

ARTICLE 9. WATERCRAFT

Rule 1. Definitions

140 IAC 9-1-0.5 Applicability; definitions

Authority: IC 9-14-2-2; IC 9-31-1-5

Affected: IC 6-6-11-1; IC 9-13-2; IC 9-31-2-8; IC 14-8-2-53

Sec. 0.5. (a) The definitions in this section apply throughout this article.

(b) "Bill of sale" means a written instrument sufficient to support an intent to transfer ownership of a watercraft and must include the following:

- (1) The purchase price of the boat and motor.
- (2) The name of the purchaser.
- (3) The date of purchase.
- (4) A description of the watercraft describing the following:
 - (A) Year.
 - (B) Make.
 - (C) Model or boat type.
 - (D) Length.
 - (E) Hull identification number, if any.

(5) The signature, printed name, and address of the seller.

(c) "Boat" has the meaning set forth in IC 6-6-11-1.

(d) "Boat dealer" has the meaning set forth in IC 9-13-2-42(c).

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

(f) "Certificate of origin" means the original ownership document for a vehicle issued by a manufacturer and provided to the initial purchaser of that vehicle, which begins the vehicle's chain of ownership.

(g) "Conservation officer" has the meaning set forth in IC 14-8-2-53.

(h) "HIN inspection" means the verification of the year, make, and HIN by a police officer or a conservation officer.

(i) "Hull identification number" or "HIN" means the standard coast guard approved twelve (12) digit number placed on a watercraft by the manufacturer or assigned by the bureau under IC 9-31-2-8, or by another state.

(j) "Manufacturer" means a person who is engaged in the business of constructing watercraft for sale to a boat dealer or to the public.

(k) "Motorboat" has the meaning set forth in IC 9-13-2-103.5.

(l) "Person" has the meaning set forth in IC 9-13-2-124.

(m) "Police officer" has the meaning set forth in IC 9-13-2-127.

(n) "Watercraft" has the meaning set forth in IC 9-13-2-198.5. (*Bureau of Motor Vehicles; 140 IAC 9-1-0.5; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA*)

140 IAC 9-1-1 Applicability (Transferred)

Sec. 1. *NOTE: Transferred from the Bureau of Motor Vehicles (140 IAC 9-1-1) to the Secretary of State (75 IAC 5-1-1) by P.L.106-2008, SECTION 54, effective July 1, 2008.*

140 IAC 9-1-2 "Auctioneer" defined (Repealed)

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 (*Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA*)

140 IAC 9-1-3 "Bill of sale" defined (Transferred)

Sec. 3. *NOTE: Transferred from the Bureau of Motor Vehicles (140 IAC 9-1-3) to the Secretary of State (75 IAC 5-1-2) by P.L.106-2008, SECTION 54, effective July 1, 2008.*

140 IAC 9-1-4 "Boat" defined (Transferred)

Sec. 4. *NOTE: Transferred from the Bureau of Motor Vehicles (140 IAC 9-1-4) to the Secretary of State (75 IAC 5-1-3) by P.L.106-2008, SECTION 54, effective July 1, 2008.*

140 IAC 9-1-5 "Boat dealer" defined (Transferred)

Sec. 5. *NOTE: Transferred from the Bureau of Motor Vehicles (140 IAC 9-1-5) to the Secretary of State (75 IAC 5-1-4) by P.L.106-2008, SECTION 54, effective July 1, 2008.*

140 IAC 9-1-6 "Broker" defined (Repealed)

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

140 IAC 9-1-7 "Bureau" defined (Transferred)

Sec. 7. *NOTE: Transferred from the Bureau of Motor Vehicles (140 IAC 9-1-7) to the Secretary of State (75 IAC 5-1-5) by P.L.106-2008, SECTION 54, effective July 1, 2008.*

140 IAC 9-1-8 "Conservation officer" defined (Repealed)

Sec. 8. *(Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

140 IAC 9-1-9 "Consignee" defined (Transferred)

Sec. 9. *NOTE: Transferred from the Bureau of Motor Vehicles (140 IAC 9-1-9) to the Secretary of State (75 IAC 5-1-6) by P.L.106-2008, SECTION 54, effective July 1, 2008.*

140 IAC 9-1-10 "Consignment sale" defined (Transferred)

Sec. 10. *NOTE: Transferred from the Bureau of Motor Vehicles (140 IAC 9-1-10) to the Secretary of State (75 IAC 5-1-7) by P.L.106-2008, SECTION 54, effective July 1, 2008.*

140 IAC 9-1-11 "Consignor" defined (Transferred)

Sec. 11. *NOTE: Transferred from the Bureau of Motor Vehicles (140 IAC 9-1-11) to the Secretary of State (75 IAC 5-1-8) by P.L.106-2008, SECTION 54, effective July 1, 2008.*

140 IAC 9-1-12 "Dealer plates" defined (Transferred)

Sec. 12. *NOTE: Transferred from the Bureau of Motor Vehicles (140 IAC 9-1-12) to the Secretary of State (75 IAC 5-1-9) by P.L.106-2008, SECTION 54, effective July 1, 2008.*

140 IAC 9-1-13 "Dealer registration" defined (Transferred)

Sec. 13. *NOTE: Transferred from the Bureau of Motor Vehicles (140 IAC 9-1-13) to the Secretary of State (75 IAC 5-1-10) by P.L.106-2008, SECTION 54, effective July 1, 2008.*

140 IAC 9-1-14 "Discount dealer" defined (Transferred)

Sec. 14. *NOTE: Transferred from the Bureau of Motor Vehicles (140 IAC 9-1-14) to the Secretary of State (75 IAC 5-1-11) by P.L.106-2008, SECTION 54, effective July 1, 2008.*

140 IAC 9-1-15 "Distributor" defined (Transferred)

Sec. 15. *NOTE: Transferred from the Bureau of Motor Vehicles (140 IAC 9-1-15) to the Secretary of State (75 IAC 5-1-12) by P.L.106-2008, SECTION 54, effective July 1, 2008.*

140 IAC 9-1-16 "Hull identification number" defined (Transferred)

Sec. 16. *NOTE: Transferred from the Bureau of Motor Vehicles (140 IAC 9-1-16) to the Secretary of State (75 IAC 5-1-13) by P.L.106-2008, SECTION 54, effective July 1, 2008.*

140 IAC 9-1-17 "Human powered vessel" defined (Repealed)

Sec. 17. *(Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

140 IAC 9-1-18 "License year" defined (Repealed)

Sec. 18. *(Repealed by Bureau of Motor Vehicles; filed Nov 12, 2009, 3:44 p.m.: 20091209-IR-140090169FRA)*

140 IAC 9-1-19 "Manufacturer" defined (Transferred)

Sec. 19. *NOTE: Transferred from the Bureau of Motor Vehicles (140 IAC 9-1-19) to the Secretary of State (75 IAC 5-1-14) by P.L.106-2008, SECTION 54, effective July 1, 2008.*

140 IAC 9-1-20 "Motorboat" defined (Repealed)

Sec. 20. *(Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

140 IAC 9-1-21 "Person" defined (Transferred)

Sec. 21. *NOTE: Transferred from the Bureau of Motor Vehicles (140 IAC 9-1-21) to the Secretary of State (75 IAC 5-1-15) by P.L.106-2008, SECTION 54, effective July 1, 2008.*

140 IAC 9-1-22 "Police officer" defined (Repealed)

Sec. 22. *(Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

140 IAC 9-1-23 "Probation" defined (Transferred)

Sec. 23. *NOTE: Transferred from the Bureau of Motor Vehicles (140 IAC 9-1-23) to the Secretary of State (75 IAC 5-1-16) by P.L.106-2008, SECTION 54, effective July 1, 2008.*

140 IAC 9-1-24 "Revocation" defined (Transferred)

Sec. 24. *NOTE: Transferred from the Bureau of Motor Vehicles (140 IAC 9-1-24) to the Secretary of State (75 IAC 5-1-17) by P.L.106-2008, SECTION 54, effective July 1, 2008.*

140 IAC 9-1-25 "Special dealer permit" defined (Transferred)

Sec. 25. *NOTE: Transferred from the Bureau of Motor Vehicles (140 IAC 9-1-25) to the Secretary of State (75 IAC 5-1-18) by P.L.106-2008, SECTION 54, effective July 1, 2008.*

140 IAC 9-1-26 "Suspension" defined (Transferred)

Sec. 26. *NOTE: Transferred from the Bureau of Motor Vehicles (140 IAC 9-1-26) to the Secretary of State (75 IAC 5-1-19) by P.L.106-2008, SECTION 54, effective July 1, 2008.*

140 IAC 9-1-27 "Transfer dealer" defined (Transferred)

Sec. 27. *NOTE: Transferred from the Bureau of Motor Vehicles (140 IAC 9-1-27) to the Secretary of State (75 IAC 5-1-20) by P.L.106-2008, SECTION 54, effective July 1, 2008.*

140 IAC 9-1-28 "Watercraft" defined (Transferred)

Sec. 28. *NOTE: Transferred from the Bureau of Motor Vehicles (140 IAC 9-1-28) to the Secretary of State (75 IAC 5-1-21) by P.L.106-2008, SECTION 54, effective July 1, 2008.*

140 IAC 9-1-29 "Wholesale dealer" defined (Transferred)

Sec. 29. *NOTE: Transferred from the Bureau of Motor Vehicles (140 IAC 9-1-29) to the Secretary of State (75 IAC 5-1-22) by P.L.106-2008, SECTION 54, effective July 1, 2008.*

Rule 2. Watercraft Titles

140 IAC 9-2-1 Establishment of ownership before issuance of a certificate of title (Repealed)

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

140 IAC 9-2-2 New watercraft purchased directly from a manufacturer or an importer through a boat dealer (Repealed)

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

140 IAC 9-2-3 Used watercraft purchased from a boat dealer (Repealed)

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

140 IAC 9-2-3.5 Purchase of a watercraft that has a previously issued Indiana title

Authority: IC 9-14-2-2; IC 9-31-1-5

Affected: IC 6-2.5; IC 9-31

Sec. 3.5. An applicant for a title for a watercraft, which has a previously issued Indiana title, shall present the existing Indiana title. Additionally, the bill of sale must be included if the boat's purchase price was altered or left blank on the certificate of title. *(Bureau of Motor Vehicles; 140 IAC 9-2-3.5; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

140 IAC 9-2-4 Used watercraft acquired from a person (other than a boat dealer, an importer, or a manufacturer) (Repealed)

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

140 IAC 9-2-5 Watercraft constructed by an applicant or for an applicant by another person not engaged in the manufacture or sale of watercraft (Repealed)

Sec. 5. *(Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

140 IAC 9-2-5.5 HIN for watercraft constructed by a person who is not engaged in the manufacture or sale of watercraft

Authority: IC 9-14-2-2; IC 9-31-1-5

Affected: IC 9-31

Sec. 5.5. The following documentation is required to obtain a HIN for a watercraft constructed by a person who is not engaged in the manufacture or sale of watercraft shall be provided:

- (1) a bill of sale if a person other than the applicant constructed the watercraft; or
- (2) a sworn statement of ownership and receipts for the materials used to construct the watercraft if the applicant constructed the watercraft.

(Bureau of Motor Vehicles; 140 IAC 9-2-5.5; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)

140 IAC 9-2-6 Watercraft acquired before January 1, 1986 (Repealed)

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

140 IAC 9-2-7 United States Coast Guard documented vessel

Authority: IC 9-14-2-2; IC 9-31-1-5

Affected: IC 9-31

Sec. 7. The following documentation is required to obtain a watercraft purchased from an owner who has United States Coast Guard ownership documentation:

- (1) The original United States Coast Guard ownership documentation.
- (2) A bill of sale.

(Bureau of Motor Vehicles; 140 IAC 9-2-7; filed Jun 7, 1993, 10:00 a.m.: 16 IR 2350; readopted filed Jul 30, 2001, 10:31 a.m.: 24 IR 4232; readopted filed Nov 14, 2007, 1:31 p.m.: 20071212-IR-140070562RFA; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)

140 IAC 9-2-8 Watercraft for which the transfer of ownership is by operation of law (Repealed)

Sec. 8. *(Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

140 IAC 9-2-8.5 Transfer of ownership of watercraft by operation of law

Authority: IC 9-14-2-2; IC 9-31-1-5

Affected: IC 6; IC 9-31-2-16; IC 29-1-8-1

Sec. 8.5. In addition to the requirements of IC 9-31-2-16, a person who obtained ownership of a watercraft by operation of law must present the following documentation to obtain a certificate of title for the watercraft:

- (1) For ownership due to repossession, a certified copy of the security agreement.
- (2) For ownership due to a mechanic's lien or a storage lien, a court order that recognizes the perfection of the lien.
- (3) For ownership due to a marriage dissolution:
 - (A) the certificate of title with the assignments completed; or
 - (B) a certified copy of the decree of dissolution of marriage or divorce, with a docket entry containing the judge's signature.
- (4) For ownership due to the prior owner's death:
 - (A) if a title indicates a joint tenancy with rights of survivorship or a joint tenancy of husband and wife, a death certificate is required, and the surviving person or persons may assign title to any person; or
 - (B) if a title indicates sole ownership, a personal representative of the estate or another person authorized by law to act for the deceased person must sign the title on behalf of the decedent in the same manner as if the decedent was selling the watercraft, and the decedent's name shall be signed followed by the name and title of the person executing the

document; however, if the decedent's title is lost or mutilated, then either:

(i) a copy of the letters of administration, letters testamentary, or court order granting an unsupervised administration; or

(ii) a small estate affidavit for an estate that is not greater than the amount specified in IC 29-1-8-1.

(5) For ownership due to watercraft abandoned on private property, a court order establishing ownership in the title applicant.
(Bureau of Motor Vehicles; 140 IAC 9-2-8.5; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)

140 IAC 9-2-9 Watercraft sold on consignment (Repealed)

Sec. 9. (Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)

140 IAC 9-2-10 Watercraft transferred as a gift, prize, or otherwise (Repealed)

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

140 IAC 9-2-11 Watercraft abandoned on private property (Repealed)

Sec. 11. (Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)

140 IAC 9-2-12 Any other watercraft (Repealed)

Sec. 12. (Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)

140 IAC 9-2-13 Lack of documentation (Repealed)

Sec. 13. (Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)

140 IAC 9-2-14 Application for certificate of title (Repealed)

Sec. 14. (Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)

140 IAC 9-2-14.5 Application for certificate of title

Authority: IC 9-14-2-2; IC 9-31-1-5

Affected: IC 6-2.5; IC 6-6-11; IC 9-31-2

Sec. 14.5. In addition to the applicable requirements in IC 9-31-2, an application for a certificate of title shall include the following information:

(1) Each owner's name and signature.

(2) The applicant's Social Security number or federal identification number.

(3) The former title number, if any.

(4) The current registration number, if any.

(5) The date of purchase.

(Bureau of Motor Vehicles; 140 IAC 9-2-14.5; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)

140 IAC 9-2-15 Hull identification number (Repealed)

Sec. 15. (Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)

140 IAC 9-2-15.5 Hull identification number (HIN)

Authority: IC 9-14-2-2; IC 9-31-1-5

Affected: IC 6-2.5; IC 9-29-15-2; IC 9-31-2-8

Sec. 15.5. (a) In addition to IC 9-31-2-8, the bureau shall assign a HIN when the following conditions exist upon the completion of an application for a title:

(1) The number placed on a watercraft does not comply with the definition of a HIN under 140 IAC 9-1-1.

(2) The same HIN is placed on another watercraft that is titled or registered in Indiana.

(b) To obtain a new HIN, the applicant must include with the HIN application the information required by IC 9-31-2-8 and a recent and accurate photograph of the watercraft.

(c) The HIN assigned by the bureau must be engraved or embossed on the exterior of the starboard (right) transom of the watercraft within five (5) days of the owner receiving the HIN. *(Bureau of Motor Vehicles; 140 IAC 9-2-15.5; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

140 IAC 9-2-16 Regularity of application; payment of sales and use taxes by owner (Repealed)

Sec. 16. *(Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

140 IAC 9-2-17 Temporary title and registration (Repealed)

Sec. 17. *(Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

140 IAC 9-2-18 Numbering certificates of title (Repealed)

Sec. 18. *(Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

140 IAC 9-2-19 Cancellation of certificate of title (Repealed)

Sec. 19. *(Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

140 IAC 9-2-20 Cancellation of registration (Repealed)

Sec. 20. *(Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

140 IAC 9-2-21 Delivery of certificate of title

Authority: IC 9-14-2-2; IC 9-31-1-5

Affected: IC 9-31-2

Sec. 21. (a) If a certificate of title is issued which shows one (1) or more liens, delivery of the certificate of title shall be made by the bureau to the address shown on the face of the title for the first lienholder.

(b) Except as provided in subsection (a), delivery of a certificate of title shall be to the address shown for the owner listed first on the certificate of title. *(Bureau of Motor Vehicles; 140 IAC 9-2-21; filed Jun 7, 1993, 10:00 a.m.: 16 IR 2354; readopted filed Jul 30, 2001, 10:31 a.m.: 24 IR 4232; readopted filed Nov 14, 2007, 1:31 p.m.: 20071212-IR-140070562RFA)*

140 IAC 9-2-22 Lien on canceled certificate of title

Authority: IC 9-14-2-2; IC 9-31-1-5

Affected: IC 9-31-2

Sec. 22. Cancellation of a certificate of title does not affect the validity of a lien, mortgage, or encumbrance noted on the certificate of title. *(Bureau of Motor Vehicles; 140 IAC 9-2-22; filed Jun 7, 1993, 10:00 a.m.: 16 IR 2354; readopted filed Jul 30, 2001, 10:31 a.m.: 24 IR 4232; readopted filed Nov 14, 2007, 1:31 p.m.: 20071212-IR-140070562RFA; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

140 IAC 9-2-23 Authorized agents for manufacturers and importers (Repealed)

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

140 IAC 9-2-24 Determination of taxation (Repealed)

Sec. 24. *(Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

140 IAC 9-2-24.5 Determination of excise tax for new boats

Authority: IC 6-6-11-10; IC 9-14-2-2

Affected: IC 6-6-11-8

Sec. 24.5. Under IC 6-6-11-10, the bureau will determine the value of a new boat for excise tax purposes according to the amount listed on the:

- (1) bill of sale;
- (2) certificate of origin;
- (3) Indiana department of state revenue form that reflects the purchase price; or
- (4) boat's value appearing in the publication that the bureau uses, which contains manufacturer's price information.

(Bureau of Motor Vehicles; 140 IAC 9-2-24.5; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)

140 IAC 9-2-25 Police check before the issuance of a watercraft title (Repealed)

Sec. 25. *(Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

140 IAC 9-2-25.5 HIN inspection

Authority: IC 9-14-2-2; IC 9-31-1-5; IC 9-31-2-25

Affected: IC 9-31-2

Sec. 25.5. (a) A HIN inspection is required before a certificate of title may be issued for a watercraft except for any of the following:

- (1) A new watercraft sold by a boat dealer licensed to do business in Indiana.
- (2) A watercraft transferred or assigned on an Indiana certificate of title.

(b) The bureau may require a HIN inspection whenever the bureau determines a HIN inspection is necessary to verify the accuracy of a HIN or of the information on a title or a title application.

(c) A police officer or a conservation officer shall conduct a HIN inspection and include the following information on the HIN inspection form:

- (1) The HIN.
- (2) The watercraft's make and year.
- (3) The badge number, signature, title, and agency of the police officer or conservation officer.
- (4) The HIN inspection date.

(Bureau of Motor Vehicles; 140 IAC 9-2-25.5; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)

140 IAC 9-2-26 Refunds; corrections (Repealed)

Sec. 26. *(Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

140 IAC 9-2-27 Fee for late title application (Repealed)

Sec. 27. *(Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

140 IAC 9-2-28 Fee for late title application

Authority: IC 9-31-1-5

Affected: IC 9-29; IC 9-31-2-6; IC 9-31-2-17

Sec. 28. (a) To determine the date that a person obtained ownership for purposes of imposing the late title fee under IC 9-31-2-17, the bureau will use the earliest date of a seller's signature on an assigned title, certificate of origin, or bill of sale. If a date has been altered, the bureau shall impose a late title fee.

(b) A nonresident owner of a watercraft with an out-of-state title who applies for a title in Indiana is not subject to a late title fee. *(Bureau of Motor Vehicles; 140 IAC 9-2-28; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

Rule 3. Boat Dealers (Transferred)

NOTE: Transferred from the Bureau of Motor Vehicles (140 IAC 9-3-14) to the Secretary of State (75 IAC 5-2-14) by P.L. 106-2008, SECTION 54, effective July 1, 2008.

Rule 4. Registration

140 IAC 9-4-1 Motorboat registration

Authority: IC 9-14-2-2; IC 9-31-1-5

Affected: IC 9-31-3-10; IC 9-31-4

Sec. 1. The motorboat registration number issued under IC 9-31-3-10 shall be divided into the following three (3) parts:

(1) The first part shall consist of the letters "IN".

(2) The second part shall consist of four (4) numerals.

(3) The third part shall consist of two (2) letters, neither of which may be the letters "I", "O", or "Q".

(Bureau of Motor Vehicles; 140 IAC 9-4-1; filed Jun 7, 1993, 10:00 a.m.: 16 IR 2360; readopted filed Jul 30, 2001, 10:31 a.m.: 24 IR 4232; readopted filed Nov 14, 2007, 1:31 p.m.: 20071212-IR-140070562RFA; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)

140 IAC 9-4-2 Display of identification number (Repealed)

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

140 IAC 9-4-2.5 Display of motorboat registration number

Authority: IC 9-14-2-2; IC 9-31

Affected: IC 9-31-3; IC 9-31-4

Sec. 2.5. The motorboat registration number shall be displayed in the manner specified in 33 CFR 173.27*.

*This document is incorporated by reference. Copies may be obtained from the Government Printing Office, 732 North Capitol Street NW, Washington, D.C. 20401 or are available for review and copying at the Indiana Bureau of Motor Vehicles, Indiana Government Center North, Fourth Floor, 100 North Senate Avenue, Indianapolis, Indiana 46204. *(Bureau of Motor Vehicles; 140 IAC 9-4-2.5; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

140 IAC 9-4-3 Application for identification number (Repealed)

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

140 IAC 9-4-3.5 Application for motorboat certificate of registration

Authority: IC 9-14-2-2; IC 9-31-1-5

Affected: IC 9-31-3-8

Sec. 3.5. The application for a motorboat certificate of registration shall be made upon a bureau-designated form and, in addition to the information that IC 9-31-3-8 requires, shall contain the following information pertaining to the motorboat:

(1) The owner's name, address, date of birth, and citizenship.

(2) The make.

(3) The year it was built, if known.

- (4) The length.
- (5) The series of model, if known.
- (6) The manufacturer's serial number, if known.
- (7) The current registration number, if any.
- (8) The state in which it is principally used.
- (9) The hull's material, such as:
 - (A) wood;
 - (B) steel;
 - (C) aluminum;
 - (D) plastic; or
 - (E) other.
- (10) The type of propulsion, such as:
 - (A) outboard;
 - (B) inboard; or
 - (C) other.
- (11) The type of fuel, such as:
 - (A) gas;
 - (B) diesel; or
 - (C) other.
- (12) A statement as to the motorboat's use, for example:
 - (A) pleasure;
 - (B) livery;
 - (C) commercial-passenger;
 - (D) commercial-fishing; or
 - (E) commercial-other.

(Bureau of Motor Vehicles; 140 IAC 9-4-3.5; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)

140 IAC 9-4-4 Certificate of identification number (Repealed)

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

140 IAC 9-4-4.5 Certificate of registration contents

Authority: IC 9-14-2-2; IC 9-31-1-5

Affected: IC 9-31-3-10

Sec. 4.5. In addition to the information that IC 9-31-3-10 requires, the certificate of registration shall contain the following information pertaining to the motorboat:

- (1) The make and length.
- (2) The manufacturer's serial number, if any.
- (3) The owner's signature.
- (4) The certificate of registration's expiration date.

(Bureau of Motor Vehicles; 140 IAC 9-4-4.5; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)

140 IAC 9-4-5 Dealer's and manufacturer's identification number; display (Transferred)

Sec. 5. *NOTE: Transferred from the Bureau of Motor Vehicles (140 IAC 9-4-5) to the Secretary of State (75 IAC 5-3-1) by P.L.106-2008, SECTION 54, effective July 1, 2008.*

140 IAC 9-4-6 Livery (rental) boats

Authority: IC 9-14-2-2; IC 9-31-1-5

Affected: IC 9-31-3; IC 9-31-4

Sec. 6. A livery boat operator's application for a certificate of registration, and the certificate of registration, shall in all manner comply with the applicable requirements in this rule with the following exceptions:

(1) The word "livery" will be plainly marked on each certificate of registration.

(2) In addition to the registration number located on a livery boat, the word "livery" shall appear directly beneath the awarded number.

(Bureau of Motor Vehicles; 140 IAC 9-4-6; filed Jun 7, 1993, 10:00 a.m.: 16 IR 2361; readopted filed Jul 30, 2001, 10:31 a.m.: 24 IR 4232; readopted filed Nov 14, 2007, 1:31 p.m.: 20071212-IR-140070562RFA; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)

140 IAC 9-4-6.5 Cancellation of registration

Authority: IC 9-14-2-2; IC 9-31-1-5

Affected: IC 9-31-3

Sec. 6.5. (a) The bureau may cancel a registration upon receiving notification from a non-Indiana state agency that the motorboat is registered with that state agency.

(b) The person in whose name the motorboat is registered must surrender a canceled certificate of registration upon demand by the bureau, a police officer, or a conservation officer.

(c) The cancellation of a registration does not determine ownership of the motorboat. *(Bureau of Motor Vehicles; 140 IAC 9-4-6.5; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

140 IAC 9-4-7 Renewal of identification number (Repealed)

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

140 IAC 9-4-8 Renewal of identification number

Authority: IC 9-14-2-2; IC 9-31-1-5

Affected: IC 9-31-3; IC 9-31-4

Sec. 8. A person applying to renew a certificate of registration who wants to retain the same registration number for a motorboat shall submit the application to the bureau not later than six (6) months after the expiration date of the motorboat's certificate of registration. *(Bureau of Motor Vehicles; 140 IAC 9-4-8; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

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