to the following:

(1) Vehicles owned, or leased and operated, by the United States, the state, or political subdivisions of the state.

(2) Mobile homes and motor homes.

(3) Vehicles assessed under IC 6-1.1-8.

(4) Vehicles subject to registration as trucks under the motor vehicle registration laws of the state, except trucks having a declared gross weight not exceeding eleven thousand (11,000) pounds, trailers, semitrailers, tractors, and buses.

(5) Vehicles owned, or leased and operated, by a postsecondary educational institution described in IC 6-3-3-5(d).

(6) Vehicles owned, or leased and operated, by a volunteer fire department (as defined in IC 36-8-12-2).

(7) Vehicles owned, or leased and operated, by a volunteer emergency ambulance service that:

(A) meets the requirements of IC 16-3-1; and

(B) has only members that serve for no compensation or a nominal annual compensation of not more than three thousand five hundred dollars (\$3,500).

(8) Vehicles that are exempt from the payment of registration fees under IC 9-18-3-1.

(9) Farm wagons.

SECTION 6. IC 7.1-1-3-26.3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 26.3. (a) "Motor vehicle" means a vehicle that is self-propelled.

(b) ~~The term does not include a motorized bicycle (as defined in IC 9-13-2-109).~~

SECTION 7. IC 9-13-1-5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: **Sec. 5. A reference to a motorized bicycle in any law, rule, or other document in effect on January 1, 2014, shall be treated after December 31, 2013, as a reference to a moped.**

SECTION 8. IC 9-13-2-42, AS AMENDED BY P.L.93-2010,

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1 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
2 JULY 1, 2013]: Sec. 42. (a) "Dealer" means, except as otherwise
3 provided in this section, a person who sells to the general public,
4 including a person who sells directly by the Internet or other computer
5 network, at least twelve (12) vehicles each year for delivery in Indiana.
6 The term includes a person who sells off-road vehicles **or mopeds**. A
7 dealer must have an established place of business that meets the
8 minimum standards prescribed by the secretary of state under rules
9 adopted under IC 4-22-2.

10 (b) The term does not include the following:

- 11 (1) A receiver, trustee, or other person appointed by or acting
12 under the judgment or order of a court.
13 (2) A public officer while performing official duties.
14 (3) A person who is a dealer solely because of activities as a
15 transfer dealer.
16 (4) An automotive mobility dealer.

17 (c) "Dealer", for purposes of IC 9-31, means a person that sells to
18 the general public for delivery in Indiana at least six (6):

- 19 (1) boats; or
20 (2) trailers:
21 (A) designed and used exclusively for the transportation of
22 watercraft; and
23 (B) sold in general association with the sale of watercraft;

24 per year.

25 SECTION 9. IC 9-13-2-103 IS AMENDED TO READ AS
26 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 103. "Military vehicle"
27 means a vehicle that:

- 28 (1) was originally manufactured for military use;
29 (2) is motorized or nonmotorized, including a motorcycle ~~motor~~
30 ~~scooter~~, and a trailer;
31 (3) is at least twenty-five (25) years old; and
32 (4) is privately owned.

33 SECTION 10. IC 9-13-2-103.4 IS ADDED TO THE INDIANA
34 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
35 [EFFECTIVE JULY 1, 2013]: **Sec. 103.4. "Moped" means a motor**
36 **vehicle with motive power that:**

- 37 (1) **has a seat or saddle for the use of the rider;**
38 (2) **is designed to travel on not more than three (3) wheels in**
39 **contact with the ground; and**
40 (3) **is not capable of being operated at a speed greater than**
41 **thirty (30) miles per hour on a flat surface.**

42 **The term does not include an electric personal assistive mobility**

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1 **device.**

2 SECTION 11. IC 9-13-2-104 IS REPEALED [EFFECTIVE JULY
3 1, 2013]. ~~Sec. 104. "Motor scooter" means a vehicle that has the~~
4 ~~following:~~

- 5 ~~(1) Motive power.~~
6 ~~(2) A seat, but not a saddle, for the driver.~~
7 ~~(3) Two (2) wheels.~~
8 ~~(4) A floor pad for the driver's feet.~~

9 SECTION 12. IC 9-13-2-105, AS AMENDED BY P.L.9-2010,
10 SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
11 JULY 1, 2013]: Sec. 105. (a) "Motor vehicle" means, except as
12 otherwise provided in this section, a vehicle that is self-propelled. The
13 term does not include a farm tractor, an implement of agriculture
14 designed to be operated primarily in a farm field or on farm premises,
15 or an electric personal assistive mobility device.

16 (b) "Motor vehicle", for purposes of IC 9-21, means:
17 (1) a vehicle ~~except a motorized bicycle~~ that is self-propelled; or
18 (2) a vehicle that is propelled by electric power obtained from
19 overhead trolley wires, but not operated upon rails.

20 (c) "Motor vehicle", for purposes of IC 9-19-10.5 and IC 9-25,
21 means a vehicle that is self-propelled upon a highway in Indiana. The
22 term does not include a farm tractor.

23 (d) "Motor vehicle", for purposes of IC 9-30-10, does not include a
24 ~~motorized bicycle.~~ **moped.**

25 (e) "Motor vehicle", for purposes of IC 9-23-2 and IC 9-23-3,
26 includes a semitrailer.

27 (f) "Motor vehicle", for purposes of IC 9-24-6, has the meaning set
28 forth in 49 CFR 383.5 as in effect July 1, 2010.

29 SECTION 13. IC 9-13-2-108 IS AMENDED TO READ AS
30 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 108. "Motorcycle"
31 means a motor vehicle with motive power having a seat or saddle for
32 the use of the rider and designed to travel on not more than three (3)
33 wheels in contact with the ground. The term does not include a farm
34 tractor or a ~~motorized bicycle.~~ **moped.**

35 SECTION 14. IC 9-13-2-109 IS REPEALED [EFFECTIVE JULY
36 1, 2013]. ~~Sec. 109. "Motorized bicycle" means a two (2) or three (3)~~
37 ~~wheeled vehicle that is propelled by an internal combustion engine or~~
38 ~~a battery powered motor, and if powered by an internal combustion~~
39 ~~engine, has the following:~~

- 40 ~~(1) An engine rating of not more than two (2) horsepower and a~~
41 ~~cylinder capacity not exceeding fifty (50) cubic centimeters.~~
42 ~~(2) An automatic transmission.~~

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- 1 (3) ~~A maximum design speed of not more than twenty-five (25)~~
 2 ~~miles per hour on a flat surface.~~
 3 ~~The term does not include an electric personal assistive mobility~~
 4 ~~device.~~
 5 SECTION 15. IC 9-13-2-123, AS AMENDED BY P.L.214-2007,
 6 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 7 JULY 1, 2013]: Sec. 123. "Passenger motor vehicle" means a motor
 8 vehicle designed for carrying passengers. The term includes a low
 9 speed vehicle but does not include a motorcycle, **a moped**, a bus, a
 10 school bus, or an off-road vehicle.
 11 SECTION 16. IC 9-13-2-196, AS AMENDED BY P.L.9-2010,
 12 SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 13 JULY 1, 2013]: Sec. 196. (a) "Vehicle" means, except as otherwise
 14 provided in this section, a device in, upon, or by which a person or
 15 property is, or may be, transported or drawn upon a highway.
 16 (b) "Vehicle", for purposes of IC 9-14 through IC 9-18, does not
 17 include the following:
 18 (1) A device moved by human power.
 19 (2) A vehicle that runs only on rails or tracks.
 20 (3) A vehicle propelled by electric power obtained from overhead
 21 trolley wires but not operated upon rails or tracks.
 22 (4) A firetruck and apparatus owned by a person or municipal
 23 division of the state and used for fire protection.
 24 (5) A municipally owned ambulance.
 25 (6) A police patrol wagon.
 26 (7) A vehicle not designed for or employed in general highway
 27 transportation of persons or property and occasionally operated or
 28 moved over the highway, including the following:
 29 (A) Road construction or maintenance machinery.
 30 (B) A movable device designed, used, or maintained to alert
 31 motorists of hazardous conditions on highways.
 32 (C) Construction dust control machinery.
 33 (D) Well boring apparatus.
 34 (E) Ditch digging apparatus.
 35 (F) An implement of agriculture designed to be operated
 36 primarily in a farm field or on farm premises.
 37 (G) An invalid chair.
 38 (H) A yard tractor.
 39 (8) An electric personal assistive mobility device.
 40 (c) For purposes of IC 9-20 and IC 9-21, the term does not include
 41 devices moved by human power or used exclusively upon stationary
 42 rails or tracks.

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1 (d) For purposes of IC 9-22, the term refers to an automobile, a
 2 motorcycle, a truck, a trailer, a semitrailer, a tractor, a bus, a school
 3 bus, a recreational vehicle, a trailer or semitrailer used in the
 4 transportation of watercraft, or a ~~motorized bicycle~~. **moped.**

5 (e) For purposes of IC 9-24-6, the term has the meaning set forth in
 6 49 CFR 383.5 as in effect July 1, 2010.

7 (f) For purposes of IC 9-30-5, IC 9-30-6, IC 9-30-8, and IC 9-30-9,
 8 the term means a device for transportation by land or air. The term does
 9 not include an electric personal assistive mobility device.

10 SECTION 17. IC 9-17-1-1, AS AMENDED BY P.L.125-2012,
 11 SECTION 70, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 12 JULY 1, 2013]: Sec. 1. This article does not apply to:

13 (1) special machinery;

14 (2) farm wagons;

15 (3) a golf cart when operated in accordance with an ordinance
 16 adopted under IC 9-21-1-3(a)(14) or IC 9-21-1-3.3(a); ~~or~~

17 (4) a motor vehicle that was designed to have a maximum design
 18 speed of not more than twenty-five (25) miles per hour and that
 19 was built, constructed, modified, or assembled by a person other
 20 than the manufacturer; **or**

21 **(5) except where specifically provided otherwise, a moped.**

22 or any other vehicle that is not registered in accordance with IC 9-18-2.

23 SECTION 18. IC 9-17-2-1.7 IS ADDED TO THE INDIANA CODE
 24 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
 25 1, 2013]: **Sec. 1.7. (a) Notwithstanding any other law, a person may**
 26 **apply to the bureau for a certificate of title for a moped. However,**
 27 **a person is not required to obtain a certificate of title from the**
 28 **bureau for a moped before the person may operate the moped**
 29 **upon a highway.**

30 **(b) The bureau may adopt rules under IC 4-22-2 to determine**
 31 **the indication of ownership for a moped required for purposes of**
 32 **obtaining a certificate of title for the moped under this article.**

33 SECTION 19. IC 9-18-1-2 IS ADDED TO THE INDIANA CODE
 34 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
 35 1, 2013]: **Sec. 2. (a) After December 31, 2013, this article applies to**
 36 **a moped.**

37 **(b) The bureau may adopt rules under IC 4-22-2 to determine**
 38 **the requirements for registering a moped with the bureau.**

39 SECTION 20. IC 9-18-2-8, AS AMENDED BY P.L.26-2011,
 40 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 41 JULY 1, 2013]: Sec. 8. (a) Except as provided in section 7(h) of this
 42 chapter and subsection (f), the bureau shall determine the schedule for

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1 registration for the following categories of vehicles:

- 2 (1) Passenger motor vehicles.
 3 (2) Recreational vehicles.
 4 (3) Motorcycles **and mopeds**.
 5 (4) Trucks that:
 6 (A) are regularly rented to others for not more than
 7 twenty-nine (29) days in the regular course of the corporation's
 8 business; and
 9 (B) have a declared gross weight of not more than eleven
 10 thousand (11,000) pounds.

11 (b) Except as provided in IC 9-18-12-2.5, a person that owns a
 12 vehicle shall receive a license plate, renewal tag, or other indicia upon
 13 registration of the vehicle. The bureau may determine the device,
 14 **including for a moped**, required to be displayed.

15 (c) A corporation that owns a truck that has a declared gross weight
 16 of not more than eleven thousand (11,000) pounds that is regularly
 17 rented to others for periods of not more than twenty-nine (29) days in
 18 the regular course of the corporation's business must register the truck
 19 before March 1 of each year.

20 (d) A person that owns a vehicle in a category required to be
 21 registered under this section and desires to register the vehicle for the
 22 first time must apply to the bureau for a registration application form.
 23 The bureau shall do the following:

- 24 (1) Administer the registration application form.
 25 (2) Issue the license plate.
 26 (3) Collect the proper registration and service fees in accordance
 27 with the procedure established by the bureau.

28 (e) Except as provided in IC 9-18-12-2.5, the bureau shall issue a
 29 semipermanent plate under section 30 of this chapter, or:

- 30 (1) an annual renewal tag; or
 31 (2) other indicia;

32 to be affixed on the semipermanent plate.

33 (f) After June 30, 2011, the registration of a vehicle under
 34 IC 9-18-16-1(1) or IC 9-18-16-1(2) expires on December 14 of each
 35 year. However, if a vehicle is registered under IC 9-18-16-1(1) or
 36 IC 9-18-16-1(2) and the registration of the vehicle is in effect on June
 37 30, 2011, the registration of the vehicle remains valid:

- 38 (1) throughout calendar year 2011; and
 39 (2) during the period that:
 40 (A) begins January 1, 2012; and
 41 (B) ends on the date on which the vehicle was due for
 42 reregistration under the law in effect before this subsection

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1 took effect.
 2 SECTION 21. IC 9-18-2-26, AS AMENDED BY P.L.184-2011,
 3 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 4 JULY 1, 2013]: Sec. 26. (a) **Except as provided in subsection (c),**
 5 license plates shall be displayed as follows:

- 6 (1) For a motorcycle, trailer, semitrailer, or recreational vehicle,
 7 upon the rear of the vehicle, except as provided in subdivision (4).
 8 (2) For a tractor or dump truck, upon the front of the vehicle.
 9 (3) For every other vehicle, upon the rear of the vehicle, except as
 10 provided in subdivision (4).
 11 (4) For a truck with a rear mounted forklift or a mechanism to
 12 carry a rear mounted forklift or implement, upon the front of the
 13 vehicle.

14 (b) A license plate shall be securely fastened, in a horizontal
 15 position, to the vehicle for which the plate is issued:

- 16 (1) to prevent the license plate from swinging;
 17 (2) at a height of at least twelve (12) inches from the ground,
 18 measuring from the bottom of the license plate;
 19 (3) in a place and position that are clearly visible;
 20 (4) maintained free from foreign materials and in a condition to
 21 be clearly legible; and
 22 (5) not obstructed or obscured by tires, bumpers, accessories, or
 23 other opaque objects.

24 **(c) The bureau shall determine the manner in which a license**
 25 **plate or other indicia of registration for a moped must be**
 26 **displayed.**

27 ~~(c)~~ **(d)** The bureau may adopt rules the bureau considers advisable
 28 to enforce the proper mounting and securing of license plates on
 29 vehicles consistent with this chapter.

30 SECTION 22. IC 9-18-2-29, AS AMENDED BY P.L.210-2005,
 31 SECTION 24, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 32 JULY 1, 2013]: Sec. 29. Except as otherwise provided, before:

- 33 (1) a motor vehicle;
 34 (2) a motorcycle;
 35 (3) a truck;
 36 (4) a trailer;
 37 (5) a semitrailer;
 38 (6) a tractor;
 39 (7) a bus;
 40 (8) a school bus;
 41 (9) a recreational vehicle; ~~or~~
 42 (10) special machinery; **or**

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1 **(11) a moped, after December 31, 2013;**
2 is operated or driven on a highway, the person who owns the vehicle
3 must register the vehicle with the bureau and pay the applicable
4 registration fee.

5 SECTION 23. IC 9-18-12-4 IS AMENDED TO READ AS
6 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 4. (a) If a person who
7 registers an antique motor vehicle under this chapter makes substantial
8 alterations or changes to the vehicle after the date of the antique motor
9 vehicle's registration, the registrant shall have the vehicle reinspected
10 by the state police department.

11 (b) If the antique motor vehicle is not found to be in a mechanical
12 condition that guarantees the vehicle's safe operation upon the
13 highways, the mechanical condition shall be reported to the bureau.
14 The bureau shall do the following:

15 (1) Immediately cancel the registration of the antique motor
16 vehicle.

17 (2) Notify the person who registered the antique motor vehicle of
18 the cancellation.

19 (c) ~~A motor scooter registered under this chapter is not required to~~
20 ~~have equipment that was not original on the motor scooter.~~

21 SECTION 24. IC 9-19-3-1 IS AMENDED TO READ AS
22 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 1. A motor vehicle
23 other than a motorcycle or ~~motor-driven cycle~~, **moped**, when operated
24 upon a highway, must be equipped with brakes adequate to control the
25 movement of and to stop and hold the vehicle. The brakes must include
26 two (2) separate means of applying the brakes, each of which means
27 must apply the brakes to at least two (2) wheels. If these two (2)
28 separate means of applying the brakes are connected in any way, the
29 means must be constructed so that failure of one (1) part of the
30 operating mechanism does not leave the motor vehicle without brakes
31 on at least two (2) wheels.

32 SECTION 25. IC 9-19-3-2 IS AMENDED TO READ AS
33 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 2. A motorcycle and a
34 ~~motor-driven cycle~~, **moped**, when operated upon a highway, must be
35 equipped with at least one (1) brake, which may be operated by hand
36 or foot.

37 SECTION 26. IC 9-19-3-4 IS AMENDED TO READ AS
38 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 4. (a) Except as
39 provided in subsections (b) through (c), a new motor vehicle, trailer, or
40 semitrailer sold in Indiana and operated upon the highways must be
41 equipped with service brakes upon all wheels of the vehicle.

42 (b) The following are not required to be equipped with **service**

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brakes:

(1) A motorcycle or ~~motor-driven cycle~~ **moped**.

(2) A semitrailer of less than three thousand (3,000) pounds gross weight.

(c) A truck or truck-tractor having at least three (3) axles is not required to have service brakes on the front wheels. If a truck or truck-tractor is equipped with at least two (2) steerable axles, the wheels of one (1) steerable axle are not required to have service brakes although the truck or truck-tractor must be capable of complying with the performance requirements of sections 7 through 8 of this chapter.

SECTION 27. IC 9-19-6-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 3. (a) A motor vehicle other than a motorcycle or ~~motor-driven cycle~~ **moped** must be equipped with at least two (2) head lamps, with at least one (1) of the head lamps on each side of the front of the motor vehicle. The head lamps must comply with this chapter.

(b) Except as provided in subsection (c), a motorcycle and ~~motor-driven cycle~~ **a moped** must be equipped with at least one (1) and not more than two (2) head lamps that comply with this chapter.

(c) A motorcycle manufactured before January 1, 1956, is not required to be equipped with a head lamp if the motorcycle is not operated at the times when lighted head lamps and other illuminating devices are required under IC 9-21-7-2.

(d) A head lamp upon a motor vehicle, including a motorcycle and ~~motor-driven cycle~~, **a moped**, must be located at a height measured from the center of the head lamp of not less than twenty-four (24) inches and not more than fifty-four (54) inches to be measured as set forth in section 2(b) of this chapter.

SECTION 28. IC 9-19-6-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 5. (a) Except as provided in subsections (b) through (d), a new motor vehicle sold and operated upon a highway, other than a truck-tractor, must carry on the rear, either as a part of the tail lamps or separately, two (2) red reflectors.

(b) Except as provided in subsection (c), a motorcycle and ~~motor-driven cycle~~ **a moped** must carry at least one (1) reflector meeting the requirements of this section.

(c) A motorcycle manufactured before January 1, 1956, is not required to carry a reflector under this section if the motorcycle is not operated at the times when lighted head lamps and other illuminating devices are required under IC 9-21-7-2.

(d) A vehicle of the type listed in section 7 of this chapter must be

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1 equipped with reflectors as required in those sections applicable to
2 those vehicles.

3 (e) A reflector must be mounted on a vehicle at a height not less
4 than twenty (20) inches and not more than sixty (60) inches as
5 measured in the manner set forth in section 2(b) of this chapter. Except
6 as otherwise provided, a reflector must be of the size and
7 characteristics and mounted so as to be visible at night from all
8 distances within three hundred fifty (350) feet to one hundred (100)
9 feet from the vehicle when directly in front of lawful upper beams of
10 head lamps.

11 SECTION 29. IC 9-19-6-6 IS AMENDED TO READ AS
12 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 6. (a) Except as
13 provided in subsection (b), a person may not:

14 (1) sell; or

15 (2) drive on the highways;

16 in Indiana a motor vehicle, including a motorcycle or ~~motor-driven~~
17 **cycle moped**, unless the vehicle is equipped with at least one (1)
18 stoplight meeting the requirements of section 17 of this chapter.

19 (b) A motorcycle manufactured before January 1, 1956, is not
20 required to be equipped with a stoplight under subsection (a) if the
21 motorcycle is not operated at the times when lighted head lamps and
22 other illuminating devices are required under IC 9-21-7-2.

23 (c) This subsection does not apply to a motorcycle or ~~motor-driven~~
24 **cycle: moped**. A person may not:

25 (1) sell;

26 (2) offer for sale; or

27 (3) operate on the highways;

28 a motor vehicle, trailer, or semitrailer registered in Indiana and
29 manufactured or assembled after January 1, 1956, unless the vehicle is
30 equipped with mechanical or electrical turn signals meeting the
31 requirements of section 17 of this chapter.

32 SECTION 30. IC 9-19-6-20 IS AMENDED TO READ AS
33 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 20. Except as otherwise
34 provided in this chapter, the head lamps, the auxiliary driving lamp, the
35 auxiliary passing lamp, or a combination of these lamps on motor
36 vehicles, other than motorcycles or ~~motor-driven cycles~~, **mopeds**, must
37 be arranged so that the driver may select between distributions of light
38 projected to different elevations. The lamps may, in addition, be
39 arranged so that the selection can be made automatically, subject to the
40 following limitations:

41 (1) There must be an uppermost distribution of light, or composite
42 beam, aimed and of an intensity to reveal persons and vehicles at

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1 a distance of at least three hundred fifty (350) feet ahead for all
 2 conditions of loading.
 3 (2) There must be a lowermost distribution of light, or composite
 4 beam, aimed and of an intensity to reveal persons and vehicles at
 5 a distance of at least one hundred (100) feet ahead. On a straight
 6 level road, under any condition of loading, none of the
 7 high-intensity part of the beam may be directed to strike the eyes
 8 of an approaching driver.
 9 (3) A new motor vehicle, other than a motorcycle or ~~motor-driven~~
 10 ~~cycle~~, **moped**, that is registered in Indiana after January 1, 1956;
 11 **and** that has multiple-beam road lighting equipment must be
 12 equipped with a beam indicator that must be lighted whenever the
 13 uppermost distribution of light from the head lamps is in use. The
 14 beam indicator must not otherwise be lighted. The beam indicator
 15 must be designed and located so that when lighted the indicator
 16 is readily visible without glare to the driver of the vehicle so
 17 equipped.
 18 SECTION 31. IC 9-19-6-22 IS AMENDED TO READ AS
 19 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 22. (a) The head lamp
 20 or head lamps upon a ~~motor-driven cycle~~ **motorcycle or moped** may
 21 be of the single-beam or multiple-beam type.
 22 (b) A head lamp on a ~~motor-driven cycle~~ **motorcycle or moped**
 23 must be of sufficient intensity to reveal a person or a vehicle at a
 24 distance of not less than:
 25 (1) one hundred (100) feet when the ~~motor-driven cycle~~
 26 **motorcycle or moped** is operated at a speed of less than
 27 twenty-five (25) miles per hour;
 28 (2) two hundred (200) feet when the ~~motor-driven cycle~~
 29 **motorcycle or moped** is operated at a speed of at least
 30 twenty-five (25) miles per hour; and
 31 (3) three hundred (300) feet when the ~~motor-driven cycle~~
 32 **motorcycle** is operated at a speed of at least thirty-five (35) miles
 33 per hour.
 34 (c) If a ~~motor-driven cycle~~ **motorcycle or moped** is equipped with
 35 a multiple beam head lamp, the upper beam must meet the minimum
 36 requirements set forth in this section and must not exceed the
 37 limitations set forth in section 20(1) of this chapter and the lowermost
 38 distribution of light as set forth in section 20(2) of this chapter.
 39 (d) If a ~~motor-driven cycle~~ **motorcycle or moped** is equipped with
 40 a single beam lamp, the lamp must be aimed so that when the vehicle
 41 is loaded none of the high-intensity part of the light will, at a distance
 42 of twenty-five (25) feet ahead, project higher than the level of the

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center of the lamp from which the light comes.
SECTION 32. IC 9-19-19-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 2. A motor vehicle, except a motorcycle or a ~~motor-driven cycle~~, **moped**, required to be registered with the bureau must be equipped with a front windshield.

SECTION 33. IC 9-21-5-7 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 7. **(a)** A person may not drive a motor vehicle at a slow speed that impedes or blocks the normal and reasonable movement of traffic, except when reduced speed is necessary for safe operation or in compliance with the law.

(b) This subsection applies to the operation of a moped, other motor vehicles, and vehicles. A person who is driving at a slow speed so that three (3) or more other vehicles are blocked and cannot pass on the left around the vehicle shall give right-of-way to the other vehicles by pulling off to the right of the right lane at the earliest reasonable opportunity and allowing the blocked vehicles to pass.

SECTION 34. IC 9-21-7-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 3. **(a)** This section does not apply to a motorcycle or ~~motorized bicycle~~. **moped.**

(b) A motor vehicle must display at least two (2) lighted lamps, one (1) on each side at the front of the motor vehicle.

(c) Whenever a motor vehicle equipped with head lamps required under subsection (b) is also equipped with:

- (1) auxiliary lamps;
- (2) a spot lamp; or
- (3) any other lamp on the front of the motor vehicle projecting a beam of intensity greater than three hundred (300) candlepower; not more than a total of four (4) lamps described in this subsection on the front of a vehicle may be lighted at one (1) time when upon a highway.

(d) Passenger buses, trucks, truck tractors, and certain trailers, semitrailers, and pole trailers must display clearance and marker lamps, reflectors, and stop lights as required under this title when operated upon a highway. Except as provided in subsection (e), all lamp equipment required on vehicles described in this subsection shall be lighted at the times specified in section 2 of this chapter.

(e) Clearance and sidemarker lamps are not required to be lighted on a vehicle described in subsection (d) when the vehicle is operated within a municipality where there is sufficient light to render clearly discernible persons and vehicles on the highway at a distance of five hundred (500) feet.

SECTION 35. IC 9-21-7-8 IS AMENDED TO READ AS

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1 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 8. (a) This section
2 applies to a vehicle that is parked or stopped upon a roadway or
3 shoulder adjacent to a roadway between thirty (30) minutes after sunset
4 and thirty (30) minutes before sunrise.

5 (b) If there is sufficient light to reveal a person or object within a
6 distance of five hundred (500) feet upon the street or highway upon
7 which the vehicle is parked, no lights need be displayed upon the
8 parked vehicle.

9 (c) This subsection does not apply to a ~~motor-driven cycle~~. **moped.**
10 This subsection applies whether a vehicle parked or stopped is attended
11 or unattended. If there is not sufficient light to reveal a person or object
12 within a distance of five hundred (500) feet upon the highway upon
13 which the vehicle is parked or stopped, the vehicle parked or stopped
14 shall be equipped with one (1) or more lamps that meet the following
15 requirements:

16 (1) At least one (1) lamp must display a white or amber light
17 visible from a distance of five hundred (500) feet to the front of
18 the vehicle.

19 (2) The lamp described in subdivision (1) or at least one (1) other
20 lamp must display a red light visible from a distance of five
21 hundred (500) feet to the rear of the vehicle.

22 (3) The lamp or lamps described in subdivisions (1) and (2) shall
23 be installed as near as practicable on the side of the vehicle that
24 is closest to passing traffic.

25 (d) Lighted head lamps upon a parked vehicle must be depressed or
26 dimmed.

27 SECTION 36. IC 9-21-8-2 IS AMENDED TO READ AS
28 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 2. (a) Upon all
29 roadways of sufficient width, a vehicle shall be driven upon the right
30 half of the roadway except as follows:

31 (1) When overtaking and passing another vehicle proceeding in
32 the same direction under the rules governing overtaking and
33 passing.

34 (2) When the right half of a roadway is closed to traffic under
35 construction or repair.

36 (3) Upon a roadway divided into three (3) marked lanes for traffic
37 under the rules applicable to a roadway divided into three (3)
38 marked lanes.

39 (4) Upon a roadway designated and signposted for one-way
40 traffic.

41 (b) Upon all roadways, a vehicle proceeding at less than the normal
42 speed of traffic at the time and place under the conditions then existing

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1 shall be driven:
 2 (1) in the right-hand lane then available for traffic; or
 3 (2) as close as practicable to the right-hand curb or edge of the
 4 roadway;
 5 except when overtaking and passing another vehicle proceeding in the
 6 same direction or when preparing for a left turn at an intersection or
 7 into a private road or driveway.

8 **(c) A moped shall be driven in the right-hand lane then available**
 9 **for traffic except when preparing for a left turn at an intersection**
 10 **or into a private road or driveway.**

11 SECTION 37. IC 9-21-8-20 IS AMENDED TO READ AS
 12 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 20. The Indiana
 13 department of transportation may by resolution or order entered in its
 14 minutes, and local authorities may by ordinance, with respect to any
 15 freeway or interstate highway system under their respective
 16 jurisdictions, prohibit the use of a highway by pedestrians, bicycles, or
 17 other nonmotorized traffic or by a person operating a ~~motor-driven~~
 18 ~~cycle.~~ **moped.** The Indiana department of transportation or the local
 19 authority adopting a prohibiting regulation shall erect and maintain
 20 official signs on the freeway or interstate highway system on which the
 21 regulations are applicable. If signs are erected, a person may not
 22 disobey the restrictions stated on the signs.

23 SECTION 38. IC 9-21-9-1 IS AMENDED TO READ AS
 24 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 1. **(a)** This chapter
 25 applies to a vehicle that is:

- 26 (1) pulled;
- 27 (2) towed;
- 28 (3) self-propelled; or
- 29 (4) animal-drawn;

30 that is not under ordinary circumstances moved, operated, or driven at
 31 a speed greater than twenty-five (25) miles per hour.

32 **(b) This chapter applies to a moped that is moved, operated, or**
 33 **driven on a highway under the jurisdiction of a county.**

34 SECTION 39. IC 9-21-11-2 IS AMENDED TO READ AS
 35 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 2. A person riding a
 36 bicycle **or a moped** upon a roadway has all the rights and duties under
 37 this article that are applicable to a person who drives a vehicle, except
 38 the following:

- 39 (1) Special regulations of this article.
- 40 (2) Those provisions of this article that by their nature have no
 41 application.

42 SECTION 40. IC 9-21-11-12 IS AMENDED TO READ AS

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1 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 12. A ~~motorized~~
2 ~~bicycle~~ **moped** may not be operated under any of the following
3 conditions:

- 4 (1) By a person less than fifteen (15) years of age.
- 5 (2) By a person who has not obtained ~~an identification card under~~
6 ~~IC 9-24~~, a permit under IC 9-24, an operator's license under
7 IC 9-24, a chauffeur's license under IC 9-24, ~~or~~ a public passenger
8 chauffeur's license under IC 9-24, **or a moped license under**
9 **IC 9-24.**
- 10 (3) On an interstate highway or a sidewalk.
- 11 (4) At a speed greater than ~~twenty-five (25)~~ **thirty (30)** miles per
12 hour.

13 SECTION 41. IC 9-21-11-13 IS AMENDED TO READ AS
14 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 13. A person less than
15 eighteen (18) years of age who operates or rides a ~~motorized bicycle~~
16 **moped** on a street or highway shall do the following:

- 17 (1) Wear protective headgear meeting the minimum standards set
18 by the bureau or a helmet that meets the standards established by
19 the United States Department of Transportation under 49 CFR
20 571.218 in effect January 1, 1979.
- 21 (2) Wear protective glasses, goggles, or a transparent face shield.

22 SECTION 42. IC 9-21-11-13.5 IS ADDED TO THE INDIANA
23 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
24 [EFFECTIVE JULY 1, 2013]: **Sec. 13.5. A person who operates or**
25 **rides on a moped when the moped is carrying more persons than**
26 **the number of persons the moped is designed and equipped to**
27 **carry at one (1) time violates this chapter.**

28 SECTION 43. IC 9-24-1-1, AS AMENDED BY P.L.125-2012,
29 SECTION 159, IS AMENDED TO READ AS FOLLOWS
30 [EFFECTIVE JULY 1, 2013]: Sec. 1. **(a)** Except as otherwise provided
31 in this chapter, an individual must have a valid Indiana:

- 32 (1) operator's license;
- 33 (2) chauffeur's license;
- 34 (3) public passenger chauffeur's license;
- 35 (4) commercial driver's license;
- 36 (5) driver's license listed in subdivision (1), (2), (3), or (4) with a
37 motorcycle endorsement;
- 38 (6) learner's permit; ~~or~~
- 39 (7) motorcycle learner's permit; ~~or~~
- 40 **(8) moped license;**

41 issued to the individual by the bureau under this article to drive upon
42 an Indiana highway the type of motor vehicle for which the license or

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permit was issued.

(b) An individual may operate a moped when the individual holds a moped license or another driver's license listed in subsection (a).

SECTION 44. IC 9-24-2-1, AS AMENDED BY P.L.125-2012, SECTION 166, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 1. (a) **This section does not apply to a person who holds a moped license.**

(b) The bureau shall suspend the driving privileges or invalidate the learner's permit of an individual less than eighteen (18) years of age who meets any of the following conditions:

- (1) Is a habitual truant under IC 20-33-2-11.
- (2) Is under at least a second suspension from school for the school year under IC 20-33-8-14 or IC 20-33-8-15.
- (3) Is under an expulsion from school under IC 20-33-8-14, IC 20-33-8-15, or IC 20-33-8-16.
- (4) Is considered a dropout under IC 20-33-2-28.5.

~~(b)~~ **(c)** At least five (5) days before holding an exit interview under IC 20-33-2-28.5, the school corporation shall give notice by certified mail or personal delivery to the student, the student's parent, or the student's guardian that the student's failure to attend an exit interview under IC 20-33-2-28.5 or return to school if the student does not meet the requirements to withdraw from school under IC 20-33-2-28.5 will result in the revocation or denial of the student's:

- (1) driver's license or learner's permit; and
- (2) employment certificate.

SECTION 45. IC 9-24-2-3, AS AMENDED BY P.L.125-2012, SECTION 169, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 3. (a) The bureau may not issue a driver's license or learner's permit or grant driving privileges to the following individuals:

- (1) An individual whose license issued under Indiana law to operate a motor vehicle as an operator, a chauffeur, or a public passenger chauffeur has been suspended, during the period for which the license was suspended, or to an individual whose license has been revoked, until the time the bureau is authorized under Indiana law to issue the individual a new license, **except as provided in IC 9-24-8.5.**
- (2) An individual whose learner's permit has been suspended or revoked until the time the bureau is authorized under Indiana law to issue the individual a new permit, **except as provided in IC 9-24-8.5.**

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- 1 (3) An individual who, in the opinion of the bureau, is afflicted
- 2 with or suffering from a physical or mental disability or disease
- 3 that prevents the individual from exercising reasonable and
- 4 ordinary control over a motor vehicle while operating the vehicle
- 5 upon the public highways.
- 6 (4) An individual who is unable to understand highway warnings
- 7 or direction signs written in the English language.
- 8 (5) An individual who is required under this article to take an
- 9 examination unless the person successfully passes the
- 10 examination.
- 11 (6) An individual who is required under IC 9-25 or any other
- 12 statute to deposit or provide proof of financial responsibility and
- 13 who has not deposited or provided that proof.
- 14 (7) An individual when the bureau has good cause to believe that
- 15 the operation of a motor vehicle on a public highway of Indiana
- 16 by the individual would be inimical to public safety or welfare.
- 17 (8) An individual who is the subject of an order issued by:
 - 18 (A) a court under IC 31-14-12-4 or IC 31-16-12-7 (or
 - 19 IC 31-1-11.5-13 or IC 31-6-6.1-16 before their repeal); or
 - 20 (B) the Title IV-D agency;
- 21 ordering that a driver's license or permit not be issued to the
- 22 individual.
- 23 (9) An individual who has not presented valid documentary
- 24 evidence to the bureau of the person's legal status in the United
- 25 States, as required by IC 9-24-9-2.5.
- 26 (b) An individual subject to epileptic seizures may not be denied a
- 27 driver's license or permit under this section if the individual presents
- 28 a statement from a licensed physician, on a form prescribed by the
- 29 bureau, that the individual is under medication and is free from
- 30 seizures while under medication.
- 31 SECTION 46. IC 9-24-7-1, AS AMENDED BY P.L.125-2012,
- 32 SECTION 196, IS AMENDED TO READ AS FOLLOWS
- 33 [EFFECTIVE JULY 1, 2013]: Sec. 1. (a) The bureau shall issue a
- 34 learner's permit to an individual who:
 - 35 (1) is at least fifteen (15) years of age;
 - 36 (2) if less than eighteen (18) years of age, is not ineligible under
 - 37 IC 9-24-2-1;
 - 38 (3) is enrolled in an approved driver education course; and
 - 39 (4) has passed a written examination as required under
 - 40 IC 9-24-10.
- 41 (b) The bureau shall issue a learner's permit to an individual who:
 - 42 (1) is at least sixteen (16) years of age;

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- 1 (2) if less than eighteen (18) years of age, is not ineligible under
- 2 IC 9-24-2; and
- 3 (3) has passed a written examination as required under
- 4 IC 9-24-10.

5 **(c) The issuance of a learner's permit to an individual voids any**
 6 **moped permit that has been issued to the individual.**

7 SECTION 47. IC 9-24-7-4, AS AMENDED BY P.L.125-2012,
 8 SECTION 199, IS AMENDED TO READ AS FOLLOWS
 9 [EFFECTIVE JULY 1, 2013]: Sec. 4. **(a) Except as provided in**
 10 **subsection (b),** a learner's permit authorizes the permit holder to
 11 operate a motor vehicle, except a motorcycle or commercial motor
 12 vehicle, upon a public highway under the following conditions:

- 13 (1) While the holder is participating in practice driving in a
- 14 approved driver education course and is accompanied by a
- 15 certified driver education instructor or student teacher in the front
- 16 seat of a motor vehicle equipped with dual controls.
- 17 (2) While the holder is participating in practice driving after
- 18 having commenced an approved driver education course and the
- 19 seat beside the holder is occupied by a parent, stepparent, or
- 20 guardian of the holder who holds a valid driver's license.
- 21 (3) If the holder is not participating in an approved driver
- 22 education course, and is less than eighteen (18) years of age, the
- 23 holder may participate in practice driving if the seat beside the
- 24 holder is occupied by a guardian, stepparent, or relative of the
- 25 holder who is at least twenty-one (21) years of age and holds a
- 26 valid driver's license.
- 27 (4) If the holder is not participating in an approved driver
- 28 education course, and is at least eighteen (18) years of age, the
- 29 holder may participate in practice driving if accompanied in the
- 30 vehicle by an individual who holds a valid driver's license.

31 **(b) A learner's permit authorizes the permit holder to operate**
 32 **a moped upon a public highway.**

33 SECTION 48. IC 9-24-8.5 IS ADDED TO THE INDIANA CODE
 34 AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE
 35 JULY 1, 2013]:

36 **Chapter 8.5. Moped Licenses**

37 **Sec. 1. The bureau shall issue a moped license to an individual**
 38 **who meets the following conditions:**

- 39 (1) **Is at least fifteen (15) years of age.**
- 40 (2) **Makes proper application to the bureau under IC 9-24-9**
 41 **upon a form prescribed by the bureau.**
- 42 (3) **Does not hold any other valid driving license.**

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- 1 (4) Satisfactorily passes the written and other examinations
- 2 required for issuance of a moped license under IC 9-24-10-4.
- 3 (5) Pays the fee prescribed by IC 9-29-9.
- 4 **Sec. 2. An individual may hold a learner's permit and a moped**
- 5 **license at the same time.**
- 6 **Sec. 3. An individual may not hold an identification card and a**
- 7 **moped license at the same time.**
- 8 **Sec. 4. A moped license may be held by an individual whose**
- 9 **other driver's license has been suspended or revoked under**
- 10 **IC 9-24-19 or IC 9-30.**
- 11 **Sec. 5. The bureau may adopt rules under IC 4-22-2 to**
- 12 **administer this chapter.**
- 13 SECTION 49. IC 9-24-9-2, AS AMENDED BY P.L.125-2012,
- 14 SECTION 203, IS AMENDED TO READ AS FOLLOWS
- 15 [EFFECTIVE JULY 1, 2013]: Sec. 2. (a) Except as provided in
- 16 subsection (b), each application for a license or permit under this
- 17 chapter must require the following information:
- 18 (1) The full legal name of the applicant.
- 19 (2) The applicant's date of birth.
- 20 (3) The gender of the applicant.
- 21 (4) The applicant's height, weight, hair color, and eye color.
- 22 (5) The principal address and mailing address of the applicant.
- 23 (6) A:
- 24 (A) valid Social Security number; or
- 25 (B) verification of an applicant's:
- 26 (i) ineligibility to be issued a Social Security number; and
- 27 (ii) identity and lawful status.
- 28 (7) Whether the applicant has been subject to fainting spells or
- 29 seizures.
- 30 (8) Whether the applicant has been licensed as an operator, a
- 31 chauffeur, **a moped operator**, or a public passenger chauffeur or
- 32 has been the holder of a learner's permit, and if so, when and by
- 33 what state.
- 34 (9) Whether the applicant's license or permit has ever been
- 35 suspended or revoked, and if so, the date of and the reason for the
- 36 suspension or revocation.
- 37 (10) Whether the applicant has been convicted of a crime
- 38 punishable as a felony under Indiana motor vehicle law or any
- 39 other felony in the commission of which a motor vehicle was
- 40 used.
- 41 (11) Whether the applicant has a physical or mental disability,
- 42 and if so, the nature of the disability and other information the

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1 bureau directs.
 2 (12) The signature of the applicant.
 3 The bureau shall maintain records of the information provided under
 4 subdivisions (1) through (12).
 5 (b) For purposes of subsection (a), an individual certified as a
 6 program participant in the address confidentiality program under
 7 IC 5-26.5 is not required to provide the individual's principal address
 8 and mailing address, but may provide an address designated by the
 9 office of the attorney general under IC 5-26.5 as the individual's
 10 principal address and mailing address.
 11 (c) In addition to the information required by subsection (a), an
 12 applicant who is required to complete at least fifty (50) hours of
 13 supervised practice driving under IC 9-24-3-2.5(a)(1)(E) or
 14 IC 9-24-3-2.5(a)(2)(D) must submit to the commission evidence of the
 15 time logged in practice driving. The bureau shall maintain a record of
 16 the time log provided.
 17 (d) In addition to the information required under subsection (a), an
 18 application for a license or permit to be issued under this chapter must
 19 enable the applicant to indicate that the applicant is a veteran of the
 20 armed forces of the United States and wishes to have an indication of
 21 the applicant's veteran status appear on the license or permit. An
 22 applicant who wishes to have an indication of the applicant's veteran
 23 status appear on a license or permit must:
 24 (1) indicate on the application that the applicant:
 25 (A) is a veteran of the armed forces of the United States; and
 26 (B) wishes to have an indication of the applicant's veteran
 27 status appear on the license or permit; and
 28 (2) verify the applicant's veteran status by providing proof of
 29 discharge.
 30 The bureau shall maintain records of the information provided under
 31 this subsection.
 32 SECTION 50. IC 9-24-10-2 IS AMENDED TO READ AS
 33 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 2. The bureau may
 34 adopt rules under IC 4-22-2 necessary for the conduct of examinations
 35 for a learner's permit, an operator's license, a chauffeur's license, a
 36 **moped license**, and a public passenger chauffeur's license in
 37 accordance with this chapter concerning the qualifications and ability
 38 of applicants to operate motor vehicles in accordance with the rights
 39 and privileges of those permits and licenses.
 40 SECTION 51. IC 9-24-10-4, AS AMENDED BY P.L.125-2012,
 41 SECTION 205, IS AMENDED TO READ AS FOLLOWS
 42 [EFFECTIVE JULY 1, 2013]: Sec. 4. (a) Except as provided in

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1 ~~subsection~~ **subsections (c) and (f)**, an examination for a learner's
 2 permit or driver's license must include the following:

3 (1) A test of the following of the applicant:

4 (A) Eyesight.

5 (B) Ability to read and understand highway signs regulating,
 6 warning, and directing traffic.

7 (C) Knowledge of Indiana traffic laws, including
 8 IC 9-26-1-1.5.

9 (2) An actual demonstration of the applicant's skill in exercising
 10 ordinary and reasonable control in the operation of a motor
 11 vehicle under the type of permit or license applied for.

12 (b) The examination may include further physical and mental
 13 examination that the bureau finds necessary to determine the
 14 applicant's fitness to operate a motor vehicle safely upon Indiana
 15 highways. The applicant must provide the motor vehicle used in the
 16 examination.

17 (c) The bureau:

18 (1) may waive the actual demonstration required under subsection
 19 (a)(2) for a person who has passed a driver's education class and
 20 a skills test given by a commercial driver training school or driver
 21 education program given by an entity licensed under IC 9-27-6-7;
 22 and

23 (2) may waive the testing, other than testing under subsection
 24 (a)(1)(A), of an applicant who has passed:

25 (A) an examination concerning:

26 (i) subsection (a)(1)(B); and

27 (ii) subsection (a)(1)(C); and

28 (B) a skills test;

29 given by a commercial driver training school or an entity licensed
 30 under IC 9-27-6-7.

31 (d) The bureau shall adopt rules under IC 4-22-2 specifying
 32 requirements for a skills test given under subsection (c) and the testing
 33 required under subsection (a)(1)(B) and (a)(1)(C).

34 (e) An instructor having an endorsement under IC 9-27-6-8 who did
 35 not instruct the applicant for the license or permit in driver education
 36 is not civilly or criminally liable for a report made in good faith to the:

37 (1) bureau;

38 (2) commission; or

39 (3) driver licensing medical advisory board;

40 concerning the fitness of the applicant to operate a motor vehicle in a
 41 manner that does not jeopardize the safety of individuals or property.

42 **(f) An examination for a moped license:**

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- 1 **(1) must include the following tests of the applicant:**
- 2 **(A) Eyesight.**
- 3 **(B) Ability to read and understand highway signs**
- 4 **regulating, warning, and directing traffic.**
- 5 **(C) Knowledge of Indiana traffic laws, including**
- 6 **IC 9-26-1-1.5; and**
- 7 **(2) may include further physical and mental examination that**
- 8 **the bureau finds necessary to determine the applicant's fitness**
- 9 **to operate a moped safely upon Indiana highways.**

10 SECTION 52. IC 9-24-11-9, AS AMENDED BY P.L.125-2012,
 11 SECTION 208, IS AMENDED TO READ AS FOLLOWS
 12 [EFFECTIVE JULY 1, 2013]: Sec. 9. (a) This section applies to an
 13 individual who has an existing medical condition that causes the
 14 individual to appear intoxicated.

15 (b) An operator's permit or license, **including a moped license**,
 16 issued to an individual under this section must bear a restriction on the
 17 operator's permit or license.

18 (c) An individual who wishes to have an operator's permit or license
 19 issued **as provided** under this section must provide a verified
 20 certificate from a physician licensed to practice in Indiana attesting to
 21 the individual's medical condition. The physician's certificate must be:

- 22 (1) provided to the bureau at the time the individual applies for an
 23 operator's permit or license under this section;
- 24 (2) carried in **or on** any vehicle that the individual operates; and
- 25 (3) renewed each time the individual's **permit or**
 26 license is renewed.

27 (d) The bureau shall adopt rules under IC 4-22-2 to carry out this
 28 section.

29 SECTION 53. IC 9-24-12-2.5 IS ADDED TO THE INDIANA
 30 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
 31 [EFFECTIVE JULY 1, 2013]: **Sec. 2.5. Except as provided in**
 32 **sections 10, 11, and 12 of this chapter, a moped license issued under**
 33 **this article expires at midnight of the birthday of the holder that**
 34 **occurs six (6) years following the date of issuance.**

35 SECTION 54. IC 9-24-12-4, AS AMENDED BY P.L.109-2011,
 36 SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 37 JULY 1, 2013]: Sec. 4. (a) Except as provided in subsections (b) and
 38 (c), the application for renewal of:

- 39 (1) an operator's license;
- 40 (2) a chauffeur's license;
- 41 (3) a public passenger chauffeur's license; **or**
- 42 (4) an identification card; **or**

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1 **(5) a moped license;**
 2 under this article may be filed not more than twelve (12) months before
 3 the expiration date of the license or identification card held by the
 4 applicant.

5 (b) When the applicant complies with IC 9-24-9-2.5(5) through
 6 IC 9-24-9-2.5(10), an application for renewal of a driver's license in
 7 subsection (a)(1), (a)(2), or (a)(3) may be filed not more than one (1)
 8 month before the expiration date of the license held by the applicant.

9 (c) When the applicant complies with IC 9-24-16-3.5(1)(E) through
 10 IC 9-24-16-3.5(1)(J), an application for renewal of an identification
 11 card in subsection ~~(a)(5)~~ **(a)(4)** may be filed not more than one (1)
 12 month before the expiration date of the identification card held by the
 13 applicant.

14 SECTION 55. IC 9-24-12-5.5 IS ADDED TO THE INDIANA
 15 CODE AS A NEW SECTION TO READ AS FOLLOWS
 16 [EFFECTIVE JULY 1, 2013]: **Sec. 5.5. (a) Except as provided in**
 17 **subsection (b), an individual applying for the renewal of a moped**
 18 **license must apply in person at a license branch and pass an**
 19 **eyesight examination.**

20 **(b) The bureau may adopt rules under IC 4-22-2 concerning the**
 21 **ability of a holder of a moped license to renew the license by mail**
 22 **or by electronic service. If rules are adopted under this subsection,**
 23 **the rules must provide that an individual's renewal of a moped**
 24 **license by mail or by electronic service is subject to the following**
 25 **conditions:**

26 **(1) A valid computerized image of the individual must exist in**
 27 **the records of the bureau.**

28 **(2) The previous renewal of the individual's moped license**
 29 **must not have been by mail or by electronic service.**

30 **(3) The application for or previous renewal of the individual's**
 31 **license must have included a test of the individual's eyesight**
 32 **approved by the bureau.**

33 **(4) The individual must be a citizen of the United States, as**
 34 **shown in the records of the bureau.**

35 **(5) There must not have been any change in the:**

36 **(A) address; or**

37 **(B) name;**

38 **of the individual since the issuance or previous renewal of the**
 39 **individual's moped license.**

40 **(c) An individual applying for the renewal of a moped license**
 41 **must apply in person at a license branch under subsection (a) if the**
 42 **individual is not entitled to apply by mail or by electronic service**

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1 **under rules adopted under subsection (b).**

2 SECTION 56. IC 9-24-12-10, AS AMENDED BY P.L.109-2011,
3 SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
4 JULY 1, 2013]: (a) Sec. 10. Except as provided in section 11 of this
5 chapter, after June 30, 2005:

6 (1) an operator's; ~~or~~

7 (2) a chauffeur's; ~~or~~

8 **(3) a moped;**

9 license issued to or renewed by a driver who is at least eighty-five (85)
10 years of age expires at midnight of the birthday of the holder that
11 occurs two (2) years following the date of issuance.

12 **(b) Except as provided in sections 11 and 12 of this chapter, a**
13 **moped license issued to an applicant who is at least seventy-five**
14 **(75) years of age but less than eighty-five (85) years of age expires**
15 **at midnight of the birthday of the holder that occurs three (3) years**
16 **following the date of issuance.**

17 SECTION 57. IC 9-24-12-11, AS AMENDED BY P.L.109-2011,
18 SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
19 JULY 1, 2013]: Sec. 11. (a) This section applies to a driver's license
20 issued under:

21 (1) IC 9-24-3;

22 (2) IC 9-24-4; ~~or~~

23 (3) IC 9-24-5; ~~or~~

24 **(4) IC 9-24-8.5.**

25 (b) If the birthday of a holder on which the holder's driver's license
26 issued under a chapter referred to in subsection (a) would otherwise
27 expire falls on:

28 (1) Sunday;

29 (2) a legal holiday (as set forth in IC 1-1-9-1); or

30 (3) a weekday when all license branches, full service providers,
31 and partial services providers in the county of residence of the
32 holder are closed;

33 the driver's license of the holder does not expire until midnight of the
34 first day after the birthday on which a license branch, full service
35 provider, or partial services provider is open for business in the county
36 of residence of the holder.

37 SECTION 58. IC 9-24-12-12, AS AMENDED BY P.L.109-2011,
38 SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
39 JULY 1, 2013]: Sec. 12. (a) This section applies to a driver's license
40 issued under:

41 (1) IC 9-24-3;

42 (2) IC 9-24-4; ~~and~~

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1 (3) IC 9-24-5; and
 2 (4) **IC 9-24-8.5.**
 3 (b) A driver's license listed in subsection (a) that is issued after
 4 December 31, 2007, to an applicant who complies with
 5 IC 9-24-9-2.5(5) through IC 9-24-9-2.5(10) expires:
 6 (1) at midnight one (1) year after issuance if there is no expiration
 7 date on the authorization granted to the individual to remain in the
 8 United States; or
 9 (2) if there is an expiration date on the authorization granted to
 10 the individual to remain in the United States, the earlier of the
 11 following:
 12 (A) At midnight of the date the authorization of the holder to
 13 be a legal permanent resident or conditional resident alien of
 14 the United States expires.
 15 (B) At midnight of the birthday of the holder that occurs six
 16 (6) years after the date of issuance.
 17 SECTION 59. IC 9-24-14-3.5, AS AMENDED BY P.L.109-2011,
 18 SECTION 17, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 19 JULY 1, 2013]: Sec. 3.5. (a) The bureau may adopt rules under
 20 IC 4-22-2 concerning the ability of an individual to apply for a
 21 replacement of an operator's, a chauffeur's, **a moped**, or a public
 22 passenger chauffeur's license or a learner's permit to the holder of the
 23 license or learner's permit by electronic service. If rules are adopted
 24 under this subsection, the rules must provide that issuance of a
 25 replacement license or learner's permit by electronic service is subject
 26 to the following conditions:
 27 (1) A valid computerized image or digital photograph of the
 28 individual must exist within the records of the bureau.
 29 (2) The individual must be a citizen of the United States, as
 30 shown in the records of the bureau.
 31 (b) An individual applying for a replacement of an operator's, a
 32 chauffeur's, **a moped**, or a public passenger chauffeur's license or a
 33 learner's permit must apply in person at a license branch if the
 34 individual is not entitled to apply by mail or by electronic service under
 35 rules adopted under subsection (a).
 36 SECTION 60. IC 9-25-1-7 IS ADDED TO THE INDIANA CODE
 37 AS A **NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY**
 38 **1, 2013]: Sec. 7. After December 31, 2013, this article applies to a**
 39 **moped that is operated or driven on a highway.**
 40 SECTION 61. IC 9-25-7-3 IS AMENDED TO READ AS
 41 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 3. (a) The bureau shall,
 42 upon request, cancel a bond or return a certificate of insurance, direct

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1 the treasurer of state to return to the person entitled any money or
2 securities deposited under this article as proof of financial
3 responsibility, or waive the requirement of filing proof of financial
4 responsibility in any of the following circumstances:

5 (1) At any time after three (3) years from the date the proof was
6 required, if during the three (3) year period preceding the request
7 the person furnishing the proof has not been convicted of an
8 offense referred to in IC 9-30-4-6.

9 (2) If the person on whose behalf the proof was filed dies or the
10 person becomes permanently incapable of operating a motor
11 vehicle.

12 (3) If the person who has given proof of financial responsibility
13 surrenders the person's operator's, **moped**, or chauffeur's license,
14 registration certificates, and registration plates to the bureau. The
15 bureau may not release the proof if an action for damages upon a
16 liability referred to in this article is pending, a judgment upon a
17 liability is outstanding and unsatisfied, or the bureau has received
18 notice that the person has, within the period of three (3) months
19 immediately preceding, been involved as a driver in a motor
20 vehicle accident. An affidavit of the applicant of the nonexistence
21 of the facts referred to in this subdivision is sufficient evidence of
22 the nonexistence of the facts in the absence of evidence to the
23 contrary in the records of the department.

24 (b) Whenever a person to whom proof has been surrendered under
25 subsection (a)(3) applies for an operator's, **moped**, or chauffeur's
26 license or the registration of a motor vehicle within a period of three (3)
27 years from the date the proof of financial responsibility was originally
28 required, the bureau shall reject the application unless the applicant
29 reestablishes the proof for the remainder of the period.

30 SECTION 62. IC 9-26-1-0.3 IS ADDED TO THE INDIANA CODE
31 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
32 1, 2013]: **Sec. 0.3. After December 31, 2013, this article applies to
33 a moped that is operated or driven on a highway.**

34 SECTION 63. IC 9-29-1-1 IS AMENDED TO READ AS
35 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 1. Except as provided
36 in sections 2 through 4 of this chapter, all money collected by the
37 bureau under IC 9-14-5, IC 9-18-2, IC 9-18-5, IC 9-18-6, IC 9-18-7,
38 IC 9-18-9, IC 9-18-10, IC 9-18-11, IC 9-18-16, IC 9-24-3, IC 9-24-4,
39 IC 9-24-5, **IC 9-24-8.5**, IC 9-24-7, IC 9-24-8, IC 9-24-10, IC 9-24-11,
40 IC 9-24-12, IC 9-24-13, and IC 9-24-14 shall be deposited daily with
41 the treasurer of state and credited to the motor vehicle highway account
42 established under IC 8-14-1.

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1 SECTION 64. IC 9-29-1-2, AS AMENDED BY P.L.109-2011,
 2 SECTION 29, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 3 JULY 1, 2013]: Sec. 2. (a) Money from the increases in fees levied by
 4 the 1969 regular session of the general assembly in IC 9-18-2,
 5 IC 9-18-5, IC 9-18-6, IC 9-18-7, IC 9-18-9, IC 9-18-10, IC 9-18-16,
 6 IC 9-24-3, IC 9-24-4, IC 9-24-5, IC 9-24-7, IC 9-24-8, IC 9-24-10,
 7 IC 9-24-11, IC 9-24-12, IC 9-24-13, IC 9-24-14, and IC 9-29-9-15 (IC
 8 9-1-4 before its repeal on July 1, 1991) shall be deposited daily with
 9 the treasurer of state and credited to the highway, road, and street fund
 10 established under IC 8-14-2-2.1.

11 (b) For the purpose of providing adequate and sufficient funds for
 12 the crossroads 2000 fund established under IC 8-14-10-9, and subject
 13 to subsection (c), after June 30, 1997, with the approval of the bureau
 14 of motor vehicles commission the bureau of motor vehicles may adopt
 15 rules under IC 4-22-2 to increase, by an amount that is in addition to
 16 the fees specified by statute, the fees under the following:

- 17 IC 9-29-4-3
- 18 IC 9-29-5
- 19 IC 9-29-9-1
- 20 IC 9-29-9-2
- 21 IC 9-29-9-3
- 22 IC 9-29-9-4
- 23 IC 9-29-9-5
- 24 **IC 9-29-9-5.5**
- 25 IC 9-29-9-7
- 26 IC 9-29-9-8
- 27 IC 9-29-9-9
- 28 IC 9-29-9-11
- 29 IC 9-29-9-13
- 30 IC 9-29-9-14
- 31 IC 9-29-15-1
- 32 IC 9-29-15-2
- 33 IC 9-29-15-3
- 34 IC 9-29-15-4

35 The amount of fees increased under this section shall first be deposited
 36 into the crossroads 2000 fund established under IC 8-14-10-9.

37 (c) The bureau's authority to adopt rules under subsection (b) is
 38 subject to the condition that a fee increase must be uniform throughout
 39 all license branches and at all partial service locations in Indiana.

40 (d) If a fee imposed by a statute listed in subsection (b) is
 41 eliminated, the amount of the fee increase set forth in a rule adopted
 42 under this section before July 1, 2007, with respect to the fee must be:

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- 1 (1) collected by the bureau notwithstanding the elimination of the
 2 underlying fee;
 3 (2) collected in addition to all other fees collected at the time of
 4 the underlying transaction; and
 5 (3) deposited in the crossroads 2000 fund established under
 6 IC 8-14-10-9.

7 SECTION 65. IC 9-29-5-2, AS AMENDED BY P.L.145-2011,
 8 SECTION 23, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 9 JULY 1, 2013]: Sec. 2. (a) ~~This subsection expires December 31, 2011.~~
 10 ~~The fee for the registration of a motorcycle is seventeen dollars and~~
 11 ~~thirty cents (\$17.30). The revenue from this fee shall be allocated as~~
 12 ~~follows:~~

- 13 (1) ~~Seven dollars (\$7) to the motorcycle operator safety education~~
 14 ~~fund established by IC 20-30-13-11.~~
 15 (2) ~~An amount prescribed as a license branch service charge~~
 16 ~~under IC 9-29-3.~~
 17 (3) ~~Thirty cents (\$0.30) to the spinal cord and brain injury fund~~
 18 ~~under IC 16-41-42.2-3, as provided under section 0.5 of this~~
 19 ~~chapter.~~
 20 (4) ~~The balance to the state general fund for credit to the motor~~
 21 ~~vehicle highway account.~~

22 (b) ~~This subsection applies after December 31, 2011.~~ The fee for the
 23 registration of a motorcycle **or a moped** is seventeen dollars and thirty
 24 cents (\$17.30). The revenue from this fee shall be allocated as follows:

- 25 (1) Seven dollars (\$7) to the motorcycle operator safety education
 26 fund established by IC 9-27-7-7.
 27 (2) An amount prescribed as a license branch service charge
 28 under IC 9-29-3.
 29 (3) Thirty cents (\$0.30) to the spinal cord and brain injury fund
 30 under IC 16-41-42.2-3, as provided under section 0.5 of this
 31 chapter.
 32 (4) The balance to the state general fund for credit to the motor
 33 vehicle highway account.

34 SECTION 66. IC 9-29-9-5.5 IS ADDED TO THE INDIANA CODE
 35 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
 36 1, 2013]: Sec. 5.5. **The fee for a moped license issued under**
 37 **IC 9-24-8.5 or renewed under IC 9-24-12 to:**

- 38 (1) **an individual who is less than seventy-five (75) years of**
 39 **age is nine dollars (\$9); and**
 40 (2) **an individual who is at least seventy-five (75) years of age**
 41 **is six dollars (\$6).**

42 SECTION 67. IC 9-30-3-14 IS AMENDED TO READ AS

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1 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 14. (a) As used in this
 2 section, "moving traffic offense" means a violation of a statute, an
 3 ordinance, or a rule relating to the operation or use of motor vehicles
 4 while the motor vehicle is in motion.

5 (b) If a court convicts a person for a moving traffic offense and the
 6 person is known or believed by the court not to be the owner of the
 7 motor vehicle, the court shall, within seven (7) days after entering the
 8 conviction, deposit with the United States Postal Service, first class
 9 postage prepaid, notice addressed to the owner of the motor vehicle
 10 giving the owner the following information:

- 11 (1) The name and address of the person convicted.
- 12 (2) The name and address of the owner of the motor vehicle.
- 13 (3) The offense upon which the conviction was made.
- 14 (4) The date of arrest of the person convicted and the location of
 15 the place of the offense.
- 16 (5) The license plate number of the motor vehicle.
- 17 (6) The operator's, **moped**, or chauffeur's license number of the
 18 person convicted.
- 19 (7) The date of the conviction and the name of the court making
 20 the conviction.

21 SECTION 68. IC 9-30-4-6, AS AMENDED BY P.L.125-2012,
 22 SECTION 330, AND AS AMENDED BY P.L.126-2012, SECTION
 23 29, IS CORRECTED AND AMENDED TO READ AS FOLLOWS
 24 [EFFECTIVE JULY 1, 2013]: Sec. 6. (a) Whenever the bureau
 25 suspends or revokes the current driver's license upon receiving a record
 26 of the conviction of a person for any offense under the motor vehicle
 27 laws not enumerated under subsection (b), the bureau may also suspend
 28 any of the certificates of registration and license plates issued for any
 29 motor vehicle registered in the name of the person so convicted.
 30 However, the bureau may not suspend the evidence of registration,
 31 unless otherwise required by law, if the person has given or gives and
 32 maintains during the three (3) years following the date of suspension
 33 or revocation proof of financial responsibility in the future in the
 34 manner specified in this section.

35 (b) The bureau shall suspend or revoke without notice or hearing the
 36 current driver's license and all certificates of registration and license
 37 plates issued or registered in the name of a person who is convicted of
 38 any of the following:

- 39 (1) Manslaughter or reckless homicide resulting from the
 40 operation of a motor vehicle.
- 41 (2) Perjury or knowingly making a false affidavit to the
 42 department under this chapter or any other law requiring the

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1 registration of motor vehicles or regulating motor vehicle
 2 operation upon the highways.
 3 (3) A felony under Indiana motor vehicle laws or felony in the
 4 commission of which a motor vehicle is used.
 5 (4) Three (3) charges of criminal recklessness involving the use
 6 of a motor vehicle within the preceding twelve (12) months.
 7 (5) Failure to stop and give information or assistance or failure to
 8 stop and disclose the person's identity at the scene of an accident
 9 that has resulted in death, personal injury, or property damage in
 10 excess of two hundred dollars (\$200).
 11 (6) Possession, distribution, manufacture, cultivation, transfer,
 12 use, or sale of a controlled substance or counterfeit substance, or
 13 attempting or conspiring to possess, distribute, manufacture,
 14 cultivate, transfer, use, or sell a controlled substance or
 15 counterfeit substance.
 16 (c) The license of a person shall also be suspended upon conviction
 17 in another jurisdiction for any offense described in ~~subsections~~
 18 *subsection* (b)(1), (b)(2), (b)(3), (b)(4), and (b)(5), except if property
 19 damage is less than two hundred dollars (\$200), the bureau may
 20 determine whether the driver's license and certificates of registration
 21 and license plates shall be suspended or revoked. The license of a
 22 person shall also be suspended upon conviction in another jurisdiction
 23 for any offense described in subsection (b)(6).
 24 (d) A suspension or revocation remains in effect and a new or
 25 renewal license may not be issued to the person and a motor vehicle
 26 may not be registered in the name of the person as follows:
 27 (1) Except as provided in subdivisions (2), (3), (4), and (5), and
 28 subject to section 6.5 of this chapter, for six (6) months from the
 29 date of conviction or on the date on which the person is otherwise
 30 eligible for a license, whichever is later. Except as provided in
 31 IC 35-48-4-15, this includes a person convicted of a crime for
 32 which the person's license is suspended or revoked under
 33 subsection (b)(6).
 34 (2) Subject to section 6.5 of this chapter, upon conviction of an
 35 offense described in subsection (b)(1), for a fixed period of not
 36 less than two (2) years and not more than five (5) years, to be
 37 fixed by the bureau based upon recommendation of the court
 38 entering a conviction. A new or reinstated license may not be
 39 issued to the person unless that person, within the three (3) years
 40 following the expiration of the suspension or revocation, gives
 41 and maintains in force at all times during the effective period of
 42 a new or reinstated license proof of financial responsibility in the

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1 future in the manner specified in this chapter. However, the
 2 liability of the insurance carrier under a motor vehicle liability
 3 policy that is furnished for proof of financial responsibility in the
 4 future as set out in this chapter becomes absolute whenever loss
 5 or damage covered by the policy occurs, and the satisfaction by
 6 the insured of a final judgment for loss or damage is not a
 7 condition precedent to the right or obligation of the carrier to
 8 make payment on account of loss or damage, but the insurance
 9 carrier has the right to settle a claim covered by the policy. If the
 10 settlement is made in good faith, the amount shall be deductive
 11 from the limits of liability specified in the policy. A policy may
 12 not be canceled or annulled with respect to a loss or damage by an
 13 agreement between the carrier and the insured after the insured
 14 has become responsible for the loss or damage, and a cancellation
 15 or annulment is void. The policy may provide that the insured or
 16 any other person covered by the policy shall reimburse the
 17 insurance carrier for payment made on account of any loss or
 18 damage claim or suit involving a breach of the terms, provisions,
 19 or conditions of the policy. If the policy provides for limits in
 20 excess of the limits specified in this chapter, the insurance carrier
 21 may plead against any plaintiff, with respect to the amount of the
 22 excess limits of liability, any defenses that the carrier may be
 23 entitled to plead against the insured. The policy may further
 24 provide for prorating of the insurance with other applicable valid
 25 and collectible insurance. An action does not lie against the
 26 insurance carrier by or on behalf of any claimant under the policy
 27 until a final judgment has been obtained after actual trial by or on
 28 behalf of any claimant under the policy.

29 (3) Subject to section 6.5 of this chapter, for the period ordered by
 30 a court under IC 35-48-4-15.

31 (4) Subject to section 6.5 of this chapter, if the person is convicted
 32 of a felony involving the use of a motor vehicle under
 33 ~~IC 35-44-3-3(b)~~ IC 35-44.1-3-1(b) and the person:

34 (A) exceeded the speed limit by at least twenty (20) miles per
 35 hour;

36 (B) committed criminal recklessness with a vehicle
 37 (IC 35-42-2-2); or

38 (C) engaged in aggressive driving (as defined in
 39 IC 9-21-8-55(b));

40 while committing the felony, for one (1) year after the date the
 41 person was convicted. The convicted person has the burden of
 42 applying for a new or renewal license and establishing that the

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1 one (1) year period described in this subdivision and subject to
2 section 6.5 of this chapter has elapsed.

3 (5) Subject to section 6.5 of this chapter, if the person is convicted
4 of a felony involving the use of a motor vehicle under
5 ~~IC 35-44-3-3(b)~~; *IC 35-44.1-3-1(b)*, the person:

6 (A) exceeded the speed limit by at least twenty (20) miles per
7 hour;

8 (B) committed criminal recklessness with a vehicle
9 (IC 35-42-2-2); or

10 (C) engaged in aggressive driving (as defined in
11 IC 9-21-8-55(b));

12 while committing the felony, and the person has a prior unrelated
13 conviction for a felony under ~~IC 35-44-3-3(b)~~; *IC 35-44.1-3-1(b)*,
14 for two (2) years after the date the person was convicted. The
15 convicted person has the burden of applying for a new or renewal
16 license and establishing that the two (2) year period described in
17 this subdivision and subject to section 6.5 of this chapter has
18 elapsed.

19 (e) The bureau may take action as required in this section upon
20 receiving satisfactory evidence of a conviction of a person in another
21 state.

22 (f) For the purpose of this chapter, "conviction" includes any of the
23 following:

24 (1) A conviction upon a plea of guilty.

25 (2) A determination of guilt by a jury or court, even if:

26 (A) no sentence is imposed; or

27 (B) a sentence is suspended.

28 (3) A forfeiture of bail, bond, or collateral deposited to secure the
29 defendant's appearance for trial, unless the forfeiture is vacated.

30 (4) A payment of money as a penalty or as costs in accordance
31 with an agreement between a moving traffic violator and a traffic
32 violations bureau.

33 (g) A suspension or revocation under this section or under
34 ~~IC 9-25-6-8 IC 9-30-13-0.5~~ stands pending appeal of the conviction to
35 a higher court and may be set aside or modified only upon the receipt
36 by the bureau of the certificate of the court reversing or modifying the
37 judgment that the cause has been reversed or modified. However, if the
38 suspension or revocation follows a conviction in a court of no record
39 in Indiana, the suspension or revocation is stayed pending appeal of the
40 conviction to a court of record.

41 (h) A person aggrieved by an order or act of the bureau under this
42 section or ~~IC 9-25-6-8 IC 9-30-13-0.5~~ may file a petition for a court

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(i) This section does not authorize the suspension or revocation of a moped license.

SECTION 69. IC 9-30-10-13, AS AMENDED BY P.L.125-2012, SECTION 355, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 13. (a) The bureau may issue driving privileges to a habitual violator whose driving privileges were suspended under section 5(b) of this chapter if the following conditions exist:

(1) The time specified for the person's probation or the restriction or suspension of the person's license has elapsed.

(2) The person has met all the requirements of all applicable statutes and rules relating to the licensing of motor vehicle operators.

(3) The person files with the bureau and maintains, for three (3) years after termination of suspension, proof of future financial responsibility in accordance with IC 9-25.

(4) If the person has a prior conviction for operating while intoxicated, the bureau places a restriction on the person's driver's license and driving record that indicates the person is prohibited from operating a motor vehicle or ~~motorized bicycle~~ **moped** with an alcohol concentration equivalent to at least two-hundredths (0.02) gram of alcohol per:

- (A) one hundred (100) milliliters of the person's blood; or
- (B) two hundred ten (210) liters of the person's breath;

for three (3) years after the bureau issues the driver's license to the person.

(5) The person signs a bureau form by which the person agrees that as a condition to obtaining the driver's license the person will submit to a chemical test at any time during the period three (3) years after the bureau issues the driver's license to the person if a law enforcement officer lawfully stops the person while operating a motor vehicle or ~~motorized bicycle~~ **moped** and the law enforcement officer requests that the person submit to a chemical test.

(b) The bureau may issue a license to operate a motor vehicle to a habitual violator whose driving privileges have been suspended for life if the following conditions exist:

(1) The bureau has received an order for rescission of suspension and reinstatement issued under section 15 of this chapter.

(2) The person to whom the license is to be issued has never been convicted of a violation described in section 4(a) or 17 of this

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1 chapter.

2 (3) The person has not been convicted of an offense under section

3 16 of this chapter more than one (1) time.

4 (4) The person has met all the requirements of all applicable

5 statutes and rules relating to the licensing of motor vehicle

6 operators.

7 (5) The person:

8 (A) files with the bureau; and

9 (B) maintains for three (3) years after rescission of the

10 suspension;

11 proof of future financial responsibility in accordance with

12 IC 9-25.

13 (6) If the person has a prior conviction for operating while

14 intoxicated, the bureau places a restriction on the person's driver's

15 license and driving record that indicates the person is prohibited

16 from operating a motor vehicle or ~~motorized bicycle~~ **moped** with

17 an alcohol concentration equivalent to at least two-hundredths

18 (0.02) gram of alcohol per:

19 (A) one hundred (100) milliliters of the person's blood; or

20 (B) two hundred ten (210) liters of the person's breath;

21 or while intoxicated (as defined under IC 9-13-2-86) for three (3)

22 years after the bureau issues the driver's license to the person.

23 (7) The person signs a bureau form by which the person agrees

24 that as a condition to obtaining the driver's license the person will

25 submit to a chemical test at any time during the period three (3)

26 years after the bureau issues the driver's license to the person if a

27 law enforcement officer lawfully stops the person while operating

28 a motor vehicle or motorized bicycle and the law enforcement

29 officer requests that the person submit to a chemical test.

30 (c) A habitual violator is not eligible for relief under the hardship

31 provisions of IC 9-24-15.

32 (d) The bureau shall not issue driving privileges to a person who

33 does not satisfy all of the requirements set forth in subsections (a) and

34 (b).

35 SECTION 70. IC 9-30-10-15, AS AMENDED BY P.L.28-2010,

36 SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE

37 JULY 1, 2013]: Sec. 15. (a) Upon receiving a petition filed under

38 section 14 of this chapter, a court shall set a date for hearing the matter

39 and direct the clerk of the court to provide notice of the hearing date to

40 the following:

41 (1) The petitioner.

42 (2) The prosecuting attorney of the county where the petitioner

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1 resides.
2 (3) The bureau.
3 (b) A court may order the rescission of the order that required the
4 suspension of the petitioner's driving privileges for life and may order
5 the bureau to reinstate the driving privileges of a petitioner whose
6 driving privileges have been suspended for life if, after the hearing of
7 the matter, the court makes the following written findings and
8 conclusions, based on clear and convincing evidence:
9 (1) That the petitioner has never been convicted of a violation
10 described in section 4(a) of this chapter.
11 (2) That the petitioner has never been convicted of an offense
12 under section 17 of this chapter.
13 (3) That the petitioner has not been convicted of an offense under
14 section 16 of this chapter more than one (1) time.
15 (4) If the person is petitioning the court under section 14(a) of this
16 chapter that ten (10) years have elapsed since the date on which
17 an order was issued that required the suspension of the petitioner's
18 driving privileges for life.
19 (5) That there has been a substantial change in the petitioner's
20 circumstances indicating the petitioner would no longer pose a
21 risk to the safety of others if the petitioner's driving privileges
22 were reinstated.
23 (6) That there has been a substantial change in the petitioner's
24 circumstances indicating that the suspension of the petitioner's
25 driving privileges for life has become unreasonable.
26 (7) That it is in the best interests of society for the petitioner's
27 driving privileges to be reinstated.
28 (8) If the person is petitioning the court under section 14(e) of this
29 chapter:
30 (A) that three (3) years have elapsed since the date the order
31 was issued that required the suspension of the petitioner's
32 driving privileges for life; and
33 (B) that the conditions listed under section 14(e) of this
34 chapter are satisfied.
35 (c) The petitioner has the burden of proof under this section and an
36 order issued under subsection (b) is a final order, appealable by any
37 party to the action.
38 (d) In an order for reinstatement of driving privileges issued under
39 this section, the court may require the bureau to issue to the prevailing
40 petitioner:
41 (1) a license to operate a motor vehicle under section 13(b) of this
42 chapter; or

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1 (2) a restricted driving license for a time and subject to conditions
 2 specified by the court, which must include one (1) or more of the
 3 following conditions if the person was determined to be a habitual
 4 violator under IC 9-30-10-4(a)(4) through IC 9-30-10-4(a)(7) or
 5 IC 9-30-10-4(b)(1) through IC 9-30-10-4(b)(4), and at least one
 6 (1) of the offenses occurred within five (5) years prior to the
 7 granting of the probationary or restricted license:

8 (A) Specified hours during which the person may drive.

9 (B) An order prohibiting the person from operating a motor
 10 vehicle or ~~motorized bicycle~~ **moped** with an alcohol
 11 concentration equivalent to at least two-hundredths (0.02)
 12 gram of alcohol per:

13 (i) one hundred (100) milliliters of the person's blood; or

14 (ii) two hundred ten (210) liters of the person's breath;

15 or while intoxicated (as defined under IC 9-13-2-86).

16 (C) An order that the person submit to a method to monitor the
 17 person's compliance with the prohibition against operating a
 18 motor vehicle or ~~motorized bicycle~~ **moped** with an alcohol
 19 concentration equivalent to at least two-hundredths (0.02)
 20 gram of alcohol per:

21 (i) one hundred (100) milliliters of the person's blood; or

22 (ii) two hundred ten (210) liters of the person's breath;

23 or while intoxicated (as defined under IC 9-13-2-86).

24 (D) The court shall determine the appropriate monitoring
 25 method, which may include one (1) or more of the following:

26 (i) The person may operate only a motor vehicle equipped
 27 with an ignition interlock device.

28 (ii) The person must submit to a chemical test if a law
 29 enforcement officer lawfully stops the person while
 30 operating a motor vehicle or ~~motorized bicycle~~ **moped** and
 31 the law enforcement officer requests that the person submit
 32 to a chemical test.

33 (iii) The person must wear a device that detects and records
 34 the person's use of alcohol.

35 (iv) The person must submit to any other reasonable
 36 monitoring requirement as determined by the court.

37 (e) If a court orders the bureau to issue a restricted driving license
 38 to a petitioner under subsection (d), the court shall specify the
 39 conditions under which the petitioner may be issued a license to
 40 operate a motor vehicle under section 13(b) of this chapter. After the
 41 expiration date of the restricted license and upon:

42 (1) fulfillment by the petitioner of the conditions specified by the

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1 court; and
 2 (2) the expiration of the restricted license issued under subsection
 3 (d)(2);
 4 the bureau shall issue to the petitioner a license to operate a motor
 5 vehicle under section 13(b) of this chapter.
 6 SECTION 71. IC 9-30-10-15, AS AMENDED BY P.L.125-2012,
 7 SECTION 357, IS AMENDED TO READ AS FOLLOWS
 8 [EFFECTIVE JULY 1, 2013]: Sec. 15. (a) Upon receiving a petition
 9 filed under section 14 of this chapter, a court shall set a date for hearing
 10 the matter and direct the clerk of the court to provide notice of the
 11 hearing date to the following:
 12 (1) The petitioner.
 13 (2) The prosecuting attorney of the county where the petitioner
 14 resides.
 15 (3) The bureau.
 16 (b) A court may order the rescission of the order that required the
 17 suspension of the petitioner's driving privileges for life and may order
 18 the bureau to reinstate the driving privileges of a petitioner whose
 19 driving privileges have been suspended for life if, after the hearing of
 20 the matter, the court makes the following written findings and
 21 conclusions, based on clear and convincing evidence:
 22 (1) That the petitioner has never been convicted of a violation
 23 described in section 4(a) of this chapter.
 24 (2) That the petitioner has never been convicted of an offense
 25 under section 17 of this chapter.
 26 (3) That the petitioner has not been convicted of an offense under
 27 section 16 of this chapter more than one (1) time.
 28 (4) If the person is petitioning the court under section 14(a) of this
 29 chapter that ten (10) years have elapsed since the date on which
 30 an order was issued that required the suspension of the petitioner's
 31 driving privileges for life.
 32 (5) That there has been a substantial change in the petitioner's
 33 circumstances indicating the petitioner would no longer pose a
 34 risk to the safety of others if the petitioner's driving privileges
 35 were reinstated.
 36 (6) That there has been a substantial change in the petitioner's
 37 circumstances indicating that the suspension of the petitioner's
 38 driving privileges for life has become unreasonable.
 39 (7) That it is in the best interests of society for the petitioner's
 40 driving privileges to be reinstated.
 41 (8) If the person is petitioning the court under section 14(e) of this
 42 chapter:

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1 (A) that three (3) years have elapsed since the date the order
 2 was issued that required the suspension of the petitioner's
 3 driving privileges for life; and
 4 (B) that the conditions listed under section 14(e) of this
 5 chapter are satisfied.
 6 (c) The petitioner has the burden of proof under this section and an
 7 order issued under subsection (b) is a final order, appealable by any
 8 party to the action.
 9 (d) In an order for reinstatement of driving privileges issued under
 10 this section, the court may require the bureau to issue the prevailing
 11 petitioner:
 12 (1) driving privileges under section 13(b) of this chapter; or
 13 (2) restricted driving privileges for a time and subject to
 14 conditions specified by the court, which must include one (1) or
 15 more of the following conditions if the person was determined to
 16 be a habitual violator under IC 9-30-10-4(a)(4) through
 17 IC 9-30-10-4(a)(7) or IC 9-30-10-4(b)(1) through
 18 IC 9-30-10-4(b)(4):
 19 (A) Specified hours during which the person may drive.
 20 (B) An order prohibiting the person from operating a motor
 21 vehicle or ~~motorized bicycle~~ **moped** with an alcohol
 22 concentration equivalent to at least two-hundredths (0.02)
 23 gram of alcohol per:
 24 (i) one hundred (100) milliliters of the person's blood; or
 25 (ii) two hundred ten (210) liters of the person's breath;
 26 or while intoxicated (as defined under IC 9-13-2-86).
 27 (C) An order that the person submit to a method to monitor the
 28 person's compliance with the prohibition against operating a
 29 motor vehicle or ~~motorized bicycle~~ **moped** with an alcohol
 30 concentration equivalent to at least two-hundredths (0.02)
 31 gram of alcohol per:
 32 (i) one hundred (100) milliliters of the person's blood; or
 33 (ii) two hundred ten (210) liters of the person's breath;
 34 or while intoxicated (as defined under IC 9-13-2-86).
 35 (D) The court shall determine the appropriate monitoring
 36 method, which may include one (1) or more of the following:
 37 (i) The person may operate only a motor vehicle equipped
 38 with an ignition interlock device.
 39 (ii) The person must submit to a chemical test if a law
 40 enforcement officer lawfully stops the person while
 41 operating a motor vehicle or ~~motorized bicycle~~ **moped** and
 42 the law enforcement officer requests that the person submit

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1 to a chemical test.
2 (iii) The person must wear a device that detects and records
3 the person's use of alcohol.
4 (iv) The person must submit to any other reasonable
5 monitoring requirement as determined by the court.
6 (e) If a court orders the bureau to issue restricted or probationary
7 driving privileges to a petitioner under subsection (d), the court shall
8 specify the conditions under which the petitioner may be issued driving
9 privileges to operate a motor vehicle under section 13(b) of this
10 chapter. After the expiration date of the restricted or probationary
11 driving privileges and upon:
12 (1) fulfillment by the petitioner of the conditions specified by the
13 court; and
14 (2) the expiration of the restricted issued driving privileges under
15 subsection (d)(2);
16 the bureau shall issue the petitioner driving privileges to operate a
17 motor vehicle under section 13(b) of this chapter.
18 (f) If the bureau receives an order granting a rescission of the
19 suspension order and reinstatement of driving privileges to a person
20 who, according to the records of the bureau, does not qualify under this
21 chapter, the bureau shall do the following:
22 (1) Issue the person probationary driving privileges and notify the
23 prosecuting attorney of the county from which the order was
24 received that the person is not eligible for the rescission and
25 reinstatement.
26 (2) Send a certified copy of the person's driving record to the
27 prosecuting attorney.
28 The prosecuting attorney shall, in accordance with IC 35-38-1-15,
29 petition the court to correct the court's order. If the bureau does not
30 receive a corrected order within sixty (60) days, the bureau shall notify
31 the attorney general, who shall, in accordance with IC 35-38-1-15,
32 petition the court to correct the court's order.
33 SECTION 72. IC 9-30-10-17.5, AS AMENDED BY P.L.125-2012,
34 SECTION 358, IS AMENDED TO READ AS FOLLOWS
35 [EFFECTIVE JULY 1, 2013]: Sec. 17.5. A person who operates a
36 vehicle or ~~motorized bicycle~~ **moped** in violation of conditions of
37 restricted driving privileges ordered by a court under section 9(d)(6) or
38 15(d)(2) of this chapter commits a Class A misdemeanor.
39 SECTION 73. IC 9-30-10-18, AS AMENDED BY P.L.28-2010,
40 SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
41 JULY 1, 2013]: Sec. 18. In a criminal action brought under section 16,
42 17, or 17.5 of this chapter, it is a defense that the operation of a motor

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1 vehicle or ~~motorized bicycle~~ **moped** was necessary to save life or limb
 2 in an extreme emergency. The defendant must bear the burden of proof
 3 by a preponderance of the evidence to establish this defense.

4 SECTION 74. IC 9-30-13-0.3 IS ADDED TO THE INDIANA
 5 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
 6 [EFFECTIVE JULY 1, 2013]: **Sec. 0.3. This chapter does not**
 7 **authorize suspension of a moped license.**

8 SECTION 75. IC 13-11-2-130.1, AS ADDED BY P.L.170-2006,
 9 SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 10 JULY 1, 2013]: Sec. 130.1. (a) "Motor vehicle", for purposes of this
 11 chapter, means a vehicle that is self-propelled on a highway in Indiana.
 12 The term does not include a farm tractor or a ~~motorized bicycle-~~
 13 **moped.**

14 (b) This section expires on the date IC 13-20-17.7 expires under
 15 IC 13-20-17.7-9.

16 SECTION 76. IC 14-19-1-0.5, AS ADDED BY P.L.225-2005,
 17 SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 18 JULY 1, 2013]: Sec. 0.5. (a) "Motorized cart" means a conveyance that
 19 is:

- 20 (1) motor driven, either by gas or electricity;
- 21 (2) used to carry passengers or equipment; and
- 22 (3) smaller than the types of motor vehicles required to be
 23 registered by the bureau of motor vehicles such as a:
 24 (A) passenger motor vehicle (as defined in IC 9-13-2-123);
 25 (B) recreational vehicle (as defined in IC 9-13-2-150); or
 26 (C) truck (as defined in IC 9-13-2-188).

27 A motorized cart may be characterized as a golf cart, utility cart, or
 28 similar form of motor vehicle.

29 (b) The term does not include:

- 30 (1) an electric personal assistive mobility device (as defined in
 31 IC 9-13-2-49.3);
- 32 (2) a motorcycle (as defined in IC 9-13-2-108);
- 33 (3) a ~~motor scooter~~ (as defined in IC 9-13-2-104);
- 34 (4) (3) a ~~motorized bicycle~~ **moped** (as defined in IC 9-13-2-109);
 35 **IC 9-13-2-103.4**); or
- 36 (5) (4) an off-road vehicle.

37 SECTION 77. IC 20-33-8-33, AS AMENDED BY P.L.125-2012,
 38 SECTION 402, IS AMENDED TO READ AS FOLLOWS
 39 [EFFECTIVE JULY 1, 2013]: Sec. 33. Before February 1 and before
 40 October 1 of each year, except when a hearing has been requested to
 41 determine financial hardship under ~~IC 9-24-2-1(a)(4);~~
 42 **IC 9-24-2-1(b)(4)**, a principal shall submit to the bureau of motor



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1 vehicles the pertinent information concerning an individual's
2 ineligibility under IC 9-24-2-1 to be issued a driver's license or learner's
3 permit, or concerning the suspension of driving privileges under
4 IC 9-24-2-4.

5 SECTION 78. [EFFECTIVE JULY 1, 2013] (a) **The legislative**
6 **services agency shall prepare legislation for introduction in the**
7 **2014 regular session of the general assembly to make appropriate**
8 **changes in statutes as required by this act.**

9 (b) **This SECTION expires December 21, 2014.**

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