

ARTICLE 8. LICENSE BRANCHES

Rule 1. Personnel Policies

140 IAC 8-1-1 Purpose; policy statement; definitions

Authority: IC 9-14-8-3

Affected: IC 9-13-2; IC 9-14-10-3

Sec. 1. (a) Under IC 9-16-4-1 *[IC 9-16 was repealed by P.L.198-2016, SECTION 197, effective July 1, 2016.]*, it is the purpose of this commission policy statement to establish that the commission has chosen to develop a personnel system, which is separate from the state personnel system under IC 4-15-1.8 *[IC 4-15-1.8 was repealed by P.L.229-2011, SECTION 269, effective July 1, 2011.]*, for commission employees who are assigned to be managers and employees of the commission operated license branches. The commission's personnel system's employee handbook will define the basic rights, privileges, powers, rules, procedures, policies, duties, and benefits of those commission employees.

(b) The definitions in this section apply throughout this article.

(c) "Bureau" has the meaning set forth in IC 9-13-2-16.

(d) "Commission" has the meaning set forth in IC 9-13-2-32.

(e) "Commissioner" has the meaning set forth in IC 9-13-2-33. *(Bureau of Motor Vehicles; 140 IAC 8-1-1; filed Mar 26, 1987, 11:15 a.m.: 10 IR 1558; readopted filed Aug 22, 2001, 10:50 a.m.: 25 IR 202; readopted filed Nov 14, 2007, 1:31 p.m.: 20071212-IR-140070562RFA; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA; readopted filed Nov 3, 2014, 1:43 p.m.: 20141203-IR-140140375RFA)*

140 IAC 8-1-2 Intent (Repealed)

Sec. 2. *(Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

140 IAC 8-1-3 Policies (Repealed)

Sec. 3. *(Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

Rule 2. Procurement

140 IAC 8-2-1 Purpose (Repealed)

Sec. 1. *(Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

140 IAC 8-2-2 Policy (Repealed)

Sec. 2. *(Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

140 IAC 8-2-3 Procedural requirements for the procurement of equipment, materials, goods, and services; applicability (Repealed)

Sec. 3. *(Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

140 IAC 8-2-4 Procurement of equipment, materials, goods, and services or the lease of equipment; procedural requirements (Repealed)

Sec. 4. *(Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

140 IAC 8-2-5 Purpose; policy statement

Authority: IC 9-14-8-3

Affected: IC 9-14.1-5-2

Sec. 5. Under IC 9-16-2-5 *[IC 9-16 was repealed by P.L.198-2016, SECTION 197, effective July 1, 2016.]*, it is the purpose of this commission policy statement to establish that the commission has adopted a procurement system that applies to the procurement of equipment, materials, goods, and services required for the operation of commission operated license branches. *(Bureau of Motor Vehicles, 140 IAC 8-2-5; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA; readopted filed Nov 3, 2014, 1:43 p.m.: 20141203-IR-140140375RFA)*

Rule 3. Service Charges

140 IAC 8-3-1 Pull fee (Repealed)

Sec. 1. *(Repealed by Bureau of Motor Vehicles; filed Jan 16, 1990, 5:00 p.m.: 13 IR 1015, eff Jan 1, 1990 [IC 4-22-2-36 suspends the effectiveness of a rule document for thirty (30) days after filing with the secretary of state. LSA Document #89-124 was filed Jan 16, 1990.]*)

140 IAC 8-3-1.1 Pull service charge

Authority: IC 9-14-8-3

Affected: IC 9-14.1-3-3; IC 9-18.5-28

Sec. 1.1. (a) The pull service charge is the charge that the bureau of motor vehicles commission shall require for a requested low numbered motor vehicle registration plate or a special numbered motor vehicle registration plate as defined in subsections (b) through (c).

(b) As used in this rule, "low numbered motor vehicle registration plate" means any motor vehicle registration plate numbered from one (1) to one hundred (100) before or after the county designation number or letter series designation, or both.

(c) As used in this rule, "special numbered motor vehicle registration plate" means any plate, other than a low numbered motor vehicle registration plate, requested for issuance out of its established numerical sequence.

(d) The pull service charge for a low numbered motor vehicle registration plate or a special numbered motor vehicle registration plate is thirty dollars (\$30), regardless of the remaining life of the plate, to be collected at the time of issuance.

(e) National Football League franchised professional football team license plates issued under IC 9-18-49 *[IC 9-18-49 was repealed by P.L.198-2016, SECTION 320, effective July 1, 2016.]* are exempted from this fee.

(f) All bureau of motor vehicle and bureau of motor vehicle commission employees are prohibited from requiring, receiving, suggesting, or condoning any political contribution or other unauthorized payment in exchange for a low or special numbered motor vehicle registration plate. Any employee found to be in violation of this policy shall be subject to immediate dismissal from employment. Any other person who requires, receives, suggests, or condones a political contribution or other unauthorized payment for a low or special numbered motor vehicle registration plate or assignment thereof, shall be barred from participation in this allocation program and may be subject to criminal sanctions.

(g) All amounts collected under this section shall be deposited in the state license branch fund. *(Bureau of Motor Vehicles; 140 IAC 8-3-1.1; filed Jan 16, 1990, 5:00 p.m.: 13 IR 1014, eff Jan 1, 1990 [IC 4-22-2-36 suspends the effectiveness of a rule document for thirty (30) days after filing with the secretary of state. LSA Document #89-124 was filed Jan 16, 1990.]; filed Nov 13, 1997, 12:00 p.m.: 21 IR 1260, eff Jan 1, 1998; readopted filed Oct 17, 2001, 4:23 p.m.: 25 IR 929, eff Jan 1, 2002; readopted filed Nov 14, 2007, 1:31 p.m.: 20071212-IR-140070562RFA; readopted filed Nov 26, 2013, 11:22 a.m.: 20131225-IR-140130487RFA; filed Nov 25, 2014, 3:47 p.m.: 20141224-IR-140140293FRA, eff Jan 1, 2015)*

140 IAC 8-3-2 Handling/processing service charge (Repealed)

Sec. 2. *(Repealed by Bureau of Motor Vehicles; filed Oct 17, 2001, 4:23 p.m.: 25 IR 935, eff Jan 1, 2002)*

140 IAC 8-3-3 Forms service charge (Voided)

Sec. 3. *(Voided by P.L.216-2014, SECTION 161, effective January 1, 2015.)*

140 IAC 8-3-4 Speed title service charge (Voided)

Sec. 4. *(Voided by P.L.216-2014, SECTION 161, effective January 1, 2015.)*

140 IAC 8-3-5 Duplicate or corrected registration service charges (Voided)

Sec. 5. *(Voided by P.L.216-2014, SECTION 161, effective January 1, 2015.)*

140 IAC 8-3-6 Miscellaneous items sold service charge (Repealed)

Sec. 6. *(Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

140 IAC 8-3-7 Credit card handling service charge (Repealed)

Sec. 7. *(Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

140 IAC 8-3-8 Vehicle registration service charge (Voided)

Sec. 8. *(Voided by P.L.216-2014, SECTION 161, effective January 1, 2015.)*

140 IAC 8-3-9 Operator's license service charge (Voided)

Sec. 9. *(Voided by P.L.216-2014, SECTION 161, effective January 1, 2015.)*

140 IAC 8-3-10 Handicapped parking placard eligibility, fees, and services charges (Repealed)

Sec. 10. *(Repealed by Bureau of Motor Vehicles; filed Nov 25, 2014, 3:47 p.m.: 20141224-IR-140140293FRA, eff Jan 1, 2015)*

140 IAC 8-3-11 Excise tax collection service charges (Voided)

Sec. 11. *(Voided by P.L.216-2014, SECTION 161, effective January 1, 2015.)*

140 IAC 8-3-12 Title service charges and fees (Voided)

Sec. 12. *(Voided by P.L.216-2014, SECTION 161, effective January 1, 2015.)*

140 IAC 8-3-13 Delinquent title service charge (Voided)

Sec. 13. *(Voided by P.L.216-2014, SECTION 161, effective January 1, 2015.)*

140 IAC 8-3-14 Special motor vehicle identification number service charge (Repealed)

Sec. 14. *(Repealed by Bureau of Motor Vehicles; filed Nov 25, 2014, 3:47 p.m.: 20141224-IR-140140293FRA, eff Jan 1, 2015)*

140 IAC 8-3-15 Transfer of vehicle registration service charge (Voided)

Sec. 15. (Voided by P.L.216-2014, SECTION 161, effective January 1, 2015.)

140 IAC 8-3-16 Miscellaneous special license plate service charge (Voided)

Sec. 16. (Voided by P.L.216-2014, SECTION 161, effective January 1, 2015.)

140 IAC 8-3-17 Civic event license plate fee and service charge (Voided)

Sec. 17. (Voided by P.L.216-2014, SECTION 161, effective January 1, 2015.)

140 IAC 8-3-18 Additional service charge for permits and licenses (Voided)

Sec. 18. (Voided by P.L.216-2014, SECTION 161, effective January 1, 2015.)

140 IAC 8-3-19 Commercial driver's license service charge (Voided)

Sec. 19. (Voided by P.L.216-2014, SECTION 161, effective January 1, 2015.)

140 IAC 8-3-20 Identification card service charge (Voided)

Sec. 20. (Voided by P.L.216-2014, SECTION 161, effective January 1, 2015.)

140 IAC 8-3-21 Duplicate or replacement license plate service charge increase (Voided)

Sec. 21. (Voided by P.L.216-2014, SECTION 161, effective January 1, 2015.)

140 IAC 8-3-22 Duplicate title service charge increase (Voided)

Sec. 22. (Voided by P.L.216-2014, SECTION 161, effective January 1, 2015.)

140 IAC 8-3-23 Watercraft certificate of title service charge (Voided)

Sec. 23. (Voided by P.L.216-2014, SECTION 161, effective January 1, 2015.)

140 IAC 8-3-24 Late application for watercraft certificate of title service charge (Voided)

Sec. 24. (Voided by P.L.216-2014, SECTION 161, effective January 1, 2015.)

140 IAC 8-3-25 Hull identification number service charge (Voided)

Sec. 25. (Voided by P.L.216-2014, SECTION 161, effective January 1, 2015.)

140 IAC 8-3-26 Delinquent registration service charge (Voided)

Sec. 26. (Voided by P.L.216-2014, SECTION 161, effective January 1, 2015.)

140 IAC 8-3-27 Delinquent license renewal service charge (Voided)

Sec. 27. (Voided by P.L.216-2014, SECTION 161, effective January 1, 2015.)

140 IAC 8-3-28 Transactions service charge (Voided)

Sec. 28. (Voided by P.L.216-2014, SECTION 161, effective January 1, 2015.)

140 IAC 8-3-29 Dishonored or rejected payments procedures and service charges

Authority: IC 6-6-5-12; IC 9-14-8-3; IC 35-43-5-5

Affected: IC 9-17; IC 9-18; IC 9-24

Sec. 29. The bureau shall use the following procedures when a financial institution reports that it dishonors or rejects a person's check, credit card payment, E-check (electronic check), or other form of payment:

(1) The bureau shall create a separate collection file for each dishonored or rejected payment received from a financial institution.

(2) The bureau shall assess and collect the fees authorized in IC 35-43-5-5 and IC 6-6-5-12.

(3) The bureau shall compile and mail notices for each collection file that requests payment of the amount of the dishonored or rejected payment and any additional amounts assessed under subdivision (2). The notice shall also state that a driver's license or permit may be suspended and registration or title invalidated if full payment is not received within ten (10) business days from the collection notice's date.

(4) The bureau shall provide a receipt for any payment or payments received.

(5) The bureau may immediately suspend a driver's license or permit and invalidate a registration or title if the bureau does not receive full payment of the dishonored or rejected payment and the fees in subdivision (2) by the due date specified in subdivision (3).

(6) The driver's license, permit, registration, or title shall be reinstated upon full payment of the dishonored or rejected payment, the fees in subdivision (2), and an additional fee of ten dollars (\$10) for each suspended driver's license or permit and invalidated registration or title. The bureau shall provide a reinstatement receipt after removing the suspension or invalidation.

(7) The bureau may waive the fees assessed in subdivisions (2) and (6) if the payment was dishonored or rejected due to a financial institution or bureau error, and the bureau receives written documentation of the error and the amount of the dishonored or stopped payment. The bureau shall place any documentation received in the applicable collection file. The bureau may remove a suspension or invalidation imposed under this section if the bureau receives a court order, or the bureau determines the dishonored or rejected payment was due to a financial institution or bureau error.

(Bureau of Motor Vehicles; 140 IAC 8-3-29; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA; readopted filed Nov 26, 2013, 11:22 a.m.: 20131225-IR-140130487RFA)

140 IAC 8-3-30 Commercial driver's license fees (Voided)

Sec. 30. (Voided by P.L.216-2014, SECTION 161, effective January 1, 2015.)

Rule 4. Crossroads 2000 Fund; Fee Increases

140 IAC 8-4-1 Vehicle certificate of title fee increase (Voided)

Sec. 1. (Voided by P.L.216-2014, SECTION 161, effective January 1, 2015.)

140 IAC 8-4-2 Passenger motor vehicle registration fee increase (Voided)

Sec. 2. (Voided by P.L.216-2014, SECTION 161, effective January 1, 2015.)

140 IAC 8-4-3 Motorcycle registration fee increase (Voided)

Sec. 3. *(Voided by P.L.216-2014, SECTION 161, effective January 1, 2015.)*

140 IAC 8-4-4 Truck or tractor registration fee increase (Voided)

Sec. 4. *(Voided by P.L.216-2014, SECTION 161, effective January 1, 2015.)*

140 IAC 8-4-5 Trailer used with motor vehicle fee increase (Voided)

Sec. 5. *(Voided by P.L.216-2014, SECTION 161, effective January 1, 2015.)*

140 IAC 8-4-6 Semitrailer used with tractor registration fee increase (Voided)

Sec. 6. *(Voided by P.L.216-2014, SECTION 161, effective January 1, 2015.)*

140 IAC 8-4-7 Bus registration fee increase (Voided)

Sec. 7. *(Voided by P.L.216-2014, SECTION 161, effective January 1, 2015.)*

140 IAC 8-4-8 Special machinery registration fee increase (Voided)

Sec. 8. *(Voided by P.L.216-2014, SECTION 161, effective January 1, 2015.)*

140 IAC 8-4-9 Qualified IC 9-29-5-13 farm vehicle fee increase (Voided)

Sec. 9. *(Voided by P.L.216-2014, SECTION 161, effective January 1, 2015.)*

140 IAC 8-4-10 Manufacturer or dealer license plate fee increase (Voided)

Sec. 10. *(Voided by P.L.216-2014, SECTION 161, effective January 1, 2015.)*

140 IAC 8-4-11 Motorcycle manufacturer or dealer license plate fee increase (Voided)

Sec. 11. *(Voided by P.L.216-2014, SECTION 161, effective January 1, 2015.)*

140 IAC 8-4-12 Transport operator fee increase (Voided)

Sec. 12. *(Voided by P.L.216-2014, SECTION 161, effective January 1, 2015.)*

140 IAC 8-4-13 Duplicate or replacement license plate fee increase (Voided)

Sec. 13. *(Voided by P.L.216-2014, SECTION 161, effective January 1, 2015.)*

140 IAC 8-4-14 Recreational vehicle registration fee increase (Voided)

Sec. 14. *(Voided by P.L.216-2014, SECTION 161, effective January 1, 2015.)*

140 IAC 8-4-15 Farm tractor used in transportation fee increase (Voided)

Sec. 15. *(Voided by P.L.216-2014, SECTION 161, effective January 1, 2015.)*

140 IAC 8-4-16 Temporary registration fee increase (Voided)

Sec. 16. *(Voided by P.L.216-2014, SECTION 161, effective January 1, 2015.)*

140 IAC 8-4-17 Special motor vehicle identification number fee increase (Voided)

Sec. 17. *(Voided by P.L.216-2014, SECTION 161, effective January 1, 2015.)*

140 IAC 8-4-18 Transfer of vehicle registration fee increase (Voided)

Sec. 18. *(Voided by P.L.216-2014, SECTION 161, effective January 1, 2015.)*

140 IAC 8-4-19 Recovery vehicle registration fee increase (Voided)

Sec. 19. *(Voided by P.L.216-2014, SECTION 161, effective January 1, 2015.)*

140 IAC 8-4-20 Personalized license plate registration fee increase (Voided)

Sec. 20. *(Voided by P.L.216-2014, SECTION 161, effective January 1, 2015.)*

140 IAC 8-4-21 Amateur radio operator license plate fee increase (Voided)

Sec. 21. *(Voided by P.L.216-2014, SECTION 161, effective January 1, 2015.)*

140 IAC 8-4-22 Civic event license plate fee increase (Voided)

Sec. 22. *(Voided by P.L.216-2014, SECTION 161, effective January 1, 2015.)*

140 IAC 8-4-23 Special group recognition license plate fee increase (Voided)

Sec. 23. *(Voided by P.L.216-2014, SECTION 161, effective January 1, 2015.)*

140 IAC 8-4-24 Interim dealer or manufacturer transporter license plate fee increase (Voided)

Sec. 24. *(Voided by P.L.216-2014, SECTION 161, effective January 1, 2015.)*

140 IAC 8-4-25 Permit or license fee increase (Voided)

Sec. 25. *(Voided by P.L.216-2014, SECTION 161, effective January 1, 2015.)*

140 IAC 8-4-26 Motorcycle endorsement fee increase (Voided)

Sec. 26. *(Voided by P.L.216-2014, SECTION 161, effective January 1, 2015.)*

140 IAC 8-4-27 Watercraft certificate of title fee increase (Voided)

Sec. 27. *(Voided by P.L.216-2014, SECTION 161, effective January 1, 2015.)*

140 IAC 8-4-28 Hull identification number fee increase (Voided)

Sec. 28. (Voided by P.L.216-2014, SECTION 161, effective January 1, 2015.)

140 IAC 8-4-29 Late application for watercraft certificate of title fee increase (Voided)

Sec. 29. (Voided by P.L.216-2014, SECTION 161, effective January 1, 2015.)

140 IAC 8-4-30 Watercraft registration fee increase (Voided)

Sec. 30. (Voided by P.L.216-2014, SECTION 161, effective January 1, 2015.)

Rule 5. Fees

140 IAC 8-5-1 Definitions

Authority: IC 9-14-8-3

Affected: IC 9-13-2; IC 9-14.1-3-3; IC 9-29

Sec. 1. (a) The definitions in this section apply throughout this rule.

(b) "Commission fund" has the meaning set forth in IC 9-13-2-32.7.

(c) "Crossroads 2000 fund" has the meaning set forth in IC 9-13-2-39.8.

(d) "Integrated public safety communications fund" has the meaning set forth in IC 9-13-2-82.5.

(e) "Motor vehicle highway account" has the meaning set forth in IC 9-13-2-105.3. (*Bureau of Motor Vehicles; 140 IAC 8-5-1; filed Nov 25, 2014, 3:47 p.m.: 20141224-IR-140140293FRA, eff Jan 1, 2015*)

140 IAC 8-5-2 Chauffeur's license issued to individuals 85 and older fee (Voided)

Sec. 2. (Voided by P.L.149-2015, SECTION 111, effective July 1, 2015.)

140 IAC 8-5-3 Commercial driver's license upgrade or downgrade fee (Voided)

Sec. 3. (Voided by P.L.149-2015, SECTION 111, effective July 1, 2015.)

140 IAC 8-5-4 Motorcycle endorsements of commercial driver's license fee (Voided)

Sec. 4. (Voided by P.L.149-2015, SECTION 111, effective July 1, 2015.)

140 IAC 8-5-5 Delinquent license renewal fee (Voided)

Sec. 5. (Voided by P.L.149-2015, SECTION 111, effective July 1, 2015.)

140 IAC 8-5-6 Delinquent registration renewal fee (Voided)

Sec. 6. (Voided by P.L.149-2015, SECTION 111, effective July 1, 2015.)

140 IAC 8-5-7 Title history fee (Voided)

Sec. 7. (Voided by P.L.149-2015, SECTION 111, effective July 1, 2015.)

140 IAC 8-5-8 Civic event license plate fee

Authority: IC 9-14-8-3; IC 9-18.5-10

Affected: IC 9-14.1-3-3; IC 9-18.5-10-1

Sec. 8. (a) The fee for a civic event license plate issued under IC 9-18-24-1 [*IC 9-18-24 was repealed by P.L.198-2016, SECTION 300, effective July 1, 2016.*] is twenty-one dollars (\$21).

(b) The fee shall be distributed as follows:

(1) Eight dollars (\$8) to the commission fund.

(2) Eight dollars (\$8) to the motor vehicle highway account.

(3) Five dollars (\$5) to the crossroads 2000 fund.

(c) The commissioner may waive this fee if, in his or her opinion, the waiver would be in the best interest of the bureau. (*Bureau of Motor Vehicles; 140 IAC 8-5-8; filed Nov 25, 2014, 3:47 p.m.: 20141224-IR-140140293FRA, eff Jan 1, 2015*)

140 IAC 8-5-9 Surtax collection service charge (Voided)

Sec. 9. (*Voided by P.L.149-2015, SECTION 111, effective July 1, 2015.*)

140 IAC 8-5-10 Wheel tax collection service charge (Voided)

Sec. 10. (*Voided by P.L.149-2015, SECTION 111, effective July 1, 2015.*)

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