

## ARTICLE 2. EXCISE TAX AND REGISTRATION DIVISION

### Rule 1. Administration of Motor Vehicle Excise Tax

#### 140 IAC 2-1-1 Definitions

Authority: IC 9-14-2-2

Affected: IC 6-6-5; IC 9-13-2-121; IC 9-18

Sec. 1. The following words and phrases, when used in these rules, shall, for the purposes of these rules, have the meanings respectively ascribed to them in this rule, unless the context clearly indicates a different meaning:

(a) State—the State of Indiana.

(b) Person—every natural person, firm, copartnership, association, or corporation.

(c) Owner—the person in whose name the vehicle is registered as defined in IC 9-13-2-121.

(d) Vehicle—any vehicle subject to annual registration as a condition of its operation on the public highways pursuant to the motor vehicle registration laws of the State of Indiana, and subject to the imposition of annual vehicle excise tax.

(e) The pronouns “he” and “his”—shall include without limitation the feminine and neuter genders.

(f) Registration Year or Annual Registration Year—that period of twelve (12) full consecutive months beginning with the first day of the month within which he is required to register and ending on the last day of the twelfth month thereafter.

(g) Current Registration, Current Annual Registration Year—in the case of any owner, that period of twelve (12) consecutive months beginning with the first day of that owner's last elapsed required registration month and ending on the last day of the twelfth month thereafter.

(h) License Branch—the branch offices of the bureau authorized to register motor vehicles pursuant to the laws of the State of Indiana.

(i) Bureau—the bureau of motor vehicles of the State of Indiana.

*(Bureau of Motor Vehicles; Vehicle Excise Tax Rule I; filed Dec 22, 1971: Rules and Regs. 1972, p. 9; errata filed Aug 10, 1992, 3:00 p.m.: 15 IR 2594; readopted filed Jul 30, 2001, 10:24 a.m.: 24 IR 4228)*

#### 140 IAC 2-1-2 Valuation of vehicles

Authority: IC 9-14-2-2

Affected: IC 6-6-5-3

Sec. 2. The value of all vehicles for the purpose of determining their classification for excise tax purposes shall be based upon the “Factory Advertised Delivered Price” or the “Port of Entry Price” disregarding special equipment of each vehicle make and model at the time that it is first offered for sale in Indiana. Vehicle values are determined by the bureau of motor vehicles based on price information provided by the manufacturer and appearing in a publication of the bureau of motor vehicles compiling the manufacturer's price information. *(Bureau of Motor Vehicles; Vehicle Excise Tax Rule II; filed Dec 22, 1971: Rules and Regs. 1972, p. 10; filed Sep 23, 1988, 8:30 a.m.: 12 IR 246; readopted filed Jul 30, 2001, 10:24 a.m.: 24 IR 4228)*

#### 140 IAC 2-1-3 Valuation of unlisted vehicles

Authority: IC 9-14-2-2

Affected: IC 6-6-5-3; IC 6-6-5-4

Sec. 3. Whenever the “Factory Advertised Delivered Price” or “Port of Entry Price” of a vehicle does not appear in the Red Book bureau of motor vehicle's publication compiling the manufacturer's price information because the vehicle is specially constructed, or because of any other reason, the vehicle shall be classified according to the Factory Advertised Delivered price or Port of Entry price of the make and year of the chassis, subject to review by the board of state tax commissioners. If the make or year of the chassis is not known or cannot be determined, the vehicle shall be classified as a Class I vehicle. *(Bureau of Motor Vehicles; Vehicle Excise Tax Rule III; filed Dec 22, 1971: Rules and Regs. 1972, p. 10; filed Sep 23, 1988, 8:30 a.m.: 12 IR 246; readopted filed Jul 30, 2001, 10:24 a.m.: 24 IR 4228)*

#### 140 IAC 2-1-4 Eligibility for excise tax credit (Repealed)

Sec. 4. *(Repealed by Bureau of Motor Vehicles; filed Nov 26, 1996, 4:35 p.m.: 20 IR 938)*

**140 IAC 2-1-5 Proof of title transfer (Repealed)**

Sec. 5. *(Repealed by Bureau of Motor Vehicles; filed Nov 26, 1996, 4:35 p.m.: 20 IR 938)*

**140 IAC 2-1-6 Notation on certificate of registration when license plate transferred (Repealed)**

Sec. 6. *(Repealed by Bureau of Motor Vehicles; filed Nov 26, 1996, 4:35 p.m.: 20 IR 938)*

**140 IAC 2-1-7 Payment of excise tax when license plate transferred (Repealed)**

Sec. 7. *(Repealed by Bureau of Motor Vehicles; filed Nov 26, 1996, 4:35 p.m.: 20 IR 938)*

**140 IAC 2-1-8 Early registration**

Authority: IC 9-14-2-2

Affected: IC 6-6-5-6; IC 9-18

Sec. 8. Any person who registers his vehicle prior to the registration month must relinquish the current registration year's valid Certificate of Registration as proof that the vehicle was properly registered and that all prior year's excise taxes legally due from him on that vehicle have been paid. *(Bureau of Motor Vehicles; Vehicle Excise Tax Rule VIII; filed Dec 22, 1971: Rules and Regs. 1972, p. 11; readopted filed Jul 30, 2001, 10:24 a.m.: 24 IR 4228)*

**140 IAC 2-1-9 Registration after registration month**

Authority: IC 9-14-2-2

Affected: IC 6-6-5-7; IC 9-18

Sec. 9. Any person who registers a vehicle which is acquired or brought into this state after his registration month and who does not register that vehicle by the transfer of a registration and license plate from a vehicle which is owned or was owned by him shall be required to register the vehicle and purchase a license plate for the current registration year within which he is registering the vehicle, and he shall pay any excise tax due for that registration year and any applicable registration fee: provided, however, that if the vehicle being registered was acquired or brought into the state on or after January 1 of the new calendar year and one calendar month prior to the owner's registration month, the owner must register the vehicle and pay all excise taxes due upon such vehicle for his next full annual registration year. *(Bureau of Motor Vehicles; Vehicle Excise Tax Rule IX; filed Dec 22, 1971: Rules and Regs. 1972, p. 11; readopted filed Jul 30, 2001, 10:24 a.m.: 24 IR 4228)*

**140 IAC 2-1-10 Registration by mail**

Authority: IC 9-14-2-2

Affected: IC 6-6-5-6; IC 9-18

Sec. 10. Any vehicle owner who seeks to register his vehicle by mail, must send his bureau of motor vehicle's pre-printed application for certificate of registration or a photostatic copy of the owner's current valid certificate of registration to a bureau of motor vehicle license branch in the county in which the owner resides. The documentation sent to the bureau of motor vehicles must include the vehicles owner's motor vehicle liability insurance company and the motor vehicle liability insurance policy number. *(Bureau of Motor Vehicles; Vehicle Excise Tax Rule X; filed Dec 22, 1971: Rules and Regs. 1972, p. 11; filed Sep 23, 1988, 8:30 a.m.: 12 IR 246; readopted filed Jul 30, 2001, 10:24 a.m.: 24 IR 4228)*

**Rule 2. Semitrailers**

**140 IAC 2-2-1 Registration of a semitrailer and issuance of plate**

Authority: IC 9-14-2-2; IC 9-18-10-3

Affected: IC 9-13-2-164; IC 9-17-2; IC 9-18-2; IC 9-18-10; IC 9-29-5-6

Sec. 1. (a) A person who owns a semitrailer that is required to be registered in this state may register the vehicle:

(1) annually;

(2) on a five (5) year basis; or

(3) permanently.

(b) A person who registers a semitrailer under subsection (a) may apply for a farm plate or an International Registration Plan (IRP) plate. (*Bureau of Motor Vehicles; 140 IAC 2-2-1; filed Aug 23, 1994, 10:50 a.m.: 18 IR 9; readopted filed Jul 30, 2001, 10:24 a.m.: 24 IR 4228*)

**140 IAC 2-2-2 Five year semitrailer registration**

Authority: IC 9-14-2-2; IC 9-18-10-3

Affected: IC 9-13-2-164; IC 9-18-2; IC 9-18-10; IC 9-29-5-6

Sec. 2. (a) The registration year for a five (5) year semitrailer plate is any sixty (60) month period selected by the commissioner, and the vehicle must be registered or renewed before February 1 of the year subsequent to the last year of the five (5) year period.

(b) Notwithstanding subsection (a), an apportioned plate must be purchased or renewed before April 1 of the year subsequent to the last year of the five (5) year period.

(c) The bureau may designate any five (5) year period of time as registration years.

(d) Fees for five (5) year plates purchased during the sixty (60) month period shall be determined under IC 9-29-5-6(2).

(e) The plate may be transferred to another semitrailer except an apportioned plate may only be transferred to similar equipment within the same semitrailer fleet. (*Bureau of Motor Vehicles; 140 IAC 2-2-2; filed Aug 23, 1994, 10:50 a.m.: 18 IR 9; readopted filed Jul 30, 2001, 10:24 a.m.: 24 IR 4228*)

**140 IAC 2-2-3 Permanent semitrailer registration**

Authority: IC 9-14-2-2; IC 9-18-10-3

Affected: IC 9-13-2-164; IC 9-18-2; IC 9-18-10; IC 9-29-5-6

Sec. 3. (a) The permanent semitrailer registration plate may contain the letters "no expiration date".

(b) The permanent semitrailer registration is void when the owner sells, disposes of, or does not annually renew the registration of the semitrailer. The plate cannot be transferred.

(c) If the annual record update fee provided for in IC 9-29-5-6(3)(B) is not paid before February 1, the bureau may provisionally suspend the plate of the following year. If the annual record update fee is not paid by that time, the bureau may permanently suspend the plate. If the registrant fails to surrender the suspended plate to the bureau or provide proof that the plate was lost, stolen, or destroyed, the bureau may suspend any other semitrailer or tractor plate assigned to the registrant. Proof of the loss, theft, or destruction may be evidenced by the completion of either State Form 37135/BMV (Application for Duplicate or Replacement License Plate) or other forms provided by the bureau.

(d) The annual record update fee for a semitrailer used for farm or nonfarm purposes is two dollars (\$2). (*Bureau of Motor Vehicles; 140 IAC 2-2-3; filed Aug 23, 1994, 10:50 a.m.: 18 IR 9; readopted filed Jul 30, 2001, 10:24 a.m.: 24 IR 4228*)

**Rule 3. Ninety Day Temporary Registration Permits; Issuance**

**140 IAC 2-3-1 Proof of foreign citizenship**

Authority: IC 9-14-2-2

Affected: IC 9-18-2; IC 9-18-7

Sec. 1. Proof of foreign citizenship shall be demonstrated by a valid foreign passport issued to the registrant by the registrant's

country of residence. (*Bureau of Motor Vehicles; 140 IAC 2-3-1; filed Aug 24, 1994, 1:35 p.m.: 18 IR 10; readopted filed Jul 30, 2001, 10:24 a.m.: 24 IR 4228*)

**140 IAC 2-3-2 Proof of state of manufacture**

Authority: IC 9-14-2-2

Affected: IC 9-18-2; IC 9-18-7

Sec. 2. Proof of the state of manufacture of the vehicle to be registered shall be determined by the state of manufacture shown on the Certificate of Origin or similar document from the manufacturer of the vehicle. (*Bureau of Motor Vehicles; 140 IAC 2-3-2; filed Aug 24, 1994, 1:35 p.m.: 18 IR 10; readopted filed Jul 30, 2001, 10:24 a.m.: 24 IR 4228*)

**140 IAC 2-3-3 Proof of intent**

Authority: IC 9-14-2-2

Affected: IC 9-18-2; IC 9-18-7

Sec. 3. Proof of intention to register the vehicle in a foreign country shall be demonstrated by an affirmation, under penalty of perjury, on a form provided by the bureau, of the registrant's intention to register the vehicle in a foreign country. (*Bureau of Motor Vehicles; 140 IAC 2-3-3; filed Aug 24, 1994, 1:35 p.m.: 18 IR 10; readopted filed Jul 30, 2001, 10:24 a.m.: 24 IR 4228*)

**140 IAC 2-3-4 Proof of financial responsibility**

Authority: IC 9-14-2-2

Affected: IC 9-18-2; IC 9-18-7; IC 9-25

Sec. 4. A person qualifying for a ninety (90) day temporary registration permit under section 1 of this rule shall provide proof of financial responsibility in the same manner and amounts specified under IC 9-25, on a form provided by the bureau, before the permit may be issued. (*Bureau of Motor Vehicles; 140 IAC 2-3-4; filed Aug 24, 1994, 1:35 p.m.: 18 IR 10; readopted filed Jul 30, 2001, 10:24 a.m.: 24 IR 4228*)

**140 IAC 2-3-5 Fee and service charge**

Authority: IC 9-14-2-2; IC 9-29-3-19

Affected: IC 9-18-2; IC 9-18-7; IC 9-29-3-23; IC 9-29-5-26.5

Sec. 5. The fee for a ninety (90) day temporary registration permit is seventy-five dollars (\$75). The service charge (hereinafter referred to as the ninety (90) day service charge) which the license branch shall charge for issuing the permit is thirty-seven dollars and fifty cents (\$37.50). The ninety (90) day permit service charge shall be withheld from the seventy-five dollar (\$75) fee and deposited in the state license branch fund under IC 9-29-3-23. (*Bureau of Motor Vehicles; 140 IAC 2-3-5; filed Aug 24, 1994, 1:35 p.m.: 18 IR 10; errata, 18 IR 268; readopted filed Jul 30, 2001, 10:24 a.m.: 24 IR 4228*)

**140 IAC 2-3-6 Display of permit**

Authority: IC 9-14-2-2

Affected: IC 9-18-2-26; IC 9-18-7

Sec. 6. A ninety (90) day permit shall be displayed in the same manner as a standard license plate for that distinct vehicle type as set forth in IC 9-18-2-26. (*Bureau of Motor Vehicles; 140 IAC 2-3-6; filed Aug 24, 1994, 1:35 p.m.: 18 IR 10; readopted filed Jul 30, 2001, 10:24 a.m.: 24 IR 4228*)

**140 IAC 2-3-7 Month and year stickers**

Authority: IC 9-14-2-2

Affected: IC 9-18-2; IC 9-18-7

Sec. 7. The sticker indicating the month of expiration shall be placed in the upper left corner of the ninety (90) day permit. The sticker indicating the year of expiration shall be placed in the upper right corner of the ninety (90) day permit. Neither sticker shall obscure any letters or numbers appearing upon the ninety (90) day permit, except that a sticker indicating a subsequent year of expiration may obscure the original year upon the upper right corner of the ninety (90) day permit. *(Bureau of Motor Vehicles; 140 IAC 2-3-7; filed Aug 24, 1994, 1:35 p.m.: 18 IR 10; readopted filed Jul 30, 2001, 10:24 a.m.: 24 IR 4228)*

#### **Rule 4. Special Group Recognition License Plates; Issuance**

##### **140 IAC 2-4-1 Statement of intent**

Authority: IC 9-14-2-2

Affected: IC 9-13-2-170; IC 9-18-25

Sec. 1. (a) The bureau of motor vehicles will administer the issuance of special group license plates to honor deserving organizations that have made significant civic, community, and charitable contributions in Indiana or are descendants of native or pioneer residents of Indiana under IC 9-13-2-170.

(b) The bureau of motor vehicles may, in its discretion, limit the number of new special group recognition plate types authorized in any one (1) year or years to regulate the proliferation of special group recognition plate types due to the following concerns:

- (1) Proliferation of special group recognition plate types makes proper identification of vehicles by law enforcement officers and other individuals more difficult.
- (2) Proliferation weakens the distinction of special group recognition plates for deserving organizations which have previously qualified for special group status.
- (3) Proliferation adversely effects the efficient distribution of license plates through the license branch system operated by the bureau of motor vehicles commission.

*(Bureau of Motor Vehicles; 140 IAC 2-4-1; filed Jun 16, 1995, 3:30 p.m.: 18 IR 2673; readopted filed Jul 30, 2001, 10:24 a.m.: 24 IR 4228)*

##### **140 IAC 2-4-2 Petition for special group status**

Authority: IC 9-14-2-2

Affected: IC 9-13-2-170; IC 9-18-25

Sec. 2. (a) An organization wishing to participate in the special group recognition license plate program must indicate to the bureau of motor vehicles its intent to be included in the special group recognition license plate program by filing a petition with the bureau of motor vehicles no later than March 31 of the calendar year immediately preceding the calendar year the special group recognition plates are to be issued.

(b) The organization must include the following information with its petition for inclusion in the special group recognition program:

- (1) A description of the organization, including the following information:
  - (A) The purpose of the organization.
  - (B) The philosophy or mission statement of the organization.
  - (C) The length of time the organization has been in existence.
  - (D) The number of active members in the organization.
  - (E) The organization's unique significance to the United States, Indiana, or the organization's community.
- (2) A statement of the group's objective in obtaining a special group recognition license plate.
- (3) A sworn statement from an authorized officer of the organization which affirms that, to the best knowledge of such officer, the organization does not discriminate on the basis of age, race, color, religion, sex, national origin, or disability in contravention of any federal, state, or local law, regulation, decree, or order in the selection of its members, its civic activities, or its services provided to the community it serves.
- (4) A statement of the intended organizational uses of the funds, if any, raised through the sale of the plate.
- (5) A certified copy of the organization's charter or articles of incorporation.

- (6) A color drawing of the preliminary plate design.
- (7) A statement describing the active membership of the organization who would be eligible for the special group recognition plate.
- (8) Written documentation evidencing that the organization is not-for-profit in the manner provided in section 6 of this rule.
- (9) Such other documentation or other information that the bureau of motor vehicles deems necessary to determine whether the organization qualifies for special group recognition status.

No petition will be considered until all of the information in this subsection is filed with the bureau of motor vehicles. The bureau of motor vehicles will notify the organization no later than May 1 of the calendar year in which the petition is filed whether the petition has been approved or not approved. (*Bureau of Motor Vehicles; 140 IAC 2-4-2; filed Jun 16, 1995, 3:30 p.m.: 18 IR 2673; readopted filed Jul 30, 2001, 10:24 a.m.: 24 IR 4228*)

#### **140 IAC 2-4-3 Submission of list of applicants; extension; expenses**

Authority: IC 9-14-2-2

Affected: IC 9-18-25-5

Sec. 3. (a) Subsequent to petition approval by the bureau of motor vehicles, but no later than July 31 of the calendar year immediately preceding the calendar year the special recognition license plates are to be issued, the organization must submit to the bureau of motor vehicles a list of the names and addresses of all persons who have submitted applications to the organization for the group's proposed special group recognition plate.

(b) The list submitted to the bureau of motor vehicles must contain no less than five hundred (500) applicants.

(c) Submission of a list containing one (1) or more names of individuals who have not actually applied for the plate will be grounds for rejection of the proposed special group recognition plate.

(d) In the event the organization's petition is approved but the organization cannot provide the bureau of motor vehicles with the list of applicants in the numbers required by the due date, the organization may request in writing, no later than thirty (30) days subsequent to the due date, a one (1) time one (1) year extension to obtain a sufficient number of applicants desiring to purchase the proposed special group recognition plate.

(e) If the organization fails to request an extension, or is still unable to submit a list with a sufficient number of applicants at the conclusion of the one (1) year extension, the petition originally filed by the organization will no longer be valid.

(f) In the event the organization's petition is approved by the bureau, the organization will be required to reimburse the bureau for expenses incurred due to the production of extraordinary special group plate design and plate display costs. (*Bureau of Motor Vehicles; 140 IAC 2-4-3; filed Jun 16, 1995, 3:30 p.m.: 18 IR 2674; readopted filed Oct 17, 2001, 3:52 p.m.: 25 IR 910*)

#### **140 IAC 2-4-4 Posting surety bond**

Authority: IC 9-14-2-2

Affected: IC 9-18-25

Sec. 4. (a) Simultaneously with the submission of the list of applicants required under section 3 of this rule, the organization must submit a bond issued by a surety company authorized to transact business in Indiana.

(b) The bond must be in a total amount of six thousand dollars (\$6,000) and may not be cancelled without ten (10) days' prior notice to the bureau of motor vehicles.

(c) In the event the new special group recognition license plate is issued and less than five hundred (500) such plates are sold in the first year in which the plate is available, the bond must be conditioned for payments to the bureau of motor vehicles according to the following formula:

$$(500 - \text{number of plates sold}) \times \$12$$

(d) Once five hundred (500) of the new special group recognition plates are sold, in the first year in which the plate is available, the bond will be returned to the organization.

(e) If over five hundred (500) plates are sold in the first year in which the plate is available, submission of a bond will not be required for subsequent years. (*Bureau of Motor Vehicles; 140 IAC 2-4-4; filed Jun 16, 1995, 3:30 p.m.: 18 IR 2674; readopted filed Oct 17, 2001, 3:52 p.m.: 25 IR 910*)

**140 IAC 2-4-5 Preproduction requirements and costs**

Authority: IC 9-14-2-2

Affected: IC 9-18-25

Sec. 5. (a) Prior to August 1 of the calendar year immediately preceding the calendar year of issuance of the special group recognition license plate, the organization must submit camera-ready artwork to the bureau of motor vehicles to be used for plate production. If necessary, the organization may request that the bureau of motor vehicles use the services of the department of correction to prepare such camera-ready artwork provided that the organization must reimburse the state for such artwork.

(b) Prior to January 1 of the calendar year the special group recognition plate is to be issued, the organization must pay all other preproduction costs incurred, for example, silk screening, necessary to begin the production of that organization's special group recognition plate. (*Bureau of Motor Vehicles; 140 IAC 2-4-5; filed Jun 16, 1995, 3:30 p.m.: 18 IR 2674; readopted filed Jul 30, 2001, 10:24 a.m.: 24 IR 4228*)

**140 IAC 2-4-6 Not-for-profit**

Authority: IC 9-14-2-2

Affected: IC 9-18-25

Sec. 6. (a) An organization participating in the special group recognition license plate program shall demonstrate to the satisfaction of the bureau of motor vehicles that it is a not-for-profit organization.

(b) Not-for-profit status may be demonstrated either by a determination letter from the Internal Revenue Service (letter 947 or equivalent) as to the organization's qualification for exemption from taxation under Section 501 of the Internal Revenue Code, or by a Not-For-Profit Tax Registration Certificate or equivalent from the department of state revenue.

(c) Other documentation evidencing not-for-profit status will be subject to review by the bureau of motor vehicles. (*Bureau of Motor Vehicles; 140 IAC 2-4-6; filed Jun 16, 1995, 3:30 p.m.: 18 IR 2675; readopted filed Jul 30, 2001, 10:24 a.m.: 24 IR 4228*)

**140 IAC 2-4-7 Nondiscriminatory; nonrecreational**

Authority: IC 9-14-2-2

Affected: IC 9-18-25

Sec. 7. (a) An organization participating in the special group recognition license plate program must not discriminate in its membership practices, activities, or provision of services to its community in contravention of federal, state, or local law, regulation, decree, or order.

(b) Organizations predominantly recreational in purpose will not be eligible for inclusion in the special group recognition plate program. (*Bureau of Motor Vehicles; 140 IAC 2-4-7; filed Jun 16, 1995, 3:30 p.m.: 18 IR 2675; readopted filed Jul 30, 2001, 10:24 a.m.: 24 IR 4228*)

**140 IAC 2-4-8 Separate, unique organization**

Authority: IC 9-14-2-2

Affected: IC 9-18-25-6

Sec. 8. The bureau may require any organization participating in the special group recognition license plate program to prove to the satisfaction of the bureau of motor vehicles that it is a separate, unique organization with an independently verifiable number of members, by providing to the bureau of motor vehicles the names and addresses of all members of the group at the time of application for inclusion in the special group recognition license plate program, and, at any later time, upon the written request of the bureau of motor vehicles. (*Bureau of Motor Vehicles; 140 IAC 2-4-8; filed Jun 16, 1995, 3:30 p.m.: 18 IR 2675; readopted filed Jul 30, 2001, 10:24 a.m.: 24 IR 4228*)

**140 IAC 2-4-9 Loss of status; renewal process**

Authority: IC 9-14-2-2; IC 9-18-2-47

Affected: IC 9-18-25-15

Sec. 9. (a) If an organization fails to meet the requirements of IC 9-18-25-15 or this rule, the bureau of motor vehicles may terminate that organization's qualification for the special group recognition license plate program, and no further special group recognition license plates shall be issued for that organization.

(b) The failure of an organization to meet the requirements of IC 9-18-25-15 or this rule may be considered by the bureau of motor vehicles when reviewing any subsequent petition by that organization for participation in the special group recognition license plate program.

(c) An organization participating in the special group recognition plate program shall indicate its intent to remain in the program for a subsequent plate cycle, in writing, to the bureau of motor vehicles prior to April 1 of the calendar year immediately preceding the beginning of the next plate cycle. (*Bureau of Motor Vehicles; 140 IAC 2-4-9; filed Jun 16, 1995, 3:30 p.m.: 18 IR 2675; readopted filed Oct 17, 2001, 3:52 p.m.: 25 IR 911*)

**140 IAC 2-4-10 Miscellaneous provisions**

Authority: IC 9-14-2-2

Affected: IC 9-13-2-170; IC 9-18-25

Sec. 10. (a) This rule shall not apply to organizations which have been recognized by the bureau of motor vehicles as a special group as of January 1, 1994.

(b) The commissioner of the bureau of motor vehicles of the state of Indiana may waive one (1) or more of the foregoing requirements contained in this rule if, in his or her determination, the organization qualifies for special group status under IC 9-13-2-170 but, due to the unique nature of the organization, cannot satisfy such requirements. The organization shall have the burden of providing written proof that the organization is entitled to a waiver under this section. (*Bureau of Motor Vehicles; 140 IAC 2-4-10; filed Jun 16, 1995, 3:30 p.m.: 18 IR 2675; readopted filed Jul 30, 2001, 10:24 a.m.: 24 IR 4228*)

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