



February 3, 2017

HOUSE BILL No. 1492

DIGEST OF HB 1492 (Updated February 1, 2017 1:50 pm - DI 113)

Citations Affected: IC 1-1; IC 2-5; IC 5-2; IC 6-3.5; IC 6-6; IC 6-8.1; IC 8-2.1; IC 8-14; IC 9-13; IC 9-14; IC 9-18.1; IC 9-20; IC 9-21; IC 9-22; IC 9-24; IC 9-30; IC 9-31; IC 10-11; IC 13-17; IC 14-19; IC 16-19; IC 20-27; IC 35-44.1; IC 35-47; IC 35-52; noncode.

Synopsis: Title 9 technical corrections. Makes technical and other corrections to statutes amended or affected by HEA 1087-2016.

Effective: Upon passage; July 1, 2017.

Soliday

January 18, 2017, read first time and referred to Committee on Roads and Transportation.
February 2, 2017, amended, reported — Do Pass.

HB 1492—LS 7448/DI 124



February 3, 2017

First Regular Session of the 120th General Assembly (2017)

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 2016 Regular Session of the General Assembly.

HOUSE BILL No. 1492

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 1-1-1.1-8, AS ADDED BY P.L.220-2011,
2 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 UPON PASSAGE]: Sec. 8. Section 2 of this chapter does not repeal ~~the~~
4 ~~following statutes concerning motor vehicles:~~
5 ~~(+) P.L.2-1991, SECTION 110 (concerning the effect of the~~
6 ~~enactment of the amendments to IC 9-8-6-20 (before its repeal)).~~
7 ~~(-) P.L.61-1996, SECTION 26 (concerning certain practices of~~
8 ~~the bureau of motor vehicles under IC 9-18-2-1).~~
9 SECTION 2. IC 2-5-1.3-13, AS ADDED BY P.L.53-2014,
10 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
11 UPON PASSAGE]: Sec. 13. A study committee shall study the issues
12 assigned by the legislative council that are within the subject matter for
13 the study committee, as described in section 4 of this chapter. In
14 addition, the interim study committee on roads and transportation shall
15 advise the bureau of motor vehicles regarding the suitability of a
16 special group (as defined in IC 9-13-2-170) to receive a special group
17 recognition license plate for the special group (as defined in

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1 IC 9-13-2-170) for the first time under ~~IC 9-18-25-2.5~~ **IC 9-18.5-12-4**
 2 and the suitability of a special group (as defined in IC 9-13-2-170) to
 3 continue participating in the special group recognition license plate
 4 program under ~~IC 9-18-25-2.7~~ **IC 9-18.5-12-5**.

5 SECTION 3. IC 5-2-8-2, AS AMENDED BY P.L.20-2009,
 6 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 7 UPON PASSAGE]: Sec. 2. (a) The following definitions apply in this
 8 section:

9 (1) "Abuse" has the meaning set forth in section 1(a) of this
 10 chapter.

11 (2) "City or town law enforcement agency" includes:

12 (A) postsecondary educational institution police officers
 13 appointed under IC 21-17-5 or IC 21-39-4; and

14 (B) school corporation police officers appointed under
 15 IC 20-26-16.

16 (b) There is established in each city and in each town with a city or
 17 town court a local law enforcement continuing education program. The
 18 program is funded by amounts appropriated under IC 33-37-8-4 and
 19 fees collected under ~~IC 9-29-4-2~~, ~~IC 9-29-11-1~~, **IC 9-17-2-12(e)**,
 20 **IC 9-26-9-3**, and IC 35-47-2-3.

21 (c) A city or town law enforcement agency receiving amounts based
 22 upon claims for law enforcement continuing education funds under
 23 IC 33-37-8-4 or IC 33-37-8-6 shall deposit each fee collected into the
 24 local law enforcement continuing education fund.

25 (d) Distribution of money in a local law enforcement continuing
 26 education fund shall be made to a city or town law enforcement agency
 27 without the necessity of first obtaining an appropriation from the fiscal
 28 body of the city or town.

29 (e) To make a claim under IC 33-37-8-4, a law enforcement agency
 30 shall submit to the fiscal body a verified statement of cause numbers
 31 for fees collected that are attributable to the law enforcement efforts of
 32 that agency.

33 (f) A city or town law enforcement agency shall provide to each law
 34 enforcement officer employed by the city or town law enforcement
 35 agency continuing education concerning the following:

36 (1) Duties of a law enforcement officer in enforcing restraining
 37 orders, protective orders, temporary injunctions, and permanent
 38 injunctions involving abuse.

39 (2) Guidelines for making felony and misdemeanor arrests in
 40 cases involving abuse.

41 (3) Techniques for handling incidents of abuse that:

42 (A) minimize the likelihood of injury to the law enforcement



- 1 officer; and
 2 (B) promote the safety of a victim.
 3 (4) Information about the nature and extent of abuse.
 4 (5) Information about the legal rights of and remedies available
 5 to victims of abuse.
 6 (6) How to document and collect evidence in an abuse case.
 7 (7) The legal consequences of abuse.
 8 (8) The impact on children of law enforcement intervention in
 9 abuse cases.
 10 (9) Services and facilities available to victims of abuse and
 11 abusers.
 12 (10) Verification of restraining orders, protective orders,
 13 temporary injunctions, and permanent injunctions.
 14 (11) Policies concerning arrest or release of suspects in abuse
 15 cases.
 16 (12) Emergency assistance to victims of abuse and criminal
 17 justice options for victims of abuse.
 18 (13) Landlord-tenant concerns in abuse cases.
 19 (14) The taking of an abused child into protective custody.
 20 (15) Assessment of a situation in which the child may be seriously
 21 endangered if the child is left in the child's home.
 22 (16) Assessment of a situation involving an endangered adult (as
 23 defined in IC 12-10-3-2).
 24 (17) Response to a sudden, unexpected infant death.
 25 (18) Performing cardiopulmonary resuscitation and the Heimlich
 26 maneuver.
 27 (g) A city or town law enforcement agency may enter into an
 28 agreement with other county, city, or town law enforcement agencies
 29 to provide the continuing education required by this section and section
 30 1(h) of this chapter.
 31 SECTION 4. IC 6-3.5-4-1, AS AMENDED BY P.L.146-2016,
 32 SECTION 5, AND AS AMENDED BY P.L.198-2016, SECTION 22,
 33 AND AS AMENDED BY P.L.197-2016, SECTION 34, IS
 34 CORRECTED AND AMENDED TO READ AS FOLLOWS
 35 [EFFECTIVE UPON PASSAGE]: Sec. 1. *As used in* The following
 36 definitions apply throughout this chapter:
 37 (1) "Adopting entity" means either the county council or the
 38 *county local* income tax council established by ~~IC 6-3.5-6-2~~
 39 *IC 6-3.6-3-1* for the county, whichever adopts an ordinance to
 40 impose a surtax first.
 41 (2) "*Branch office*" means a branch office of the bureau of motor
 42 *vehicles.*



- 1 ~~(2)~~ **(2)** "County council" includes the city-county council of a
 2 county that contains a consolidated city of the first class.
 3 ~~(3)~~ **(3)** "Motor vehicle" means a vehicle which is subject to the
 4 annual license excise tax imposed under IC 6-6-5.
 5 ~~(4)~~ **(4)** "Net annual license excise tax" means the tax due under
 6 IC 6-6-5 after the application of the adjustments and credits
 7 provided by that chapter.
 8 ~~(5)~~ **(5)** "Surtax" means the annual license excise surtax imposed
 9 by an adopting entity under this chapter.
 10 ~~(6)~~ **(6)** *"Transportation asset management plan" includes*
 11 *planning for drainage systems and rights-of-way that affect*
 12 *transportation assets.*
 13 SECTION 5. IC 6-3.5-5-1, AS AMENDED BY P.L.146-2016,
 14 SECTION 8, AND AS AMENDED BY P.L.198-2016, SECTION 24,
 15 AND AS AMENDED BY P.L.197-2016, SECTION 36, IS
 16 CORRECTED AND AMENDED TO READ AS FOLLOWS
 17 [EFFECTIVE UPON PASSAGE]: Sec. 1. ~~As used in~~ *The following*
 18 *definitions apply throughout this chapter:*
 19 (1) "Adopting entity" means either the county council or the
 20 ~~county local~~ income tax council established by ~~IC 6-3.5-6-2~~
 21 *IC 6-3.6-3-1* for the county, whichever adopts an ordinance to
 22 impose a wheel tax first.
 23 ~~(2)~~ *"Branch office" means a branch office of the bureau of motor*
 24 *vehicles.*
 25 ~~(3)~~ **(2)** "Bus" has the meaning set forth in ~~IC 9-13-2-17(a).~~
 26 **IC 9-13-2-17.**
 27 ~~(4)~~ **(3)** "Commercial ~~motor~~ vehicle" has the meaning set forth in
 28 IC 6-6-5.5-1(c).
 29 ~~(5)~~ **(4)** "County council" includes the city-county council of a
 30 county that contains a consolidated city of the first class.
 31 ~~(6)~~ **(5)** "In-state miles" has the meaning set forth in
 32 IC 6-6-5.5-1(i).
 33 ~~(7)~~ **(6)** "Political subdivision" has the meaning set forth in
 34 IC 34-6-2-110.
 35 ~~(8)~~ **(7)** "Recreational vehicle" has the meaning set forth in
 36 IC 9-13-2-150.
 37 **(8)** "School bus" has the meaning set forth in
 38 **IC 9-13-2-161(a).**
 39 ~~(9)~~ **(9)** "Semitrailer" has the meaning set forth in
 40 IC 9-13-2-164(a).
 41 ~~(10)~~ **(10)** "State agency" has the meaning set forth in
 42 IC 34-6-2-141.



- 1 ~~(11)~~ (11) "Tractor" has the meaning set forth in IC 9-13-2-180.
 2 ~~(12)~~ (12) "Trailer" has the meaning set forth in IC 9-13-2-184(a).
 3 ~~(13)~~ (13) "Transportation asset management plan" includes
 4 *planning for drainage systems and rights-of-way that affect*
 5 *transportation assets.*
 6 ~~(14)~~ (14) "Truck" has the meaning set forth in IC 9-13-2-188(a).
 7 ~~(15)~~ (15) "Wheel tax" means the tax imposed under this chapter.

8 SECTION 6. IC 6-3.5-5-4 IS AMENDED TO READ AS
 9 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 4. A vehicle is
 10 exempt from the wheel tax imposed under this chapter if the vehicle is:

- 11 (1) owned by this state;
 12 (2) owned by a state agency of this state;
 13 (3) owned by a political subdivision of this state;
 14 (4) subject to the annual license excise surtax imposed under
 15 IC 6-3.5-4; ~~or~~
 16 (5) a bus owned and operated by a religious or nonprofit youth
 17 organization and used to haul persons to religious services or for
 18 the benefit of their members;
 19 **(6) a school bus; or**
 20 **(7) a motor vehicle that is funeral equipment and that is used**
 21 **in the operation of funeral services (as defined in**
 22 **IC 25-15-2-17).**

23 SECTION 7. IC 6-3.5-11-1, AS ADDED BY P.L.146-2016,
 24 SECTION 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 25 UPON PASSAGE]: Sec. 1. The following definitions apply throughout
 26 this chapter:

- 27 (1) "Adopting municipality" means an eligible municipality that
 28 has adopted the wheel tax.
 29 (2) "Branch office" means a branch office of the bureau of motor
 30 vehicles.
 31 (3) "Bus" has the meaning set forth in ~~IC 9-13-2-17(a).~~
 32 **IC 9-13-2-17.**
 33 (4) "Commercial vehicle" has the meaning set forth in
 34 IC 6-6-5.5-1(c).
 35 (5) "Department" refers to the department of state revenue.
 36 (6) "Eligible municipality" means a municipality having a
 37 population of at least ten thousand (10,000).
 38 (7) "In-state miles" has the meaning set forth in IC 6-6-5.5-1(i).
 39 (8) "Political subdivision" has the meaning set forth in
 40 IC 34-6-2-110.
 41 (9) "Recreational vehicle" has the meaning set forth in
 42 IC 9-13-2-150.



- 1 **(10) "School bus" has the meaning set forth in**
 2 **IC 9-13-2-161(a).**
 3 ~~(10)~~ **(11) "Semitrailer" has the meaning set forth in**
 4 **IC 9-13-2-164(a).**
 5 ~~(11)~~ **(12) "State agency" has the meaning set forth in**
 6 **IC 34-6-2-141.**
 7 ~~(12)~~ **(13) "Tractor" has the meaning set forth in IC 9-13-2-180.**
 8 ~~(13)~~ **(14) "Trailer" has the meaning set forth in IC 9-13-2-184(a).**
 9 ~~(14)~~ **(15) "Transportation asset management plan" includes**
 10 **planning for drainage systems and rights-of-way that affect**
 11 **transportation assets.**
 12 ~~(15)~~ **(16) "Truck" has the meaning set forth in IC 9-13-2-188(a).**
 13 ~~(16)~~ **(17) "Wheel tax" means the tax imposed under this chapter.**
 14 SECTION 8. IC 6-3.5-11-4, AS ADDED BY P.L.146-2016,
 15 SECTION 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 16 UPON PASSAGE]: Sec. 4. A vehicle is exempt from the wheel tax
 17 imposed under this chapter if the vehicle is:
 18 (1) owned by the state;
 19 (2) owned by a state agency of the state;
 20 (3) owned by a political subdivision of the state;
 21 (4) subject to the annual license excise surtax imposed under
 22 IC 6-3.5-10; ~~or~~
 23 (5) a bus owned and operated by a religious or nonprofit youth
 24 organization and used to transport persons to religious services or
 25 for the benefit of its members;
 26 **(6) a school bus; or**
 27 **(7) a motor vehicle that is funeral equipment and that is used**
 28 **in the operation of funeral services (as defined in**
 29 **IC 25-15-2-17).**
 30 SECTION 9. IC 6-6-4.1-13, AS AMENDED BY P.L.198-2016,
 31 SECTION 29, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 32 UPON PASSAGE]: Sec. 13. (a) A carrier may, in lieu of paying the tax
 33 imposed under this chapter that would otherwise result from the
 34 operation of a particular commercial motor vehicle, obtain from the
 35 department a trip permit authorizing the carrier to operate the
 36 commercial motor vehicle for a period of five (5) consecutive days.
 37 The department shall specify the beginning and ending days on the face
 38 of the permit. The fee for a trip permit for each commercial motor
 39 vehicle is fifty dollars (\$50). The report otherwise required under
 40 section 10 of this chapter is not required with respect to a vehicle for
 41 which a trip permit has been issued under this subsection.
 42 (b) The department may issue a temporary written authorization if



1 unforeseen or uncertain circumstances require operations by a carrier
 2 of a commercial motor vehicle for which neither a trip permit described
 3 in subsection (a) nor an annual permit described in section 12 of this
 4 chapter has been obtained. A temporary authorization may be issued
 5 only if the department finds that undue hardship would result if
 6 operation under a temporary authorization were prohibited. A carrier
 7 who receives a temporary authorization shall:

8 (1) pay the trip permit fee at the time the temporary authorization
 9 is issued; or

10 (2) subsequently apply for and obtain an annual permit.

11 (c) A carrier may obtain an International Fuel Tax Agreement
 12 (IFTA) repair and maintenance permit to:

13 (1) travel from another state into Indiana to repair or maintain any
 14 of the carrier's motor vehicles, semitrailers (as defined in
 15 IC 9-13-2-164), or trailers (as defined in IC 9-13-2-184); and

16 (2) return to the same state after the repair or maintenance is
 17 completed.

18 The permit allows the travel described in this section. In addition to any
 19 other fee established in this chapter, and instead of paying the quarterly
 20 motor fuel tax imposed under this chapter, a carrier may pay an annual
 21 IFTA repair and maintenance fee of forty dollars (\$40) and receive an
 22 IFTA annual repair and maintenance permit. The IFTA annual repair
 23 and maintenance permit and fee applies to all of the motor vehicles
 24 operated by a carrier. The IFTA annual repair and maintenance permit
 25 is not transferable to another carrier. A carrier may not carry cargo or
 26 passengers under the IFTA annual repair and maintenance permit. All
 27 fees collected under this subsection shall be deposited in the motor
 28 carrier regulation fund (IC 8-2.1-23). The report otherwise required
 29 under section 10 of this chapter is not required with respect to a motor
 30 vehicle that is operated under an IFTA annual repair and maintenance
 31 permit.

32 (d) A carrier may obtain an International Registration Plan (IRP)
 33 repair and maintenance permit to:

34 (1) travel from another state into Indiana to repair or maintain any
 35 of the carrier's motor vehicles, semitrailers (as defined in
 36 IC 9-13-2-164), or trailers (as defined in IC 9-13-2-184); and

37 (2) return to the same state after the repair or maintenance is
 38 completed.

39 The permit allows the travel described in this section. In addition to any
 40 other fee established in this chapter, and instead of paying apportioned
 41 or temporary IRP fees under ~~IC 9-18-2~~ or ~~IC 9-18-7~~, **IC 9-18.1**, a
 42 carrier may pay an annual IRP repair and maintenance fee of forty



1 dollars (\$40) and receive an IRP annual repair and maintenance permit.
 2 The IRP annual repair and maintenance permit and fee ~~applies~~ **apply**
 3 to all of the motor vehicles operated by a carrier. The IRP annual repair
 4 and maintenance permit is not transferable to another carrier. A carrier
 5 may not carry cargo or passengers under the IRP annual repair and
 6 maintenance permit. All fees collected under this subsection shall be
 7 deposited in the motor carrier regulation fund (IC 8-2.1-23).

8 (e) A person may obtain a repair and maintenance permit to:

9 (1) move an unregistered off-road vehicle from a quarry or mine
 10 to a maintenance or repair facility; and

11 (2) return the unregistered off-road vehicle to its place of origin.

12 The fee for the permit is forty dollars (\$40). The permit is an annual
 13 permit and applies to all unregistered off-road vehicles from the same
 14 quarry or mine.

15 (f) A carrier may obtain a repair, maintenance, and relocation permit
 16 to:

17 (1) move a yard tractor from a terminal or loading or spotting
 18 facility to:

19 (A) a maintenance or repair facility; or

20 (B) another terminal or loading or spotting facility; and

21 (2) return the yard tractor to its place of origin.

22 The fee for the permit is forty dollars (\$40). The permit is an annual
 23 permit and applies to all yard tractors operated by the carrier. The
 24 permit is not transferable to another carrier. A carrier may not carry
 25 cargo or transport or draw a semitrailer or other vehicle under the
 26 permit. A carrier may operate a yard tractor under the permit instead of
 27 paying the tax imposed under this chapter. As used in this subsection,
 28 "yard tractor" refers to a tractor that is used to move semitrailers around
 29 a terminal or a loading or spotting facility. The term also refers to a
 30 tractor that is operated on a highway with a permit issued under this
 31 section if the tractor is ordinarily used to move semitrailers around a
 32 terminal or spotting facility.

33 (g) The department shall establish procedures, by rules adopted
 34 under IC 4-22-2, for:

35 (1) the issuance and use of trip permits, temporary authorizations,
 36 and repair and maintenance permits; and

37 (2) the display in commercial motor vehicles of evidence of
 38 compliance with this chapter.

39 SECTION 10. IC 6-6-4.1-26 IS AMENDED TO READ AS
 40 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 26. A special
 41 permit may not be issued under IC 9-20-6 to a carrier that is required
 42 to be registered under this chapter or under the International Fuel Tax



1 Agreement under IC 6-8.1-3-14 until the carrier furnishes reasonable
2 proof of registration:

3 (1) under this chapter or under the International Fuel Tax
4 Agreement under IC 6-8.1-3-14; and

5 (2) under ~~IC 9-18-2~~; **IC 9-18.1**, if applicable.

6 SECTION 11. IC 6-6-5.1-5, AS ADDED BY P.L.131-2008,
7 SECTION 22, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
8 UPON PASSAGE]: Sec. 5. As used in this chapter, "owner" means:

9 (1) in the case of a recreational vehicle, the person in whose name
10 the recreational vehicle is registered under ~~IC 9-18~~; **IC 9-18.1**; or

11 (2) in the case of a truck camper, the person holding title to the
12 truck camper.

13 SECTION 12. IC 6-6-5.5-9, AS AMENDED BY P.L.293-2013(ts),
14 SECTION 25, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
15 UPON PASSAGE]: Sec. 9. (a) The excise tax on a semitrailer that is
16 registered on a permanent basis shall be due on or before the regular
17 date each year in which the owner is required to renew such
18 registration under the terms of the International Registration Plan or
19 under ~~rules adopted~~ **a schedule established** by the bureau under
20 ~~IC 9-18-10-3~~; **IC 9-18.1-11-1**. The excise tax shall be paid at the time
21 the registration is renewed by the owner. The payment of the excise tax
22 imposed by this chapter shall be a condition of the right to renew the
23 permanent registration and shall be in addition to all other conditions
24 prescribed by law.

25 (b) A voucher from the department showing payment of the excise
26 tax imposed by this chapter may be accepted by the bureau in lieu of
27 a payment under subsection (a).

28 SECTION 13. IC 6-6-5.5-10, AS AMENDED BY P.L.198-2016,
29 SECTION 49, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
30 UPON PASSAGE]: Sec. 10. (a) A vehicle subject to the International
31 Registration Plan that is registered after the date designated for
32 registration of the vehicle under IC 9-18-2-7 (before its expiration),
33 under IC 9-18.1-13, or under rules adopted by the department shall be
34 taxed at a rate determined by the following formula:

35 STEP ONE: Determine the number of months remaining until the
36 vehicle's next registration date. A partial month shall be rounded
37 to one (1) month.

38 STEP TWO: Multiply the STEP ONE result by one-twelfth
39 (1/12).

40 STEP THREE: Multiply the annual excise tax for the vehicle by
41 the STEP TWO product.

42 (b) A vehicle that is registered with the department under



1 IC 9-18-2-4.6 (**before its expiration**) or IC 9-18.1-13-3 or the bureau
 2 after the date designated for registration of the vehicle under
 3 IC 9-18-2-7 (before its expiration) or IC 9-18.1 shall be taxed at a rate
 4 determined by the formula set forth in subsection (a).

5 (c) This subsection applies after December 31, 2016. A vehicle
 6 described in subsection (a) or (b) that has a renewal registration period
 7 described in IC 9-18.1-11-3(b) shall be taxed at the annual excise tax
 8 rate for the vehicle's current registration period.

9 SECTION 14. IC 6-8.1-4-4, AS AMENDED BY P.L.190-2014,
 10 SECTION 25, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 11 UPON PASSAGE]: Sec. 4. (a) The department shall establish a
 12 registration center to service owners of commercial motor vehicles.

13 (b) The registration center is under the supervision of the
 14 department through the motor carrier services division.

15 (c) An owner or operator of a commercial motor vehicle may apply
 16 to the registration center for the following:

- 17 (1) Vehicle registration (~~IC 9-18~~): **(IC 9-18.1)**.
- 18 (2) Motor carrier fuel tax annual permit.
- 19 (3) Proportional use credit certificate (IC 6-6-4.1-4.7).
- 20 (4) Certificate of operating authority.
- 21 (5) Oversize vehicle permit (IC 9-20-3).
- 22 (6) Overweight vehicle permit (IC 9-20-4).
- 23 (7) Payment of the commercial vehicle excise tax imposed under
 24 IC 6-6-5.5.

25 (d) The commissioner may deny an application described in
 26 subsection (c) if the applicant fails to do any of the following with
 27 respect to a listed tax:

- 28 (1) File all tax returns or information reports.
- 29 (2) Pay all taxes, penalties, and interest.

30 (e) The commissioner may:

- 31 (1) deny an application for an oversize vehicle permit, an
 32 overweight vehicle permit, or a single oversize-overweight
 33 permit; or
- 34 (2) suspend any permit issued to a person;

35 if the applicant or permit holder is delinquent in paying escort fees to
 36 the state police department.

37 (f) The commissioner may suspend or revoke any registration,
 38 permit, certificate, or authority if the person to whom the registration,
 39 permit, certificate, or authority is issued fails to do any of the following
 40 with respect to a listed tax:

- 41 (1) File all tax returns or information reports.
- 42 (2) Pay all taxes, penalties, and interest.



1 (g) Funding for the development and operation of the registration
 2 center shall be taken from the motor carrier regulation fund
 3 (IC 8-2.1-23-1).

4 (h) The department shall recommend to the general assembly other
 5 functions that the registration center may perform.

6 SECTION 15. IC 6-8.1-5-2, AS AMENDED BY P.L.198-2016,
 7 SECTION 58, AND AS AMENDED BY P.L.197-2016, SECTION 76,
 8 IS CORRECTED AND AMENDED TO READ AS FOLLOWS
 9 [EFFECTIVE UPON PASSAGE]: Sec. 2. (a) Except as otherwise
 10 provided in this section, the department may not issue a proposed
 11 assessment under section 1 of this chapter more than three (3) years
 12 after the latest of the date the return is filed, or either of the following:

13 (1) The due date of the return.

14 (2) In the case of a return filed for the state gross retail or use tax,
 15 the gasoline tax, the special fuel tax, the motor carrier fuel tax, the
 16 oil inspection fee, or the petroleum severance tax, the end of the
 17 calendar year which contains the taxable period for which the
 18 return is filed.

19 (b) If a person files a *return for the utility receipts tax return*
 20 (IC 6-2.3), ~~an~~ adjusted gross income tax (IC 6-3), supplemental net
 21 income tax (IC 6-3-8) (repealed), county adjusted gross income tax
 22 (IC 6-3.5-1.1) (*repealed*), county option income tax (IC 6-3.5-6)
 23 (*repealed*), *local income tax (IC 6-3.6)*, or financial institutions tax
 24 (IC 6-5.5) ~~return~~ that understates the person's income, as that term is
 25 defined in the particular income tax law, by at least twenty-five percent
 26 (25%), the proposed assessment limitation is six (6) years instead of the
 27 three (3) years provided in subsection (a).

28 (c) In the case of the motor vehicle excise tax (IC 6-6-5), the tax
 29 shall be assessed as provided in IC 6-6-5-5 and IC 6-6-5-6 and shall
 30 include the penalties and interest due on all listed taxes not paid by the
 31 due date. A person that fails to properly register a vehicle as required
 32 by IC 9-18 (*before its expiration*) or IC 9-18.1 and pay the tax due
 33 under IC 6-6-5 is considered to have failed to file a return for purposes
 34 of this article.

35 (d) In the case of the commercial vehicle excise tax imposed under
 36 IC 6-6-5.5, the tax shall be assessed as provided in IC 6-6-5.5 and shall
 37 include the penalties and interest due on all listed taxes not paid by the
 38 due date. A person that fails to properly register a commercial vehicle
 39 as required by IC 9-18 (*before its expiration*) or IC 9-18.1 and pay the
 40 tax due under IC 6-6-5.5 is considered to have failed to file a return for
 41 purposes of this article.

42 (e) In the case of the excise tax imposed on recreational vehicles



1 and truck campers under IC 6-6-5.1, the tax shall be assessed as
 2 provided in IC 6-6-5.1 and must include the penalties and interest due
 3 on all listed taxes not paid by the due date. A person *who that* fails to
 4 properly register a recreational vehicle as required by IC 9-18 (*before*
 5 *its expiration*) or IC 9-18.1 and pay the tax due under IC 6-6-5.1 is
 6 considered to have failed to file a return for purposes of this article. A
 7 person *who that* fails to pay the tax due under IC 6-6-5.1 on a truck
 8 camper is considered to have failed to file a return for purposes of this
 9 article.

10 (f) If a person files a fraudulent, unsigned, or substantially blank
 11 return, or if a person does not file a return, there is no time limit within
 12 which the department must issue its proposed assessment.

13 (g) If any part of a listed tax has been erroneously refunded by the
 14 department, the erroneous refund may be recovered through the
 15 assessment procedures established in this chapter. An assessment
 16 issued for an erroneous refund must be issued:

- 17 (1) within two (2) years after making the refund; or
- 18 (2) within five (5) years after making the refund if the refund was
 19 induced by fraud or misrepresentation.

20 (h) If, before the end of the time within which the department may
 21 make an assessment, the department and the person agree to extend
 22 that assessment ~~time~~ period, the period may be extended according to
 23 the terms of a written agreement signed by both the department and the
 24 person. The agreement must contain:

- 25 (1) the date to which the extension is made; and
- 26 (2) a statement that the person agrees to preserve the person's
 27 records until the extension terminates.

28 The department and a person may agree to more than one (1) extension
 29 under this subsection.

30 (i) If a taxpayer's federal taxable income, federal adjusted gross
 31 income, or federal income tax liability for a taxable year is modified
 32 due to a modification as provided under IC 6-3-4-6(c) and
 33 IC 6-3-4-6(d) (for the adjusted gross income tax), or a modification or
 34 alteration as provided under IC 6-5.5-6-6(c) and IC 6-5.5-6-6(e) (for
 35 the financial institutions tax), then the date by which the department
 36 must issue a proposed assessment under section 1 of this chapter for
 37 tax imposed under IC 6-3 is extended to six (6) months after the date
 38 on which the notice of modification is filed with the department by the
 39 taxpayer.

40 SECTION 16. IC 8-2.1-24-28, AS AMENDED BY P.L.176-2006,
 41 SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 42 UPON PASSAGE]: Sec. 28. (a) Pursuant to an operations out of



1 service order issued by the United States Department of Transportation
 2 or the Federal Highway Administration affecting a motor carrier
 3 operating in Indiana, the department of state revenue or the state police
 4 department may revoke and confiscate any registrations, license plates,
 5 or cab cards issued under IC 9-18 (**before January 1, 2017**) or
 6 **IC 9-18.1 (after December 31, 2016).**

7 (b) The department of state revenue may not register or title a motor
 8 carrier:

9 (1) if the motor carrier fails to comply with federal regulations
 10 under 49 CFR 386;

11 (2) under an operations out of service order issued by a federal
 12 agency; or

13 (3) if the motor carrier's ability to operate has been terminated or
 14 denied by a federal agency.

15 SECTION 17. IC 8-14-1-1, AS AMENDED BY P.L.216-2014,
 16 SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 17 UPON PASSAGE]: Sec. 1. As used in this chapter:

18 (1) "Motor vehicle highway account" means the account of the
 19 general fund of the state known as the "motor vehicle highway
 20 account" to which is credited collections from motor vehicle
 21 registration fees, licenses, driver's and chauffeur's license fees,
 22 gasoline taxes, auto transfer fees, certificate of title fees, weight
 23 taxes or excise taxes and all other similar special taxes, duties or
 24 excises of all kinds on motor vehicles, trailers, motor vehicle fuel,
 25 or motor vehicle owners or operators. The account also includes
 26 amounts distributed to the fund **by the bureau of motor vehicles**
 27 ~~under IC 9-29.~~ **IC 9.**

28 (2) The term "department" refers to the Indiana department of
 29 transportation.

30 (3) The term "highways" includes roadway, rights of way, bridges,
 31 drainage structures, signs, guard rails, protective structures in
 32 connection with highways, drains, culverts, and bridges and the
 33 substructure and superstructure of bridges and approaches thereto
 34 and streets and alleys of cities or towns.

35 (4) The term "construction" means the planning, supervising,
 36 inspecting, actual building, draining, and all expenses incidental
 37 to the construction of a highway.

38 (5) The term "reconstruction" means a widening or a rebuilding
 39 of the highway or any portion thereof.

40 (6) The term "maintenance" when used in reference to cities,
 41 towns, and counties as applied to that part of the highway other
 42 than bridges, means the constant making of needed repairs, to



1 preserve a smooth surfaced highway, adequately drained, marked
 2 and guarded by protective structures for public safety and, as to
 3 bridges, means the constant making of needed repairs to preserve
 4 a smooth surfaced highway thereon and the safety and
 5 preservation of the bridge and its approaches, together with the
 6 substructure and superstructure thereof; and such term also means
 7 and includes the acquisition and use, in any manner, of all needed
 8 equipment, fuel, materials, and supplies essential and incident
 9 thereto.

10 (7) The term "vehicle registration" means the number of vehicles
 11 subject to registration under IC 9-18 **(before January 1, 2017) or**
 12 **IC 9-18.1 (after December 31, 2016)** which are registered
 13 thereunder, and, when used with respect to the state, shall mean
 14 the number of vehicles registered in the state and, when used in
 15 respect to a county, city, or town, shall mean the number of
 16 vehicles registered by owners resident in the county, city, or town.

17 SECTION 18. IC 8-14-2-2.1, AS AMENDED BY P.L.216-2014,
 18 SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 19 UPON PASSAGE]: Sec. 2.1. The auditor shall create a special fund to
 20 be known as the "Highway, Road and Street Fund" for the deposit of
 21 the revenues from:

22 (1) the gasoline and special fuel taxes dedicated to the fund under
 23 IC 6-6-1.1-802 and IC 6-6-2.5; and
 24 (2) amounts deposited in or distributed to the fund under ~~IC 9-29-~~
 25 **IC 9.**

26 SECTION 19. IC 8-14-10-9, AS AMENDED BY P.L.216-2014,
 27 SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 28 UPON PASSAGE]: Sec. 9. (a) The crossroads 2000 fund is established
 29 for the purpose of constructing or reconstructing state highways. The
 30 crossroads 2000 fund consists of distributions received under ~~IC 9-29-~~
 31 **IC 9.**

32 (b) The crossroads 2000 fund shall be administered by the
 33 department. The treasurer of state shall invest the money in the
 34 crossroads 2000 fund not currently needed to meet the obligations of
 35 the crossroads 2000 fund in the same manner as other public funds may
 36 be invested.

37 (c) Money in the crossroads 2000 fund at the end of a state fiscal
 38 year does not revert to the state general fund.

39 (d) The department may use the money in the crossroads 2000 fund
 40 only to pay the following costs:

41 (1) The cost of construction or reconstruction of a state highway.
 42 (2) The cost of acquisition of all land, rights-of-way, property,



1 rights, easements, and any other legal or equitable interests
 2 acquired by the department for the construction or reconstruction
 3 of a state highway, including the cost of any relocations incident
 4 to the acquisition.

5 (3) The cost of demolishing or removing any buildings, structures,
 6 or improvements on property acquired by the department for the
 7 construction or reconstruction of a state highway.

8 (4) Engineering and legal expenses and the costs of plans,
 9 specifications, surveys, estimates, and any necessary feasibility
 10 studies.

11 (5) Payment of rentals and performance of other obligations under
 12 contracts or leases securing bonds issued under IC 8-14.5-6.

13 SECTION 20. IC 9-13-2-25.8, AS ADDED BY P.L.221-2014,
 14 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 15 UPON PASSAGE]: Sec. 25.8. "Class A motor driven cycle" means a
 16 motor vehicle that:

17 (1) has a seat or saddle for the use of the rider;

18 (2) is designed to travel on not more than three (3) wheels in
 19 contact with the ground;

20 (3) complies with applicable motor vehicle equipment
 21 requirements under IC 9-19 and 49 CFR 571; and

22 (4) is registered as a Class A motor driven cycle under IC 9-18
 23 **(before its expiration) or IC 9-18.1.**

24 The term does not include an electric personal assistive mobility
 25 device.

26 SECTION 21. IC 9-13-2-26.5, AS ADDED BY P.L.221-2014,
 27 SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 28 UPON PASSAGE]: Sec. 26.5. "Class B motor driven cycle" means a
 29 motor vehicle that:

30 (1) has a seat or saddle for the use of the rider;

31 (2) is designed to travel on not more than three (3) wheels in
 32 contact with the ground;

33 (3) complies with applicable motor vehicle equipment
 34 requirements under IC 9-19 and 49 CFR 571;

35 (4) has a cylinder capacity not exceeding fifty (50) cubic
 36 centimeters; and

37 (5) is registered as a Class B motor driven cycle under IC 9-18
 38 **(before its expiration) or IC 9-18.1.**

39 The term does not include an electric personal assistive mobility
 40 device.

41 SECTION 22. IC 9-13-2-31.5 IS REPEALED [EFFECTIVE UPON
 42 PASSAGE]. Sec. ~~31.5~~: (a) ~~Before January 1, 2016~~; "commercial



1 vehicle", for purposes of IC 9-18-2-4.5; means a motor vehicle or
 2 combination of motor vehicles used in commerce to transport property
 3 if the motor vehicle:

4 (1) has a gross combination weight rating of at least twenty-six
 5 thousand one (26,001) pounds; including a towed unit with a
 6 gross vehicle weight rating of more than ten thousand (10,000)
 7 pounds;

8 (2) has a gross vehicle weight rating of at least twenty-six
 9 thousand one (26,001) pounds; or

10 (3) meets both of the following requirements:

11 (A) The motor vehicle has a gross vehicle weight rating of at
 12 least seven thousand (7,000) pounds; but less than twenty-six
 13 thousand one (26,001) pounds:

14 (B) The motor vehicle is owned by a registered carrier holding
 15 a valid Indiana fuel tax permit under IC 6-6-4.1:

16 (b) After December 31, 2015, "commercial vehicle", for purposes
 17 of IC 9-18-2-4.6; means a motor vehicle used in commerce to transport
 18 property if the motor vehicle:

19 (1) has a declared gross vehicle weight of at least sixteen
 20 thousand (16,000) pounds; and

21 (2) is subject to the commercial motor vehicle excise tax under
 22 IC 6-6-5.5:

23 SECTION 23. IC 9-13-2-97, AS AMENDED BY P.L.151-2015,
 24 SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 25 UPON PASSAGE]: Sec. 97. (a) "Manufacturer" means, except as
 26 provided in subsection (b), a person engaged in the business of
 27 constructing or assembling vehicles, of a type required to be registered
 28 under IC 9-18 (before its expiration) or IC 9-18.1 at an established
 29 place of business. The term does not include a converter manufacturer,
 30 an automotive mobility dealer, or a recreational vehicle manufacturer.

31 (b) "Manufacturer", for purposes of IC 9-32, means a person who is
 32 engaged in the business of manufacturing or assembling new motor
 33 vehicles or major component parts of motor vehicles, or both, and sells
 34 new motor vehicles to dealers, wholesale dealers, distributors, or the
 35 general public. The term includes the following:

36 (1) A factory branch office of the manufacturer.

37 (2) A partnership, a firm, an association, a joint venture, a limited
 38 liability company, a corporation, or a trust, resident or
 39 nonresident, that is controlled by the manufacturer.

40 The term does not include a converter manufacturer, an automotive
 41 mobility dealer, or a recreational vehicle manufacturer.

42 SECTION 24. IC 9-13-2-102.3, AS AMENDED BY P.L.198-2016,



1 SECTION 130, IS AMENDED TO READ AS FOLLOWS
 2 [EFFECTIVE UPON PASSAGE]: Sec. 102.3. "Metered space", for
 3 purposes of **IC 9-18.5-4**, IC 9-18.5-5, **and** IC 9-18.5-6, **and**
 4 ~~IC 9-18.5-8~~, means a public parking space at which parking is
 5 regulated by:

- 6 (1) a parking meter; or
- 7 (2) an official traffic control device that imposes a maximum
 8 parking time for the public parking space.

9 The term does not include parking spaces or areas regulated under
 10 IC 9-21-18.

11 SECTION 25. IC 9-13-2-196, AS AMENDED BY P.L.198-2016,
 12 SECTION 176, IS AMENDED TO READ AS FOLLOWS
 13 [EFFECTIVE JULY 1, 2017]: Sec. 196. (a) "Vehicle" means, except
 14 as otherwise provided in this section, a device in, upon, or by which a
 15 person or property is, or may be, transported or drawn upon a highway.
 16 The term does not include the following:

- 17 (1) A device moved by human power.
- 18 (2) A device that runs only on rails or tracks.
- 19 (3) A wheelchair.
- 20 (b) For purposes of IC 9-17, the term includes the following:
 - 21 (1) Off-road vehicles.
 - 22 (2) Manufactured homes or mobile homes that are:
 - 23 (A) personal property not held for resale; and
 - 24 (B) not attached to real estate by a permanent foundation.
 - 25 (3) Watercraft.

26 (c) For purposes of IC 9-22 and IC 9-32, the term refers to a vehicle
 27 of a type that must be registered under IC 9-18-2 (before its expiration)
 28 or IC 9-18.1, other than an off-road vehicle or a snowmobile under
 29 IC 9-18-2.5 (before its expiration) or ~~IC 9-18.1-4~~. **IC 9-18.1-14**.

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

33 SECTION 26. IC 9-14-10-1, AS ADDED BY P.L.198-2016,
 34 SECTION 190, IS AMENDED TO READ AS FOLLOWS
 35 [EFFECTIVE UPON PASSAGE]: Sec. 1. The commission board shall
 36 do the following:

- 37 (1) Recommend legislation needed to operate the license
 38 branches.
- 39 (2) Recommend rules needed to operate the license branches.
- 40 (3) Review budget proposals for the commission and the license
 41 branches operated under IC 9-14.1, including the budget required
 42 by IC 9-14.1-5-4 and IC 9-14.1-5-5.



1 (4) Establish the determination criteria and determine the number
2 and location of license branches to be operated under IC 9-14.1.

3 (5) Establish and adopt minimum standards for the operation and
4 maintenance of each physical or virtual location at which services
5 are provided by a full service provider or partial services provider
6 ~~operated~~ under IC 9-14.1.

7 (6) Administer the commission fund established under
8 IC 9-14-14-1.

9 SECTION 27. IC 9-18.1-13-2, AS ADDED BY P.L.198-2016,
10 SECTION 326, IS AMENDED TO READ AS FOLLOWS
11 [EFFECTIVE UPON PASSAGE]: Sec. 2. (a) The authority granted to
12 the bureau throughout this article extends to the department of state
13 revenue when the department administers transactions under IC 9-17-2,
14 IC 9-17-3, IC 9-18 (**before its expiration**), or IC 9-18.1. The
15 department's authority includes the following:

16 (1) Registering vehicles (IC 9-18.1-3 and IC 9-18.1-4).

17 (2) Withholding registration of a vehicle when the vehicle was
18 used in the commission of a toll violation (IC 9-18.1-3).

19 (3) Determining the size, character, display, mounting, securing,
20 content, issuance, replacement, and life cycle of license plates,
21 temporary license plates, renewal stickers, and other proof of
22 registration issued by the department (IC 9-18.1-4).

23 (4) Publishing a schedule of expiration dates (IC 9-18.1-11).

24 (5) Transferring registration and license plates (IC 9-18.1-11).

25 (6) Issuing a duplicate license plate that is lost, stolen, or
26 destroyed (IC 9-18.1-11).

27 (7) Changing ownership information (IC 9-18.1-11).

28 (8) Issuing temporary permits (IC 9-18.1-12).

29 (9) Issuing certificates of title (IC 9-17-2).

30 (b) Plates issued by the department of state revenue remain the
31 property of the department (IC 9-18.1-4).

32 (c) The department of state revenue may adopt rules under
33 IC 4-22-2 to administer this chapter.

34 SECTION 28. IC 9-18.1-13-3, AS ADDED BY P.L.198-2016,
35 SECTION 326, IS AMENDED TO READ AS FOLLOWS
36 [EFFECTIVE UPON PASSAGE]: Sec. 3. (a) Upon payment of the
37 annual registration fee under ~~IC 9-29-5~~ **IC 9-18.1-5** and any applicable
38 commercial vehicle excise tax under IC 6-6-5.5, the department of state
39 revenue may issue a license plate for each commercial vehicle
40 registered to the owner of at least twenty-five (25) commercial
41 vehicles. The license plate issued under this section for a commercial
42 vehicle is permanently valid.



1 (b) The application of registration for the commercial vehicles must
 2 be on an aggregate basis by electronic means. If the application is
 3 approved, the department of state revenue shall issue a certificate of
 4 registration that shall be carried at all times in the vehicle for which it
 5 is issued.

6 (c) The registration for a commercial vehicle is void when the
 7 registered owner:

8 (1) sells (and does not replace);

9 (2) disposes of; or

10 (3) does not renew the registration of;

11 the commercial vehicle or the commercial vehicle is destroyed.

12 (d) This section does not relieve the owner of a vehicle from
 13 payment of any applicable commercial vehicle excise tax under
 14 IC 6-6-5.5 on a yearly basis.

15 (e) A registered license plate issued under subsection (a) may be
 16 transferred to another vehicle in a fleet of the same weight and plate
 17 type, with a new certificate of registration issued under subsection (b),
 18 upon application to the department of state revenue. A commercial
 19 vehicle excise tax credit may be applied to any plate transfer of the
 20 same vehicle type and same weight category.

21 (f) The following apply to rules adopted by the bureau before
 22 January 1, 2014, under IC 9-18-2-4.5(f) (before its expiration):

23 (1) The rules are transferred to the department of state revenue
 24 and are considered rules of the department of state revenue.

25 (2) The rules are treated as if they had been adopted by the
 26 department of state revenue.

27 (g) Upon qualification under this section, a vehicle subject to the
 28 commercial vehicle excise tax under IC 6-6-5.5, including trailers and
 29 ~~semi-trailers~~, **semitrailers**, must be registered with the department of
 30 state revenue and issued a permanent license plate.

31 (h) A registered owner may continue to register commercial vehicles
 32 under this section even after a reduction in the registered owner's fleet
 33 to fewer than twenty-five (25) commercial vehicles.

34 SECTION 29. IC 9-18.1-13-7, AS ADDED BY P.L.198-2016,
 35 SECTION 326, IS AMENDED TO READ AS FOLLOWS
 36 [EFFECTIVE UPON PASSAGE]: Sec. 7. (a) Except as provided in
 37 subsection (b), a person that fails to:

38 (1) apply for the registration of, or transfer a registration to, a
 39 vehicle;

40 (2) provide full payment for the registration of a vehicle; or

41 (3) both:

42 (A) apply for the registration of, or transfer a registration to, a



- 1 vehicle; and
 2 (B) provide full payment for the registration of a vehicle;
 3 as required under this chapter is subject to the penalties and interest
 4 imposed under IC 6-8.1-10.
 5 (b) A person that fails to:
 6 (1) apply for the registration of, or transfer a registration to, a
 7 vehicle;
 8 (2) provide full payment for the registration of a vehicle; or
 9 (3) both:
 10 (A) apply for the registration of, or transfer a registration to, a
 11 vehicle; and
 12 (B) provide full payment for the registration of a vehicle;
 13 as required under IC 9-18-2-4.6 **(before its expiration)** or
 14 IC 9-18.1-13-3 is subject to the administrative penalty imposed under
 15 IC 9-18.1-11-5.
 16 (c) An administrative penalty collected under subsection (b) shall
 17 be deposited in the commission fund.
 18 SECTION 30. IC 9-20-2-3 IS AMENDED TO READ AS
 19 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 3. The movement
 20 of a disabled vehicle or combination of vehicles for a distance that does
 21 not exceed fifty (50) highway miles by a registered recovery vehicle or
 22 by a vehicle described in ~~IC 9-18-13-5~~ **IC 9-18.1-6-5** is exempt from
 23 the dimension and weight limits under this article.
 24 SECTION 31. IC 9-20-5-8 IS AMENDED TO READ AS
 25 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 8. The Indiana
 26 department of transportation may not issue a permit under this chapter
 27 for the operation of a vehicle if any of the following conditions apply:
 28 (1) The owner or operator of the vehicle has not complied with
 29 IC 8-2.1-24.
 30 (2) The owner or operator of the vehicle has not provided the
 31 Indiana department of transportation with the owner's or
 32 operator's Social Security number or federal identification
 33 number.
 34 (3) The owner or operator of the vehicle has not registered the
 35 vehicle with the bureau, if the vehicle is required to be registered
 36 under IC 9-18 **(before its expiration) or IC 9-18.1.**
 37 SECTION 32. IC 9-20-6-11 IS AMENDED TO READ AS
 38 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 11. (a) A permit
 39 issued under this chapter shall:
 40 (1) be carried in or on the vehicle or other object to which the
 41 permit refers; and
 42 (2) be open to inspection by a police officer.



1 (b) A person may not violate the terms or conditions of a special
2 permit.

3 (c) The issuance of a special permit under this chapter:

4 (1) does not relieve the responsibility for damages to a highway
5 imposed by this article; and

6 (2) does not, for:

7 (A) the use of a vehicle already registered and licensed;

8 (B) the use of a vehicle not subject to registration and
9 licensing under IC 9-18 (**before its expiration**), **IC 9-18.1, or**
10 **IC 9-18.5**; or

11 (C) the moving of objects other than vehicles under the special
12 permit;

13 require further registration and licensing to authorize the issuance
14 of the special permit.

15 SECTION 33. IC 9-20-6-12 IS AMENDED TO READ AS
16 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 12. The Indiana
17 department of transportation may not issue a permit under this chapter
18 for the operation of a vehicle if any of the following conditions apply:

19 (1) The owner or operator of the vehicle has not complied with
20 IC 8-2.1-24.

21 (2) The owner or operator of the vehicle has not provided the
22 Indiana department of transportation with the owner's or
23 operator's Social Security number or federal identification
24 number.

25 (3) The owner or operator of the vehicle has not registered the
26 vehicle with the bureau, if the vehicle is required to be registered
27 under IC 9-18 (**before its expiration**) or **IC 9-18.1**.

28 SECTION 34. IC 9-20-9-11 IS AMENDED TO READ AS
29 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 11. The movement
30 of a disabled vehicle or combination of vehicles for a distance that does
31 not exceed fifty (50) highway miles by a registered recovery vehicle or
32 by a vehicle described in ~~IC 9-18-13-5~~ **IC 9-18.1-6-5** is exempt from
33 the requirements for permits under this chapter.

34 SECTION 35. IC 9-21-3.5-5, AS ADDED BY P.L.47-2006,
35 SECTION 45, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
36 UPON PASSAGE]: Sec. 5. As used in this chapter, "owner" means a
37 person in whose name a motor vehicle is registered under:

38 (1) IC 9-18 (**before its expiration**) or **IC 9-18.1**;

39 (2) the laws of another state;

40 (3) the laws of a foreign country; or

41 (4) the International Registration Plan.

42 SECTION 36. IC 9-21-3.5-10, AS AMENDED BY P.L.152-2015,



1 SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
2 UPON PASSAGE]: Sec. 10. (a) The department or the authority may
3 adopt and enforce rules concerning:

4 (1) the placement and use of automated traffic law enforcement
5 systems to enforce collection of user fees;

6 (2) required notification in the form of a citation to the owner of
7 a vehicle used in the commission of a moving violation under
8 section 9 of this chapter;

9 (3) the process for notification, collection, and enforcement of
10 unpaid amounts;

11 (4) the amount of fines, charges, and assessments for toll
12 violations;

13 ~~(5) including, with respect to the use of or contracting with a~~
14 ~~collection agency to recover~~ amounts unpaid by violators who
15 are not subject to ~~IC 9-18-2-17(b)~~: **IC 9-18.1-3-7(a), including**
16 **authorization in the contract for collection services for**

17 ~~(A) contracting with a collection agency; and~~

18 ~~(B) authorizing the collection agency in the contract for~~
19 ~~collection services to impose on and collect from the violator~~
20 ~~an additional collection fee; and~~

21 ~~(5)~~ **(6)** other matters relating to automated traffic law enforcement
22 systems that the department or the authority considers
23 appropriate.

24 (b) A rule adopted under subsection (a)(2) must establish:

25 (1) a deadline for the department, authority, or operator, as
26 applicable, to issue a citation to an owner of a vehicle used in the
27 commission of a moving violation under section 9 of this chapter;
28 and

29 (2) a deadline, not to exceed thirty (30) days following receipt of
30 the citation as determined under section 12(2) of this chapter, for
31 the owner to pay a fine, charge, or other assessment for the toll
32 violation.

33 (c) The department or the authority shall establish a process by
34 which the department, authority, or operator, as applicable, shall notify
35 the bureau of an owner's failure to pay a fine, charge, or other
36 assessment for a toll violation following the expiration of the deadline
37 described in subsection (b)(2).

38 (d) This section does not apply with respect to a private toll facility.

39 SECTION 37. IC 9-22-2-1 IS AMENDED TO READ AS
40 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 1. This chapter
41 applies to a motor vehicle that is:

42 (1) subject to registration under IC 9-18 **(before its expiration)**



- 1 **or IC 9-18.1;** and
 2 (2) stored, parked, or left in a garage, trailer park, or other storage
 3 or parking lot for more than fifteen (15) days.
- 4 SECTION 38. IC 9-24-2-2.5, AS AMENDED BY P.L.76-2016,
 5 SECTION 3, AND AS AMENDED BY P.L.198-2016, SECTION 423,
 6 IS CORRECTED AND AMENDED TO READ AS FOLLOWS
 7 [EFFECTIVE UPON PASSAGE]: Sec. 2.5. (a) The bureau shall
 8 suspend the driving privileges or invalidate the learner's permit of an
 9 individual who is under an order entered by a court under
 10 ~~IC 35-43-1-2(e).~~ IC 35-43-1-2(d).
- 11 (b) The bureau shall suspend the driving privileges or invalidate the
 12 learner's permit of ~~a person~~ *an individual* who is the subject of an order
 13 issued under IC 31-37-19-17 (or IC 31-6-4-15.9(f) before its repeal) or
 14 ~~IC 35-43-1-2(c).~~ IC 35-43-1-2(d).
- 15 SECTION 39. IC 9-30-11-6, AS AMENDED BY P.L.125-2012,
 16 SECTION 359, IS AMENDED TO READ AS FOLLOWS
 17 [EFFECTIVE UPON PASSAGE]: Sec. 6. The bureau shall reinstate
 18 motor vehicle registration that is suspended under this chapter if the
 19 following occur:
- 20 (1) The court presents the bureau with adequate proof that all
 21 unpaid judgments with respect to the motor vehicle have been
 22 paid.
- 23 (2) A reinstatement fee ~~under IC 9-29~~ is paid to the bureau, if
 24 applicable.
- 25 SECTION 40. IC 9-31-3-2, AS AMENDED BY P.L.198-2016,
 26 SECTION 618, IS AMENDED TO READ AS FOLLOWS
 27 [EFFECTIVE UPON PASSAGE]: Sec. 2. (a) A motorboat does not
 28 have to be registered and numbered under this chapter if any of the
 29 following conditions are met:
- 30 (1) The motorboat is legally registered in another state and:
- 31 (A) the motorboat has not been within Indiana for more than
 32 sixty (60) consecutive days;
- 33 (B) the owner of the motorboat has paid:
- 34 (i) the excise tax required under IC 6-6-11;
- 35 (ii) the fees required under IC 6-6-11-13; and
- 36 (iii) a two dollar (\$2) fee to the bureau; or
- 37 (C) the motorboat is moored on the Indiana part of Lake
 38 Michigan for not more than one hundred eighty (180)
 39 consecutive days.
- 40 (2) The motorboat is from a country other than the United States
 41 temporarily using the waters of Indiana.
- 42 (3) The motorboat is a ship's lifeboat.



1 (4) The motorboat belongs to a class of boats that has been
 2 exempted from registration and numbering by the bureau after the
 3 bureau has found the following:

4 (A) That the registration and numbering of motorboats of that
 5 class will not materially aid in their identification.

6 (B) That an agency of the federal government has a numbering
 7 system applicable to the class of motorboats to which the
 8 motorboat in question belongs.

9 (C) That the motorboat would also be exempt from numbering
 10 if the motorboat were subject to the federal law.

11 (b) The following are prima facie evidence that a motorboat will be
 12 operated on the waters of Indiana for more than sixty (60) consecutive
 13 days and is not exempt from registration under subsection (a)(1)(A):

14 (1) The rental or lease for more than sixty (60) consecutive days
 15 of a mooring facility that is located on the waters of Indiana for
 16 the motorboat.

17 (2) The purchase of a mooring facility that is located on the
 18 waters of Indiana for the motorboat.

19 (3) Any other contractual agreement that allows the use of a
 20 mooring facility that is located on the waters of Indiana for:

21 (A) the motorboat; and

22 (B) more than sixty (60) consecutive days.

23 (c) A fee imposed under subsection ~~(a)(1)(B)~~ **(a)(1)(B)(iii)** shall be
 24 distributed as follows:

25 (1) Twenty-five cents (\$0.25) to the state police building account.

26 (2) One dollar and seventy-five cents (\$1.75) to the commission
 27 fund.

28 SECTION 41. IC 10-11-2-26, AS AMENDED BY P.L.198-2016,
 29 SECTION 633, IS AMENDED TO READ AS FOLLOWS
 30 [EFFECTIVE UPON PASSAGE]: Sec. 26. (a) The superintendent may
 31 assign qualified persons who are not state police officers to supervise
 32 or operate permanent or portable weigh stations. A person assigned
 33 under this section may stop, inspect, and issue citations to operators of
 34 trucks and trailers having a declared gross weight of at least ten
 35 thousand one (10,001) pounds and buses at a permanent or portable
 36 weigh station or while operating a clearly marked Indiana state police
 37 vehicle for violations of the following:

38 (1) IC 6-1.1-7-10.

39 (2) IC 6-6-1.1-1202.

40 (3) IC 6-6-2.5.

41 (4) IC 6-6-4.1-12.

42 (5) IC 8-2.1.



- 1 (6) IC 9-18 **(before its expiration) or IC 9-18.1.**
 2 (7) IC 9-19.
 3 (8) IC 9-20.
 4 (9) IC 9-21-7-2 through IC 9-21-7-11.
 5 (10) IC 9-21-8-41 pertaining to the duty to obey an official traffic
 6 control device for a weigh station.
 7 (11) IC 9-21-8-45 through IC 9-21-8-48.
 8 (12) IC 9-21-9.
 9 (13) IC 9-21-15.
 10 (14) IC 9-21-21 (before its expiration) or IC 9-18.1-7.
 11 (15) IC 9-24-1-1.
 12 (16) IC 9-24-1-7.
 13 (17) Except as provided in subsection (c), IC 9-24-6.1-6 and
 14 IC 9-24-6.1-7, commercial driver's license.
 15 (18) IC 9-24-4.
 16 (19) IC 9-24-5 **(before its expiration) or IC 9-24-8.5.**
 17 (20) IC 9-24-11-4.
 18 (21) IC 9-24-13-3.
 19 (22) IC 9-24-18-1 through IC 9-24-18-2.
 20 (23) IC 9-25-4-3.
 21 (24) IC 9-28-4.
 22 (25) IC 9-28-5.
 23 (26) IC 9-28-6.
 24 (27) IC 9-29-5-11 through IC 9-29-5-13 (before their expiration).
 25 (28) IC 9-29-5-42 (before its expiration).
 26 (29) IC 10-14-8.
 27 (30) IC 13-17-5-1, IC 13-17-5-3, or IC 13-17-5-4.
 28 (31) IC 13-30-2-1.
 29 (b) For the purpose of enforcing this section, a person assigned
 30 under this section may detain a person in the same manner as a law
 31 enforcement officer under IC 34-28-5-3.
 32 (c) A person assigned under this section may not enforce
 33 IC 9-24-6.1-7.
 34 SECTION 42. IC 13-17-5-8 IS AMENDED TO READ AS
 35 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 8. (a) Whenever:
 36 (1) an officer or employee of the department; or
 37 (2) a person the department has contracted with under section 5
 38 (before its repeal) or 5.1 of this chapter or IC 13-1-1-11 (before
 39 its repeal);
 40 learns of a violation of section 1, 2, 3, or 4 of this chapter or
 41 IC 13-1-1-6 (before its repeal), the officer or employee shall notify the
 42 bureau of motor vehicles in writing of the violation or failure for



1 purposes of the suspension of the registration of the vehicle in question
 2 under ~~IC 9-18-2-39~~; **IC 9-18.1-3-8.**

3 (b) After a vehicle's registration is suspended under ~~IC 9-18-2-39~~;
 4 **IC 9-18.1-3-8:**

- 5 (1) an officer or employee of the department; or
 6 (2) a person the department has contracted with under section 5
 7 (before its repeal) or 5.1 of this chapter or IC 13-1-1-11 (before
 8 its repeal);

9 who recognizes that the violation of section 1, 2, 3, or 4 of this chapter
 10 or IC 13-1-1-6 (before its repeal) has been corrected shall notify the
 11 bureau of motor vehicles in writing of the correction or achievement of
 12 compliance for purposes of the reinstatement of the vehicle's
 13 registration under ~~IC 9-18-2-39~~; **IC 9-18.1-3-8.**

14 SECTION 43. IC 14-19-3-4, AS AMENDED BY P.L.87-2010,
 15 SECTION 40, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 16 UPON PASSAGE]: Sec. 4. (a) Upon application to the department, a
 17 resident of Indiana:

- 18 (1) who:
 19 (A) if born in 1933, 1934, 1935, 1936, or 1937, is at least sixty
 20 (60) years of age; or
 21 (B) if born before 1933 or after 1937, is at least sixty-five (65)
 22 years of age;
 23 (2) who is eligible for Social Security disability payments under
 24 42 U.S.C. 423;
 25 (3) who is eligible for a disabled Hoosier veteran license plate
 26 under ~~IC 9-18-18-1~~; **IC 9-18.5-5-1**; or
 27 (4) who is issued a prisoner of war license plate under
 28 ~~IC 9-18-17-1~~; **IC 9-18.5-4-1**;

29 may purchase or is eligible to receive an annual Golden Hoosier
 30 Passport.

31 (b) A Golden Hoosier Passport entitles:

- 32 (1) the resident;
 33 (2) the resident's motor vehicle; and
 34 (3) the resident's passengers;

35 to unlimited admission for one (1) calendar year to the Indiana state
 36 parks, recreation areas, reservoirs, forests, historic sites, museums,
 37 memorials, and other department properties for which admission is
 38 charged during the year for which the passport was issued.

39 (c) Except as provided in subsection (d), the fee for an annual
 40 Golden Hoosier Passport issued under this section is fifty percent
 41 (50%) of the fee that the department charges a resident who is not
 42 described in subsection (a)(1), (a)(2), or (a)(3) for unlimited admission



1 for one (1) calendar year to the Indiana state parks, recreation areas,
 2 reservoirs, forests, historic sites, museums, memorials, and other
 3 department properties for which admission is charged.

4 (d) A fee may not be charged for an annual Golden Hoosier Passport
 5 issued under this section to a resident described in subsection (a)(4).

6 SECTION 44. IC 16-19-3-26, AS AMENDED BY P.L.86-2014,
 7 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 8 UPON PASSAGE]: Sec. 26. (a) The anatomical gift promotion fund is
 9 established. The fund consists of amounts distributed to the fund by the
 10 auditor of state under ~~IC 9-18-2-16~~. **IC 9-18.1-3-9.**

11 (b) The treasurer of state shall invest the money in the fund not
 12 currently needed to meet the obligations of the fund in the same
 13 manner as other public funds are invested. Interest that accrues from
 14 these investments shall be deposited in the fund.

15 (c) The state department shall administer the fund. Any expenses
 16 incurred in administering the fund shall be paid from the fund.

17 (d) The money in the fund shall be distributed quarterly to the
 18 Indiana Donation Alliance Foundation and Donate Life Indiana for the
 19 purpose of implementing an organ, tissue, and marrow registry and to
 20 promote organ, tissue, and marrow donation. However, money in the
 21 fund may not be distributed under this subsection for any quarter of a
 22 year until the annual report for the previous year has been submitted
 23 under subsection (f).

24 (e) The Indiana Donation Alliance Foundation and Donate Life
 25 Indiana shall keep information regarding the identity of an individual
 26 who has indicated a desire to make an organ or tissue donation
 27 confidential.

28 (f) The Indiana Donation Alliance Foundation and Donate Life
 29 Indiana shall submit an annual audited report, including a list of all
 30 expenditures, to the:

- 31 (1) speaker of the house of representatives;
- 32 (2) president pro tempore of the senate;
- 33 (3) senate health and provider services committee; and
- 34 (4) house public health committee;

35 before February 1. The report must be in an electronic format under
 36 IC 5-14-6.

37 (g) Money in the fund at the end of a state fiscal year does not revert
 38 to the state general fund.

39 (h) This subsection applies if the Indiana Donation Alliance
 40 Foundation or Donate Life Indiana loses its status as an organization
 41 exempt from federal income taxation under Section 501(c)(3) of the
 42 Internal Revenue Code. The Indiana Donation Alliance Foundation and



1 Donate Life Indiana shall report in an electronic format under
 2 IC 5-14-6 to the chairpersons of the senate standing committee, as
 3 determined by the president pro tempore of the senate, and the house
 4 standing committee, as determined by the speaker of the house of
 5 representatives, that have subject matter jurisdiction over health issues.
 6 The chairpersons shall review the report and recommend to the state
 7 department whether to continue distributions under subsection (d).

8 ~~(i) Any annual reports that were not submitted by the Indiana~~
 9 ~~Donation Alliance Foundation or Donate Life Indiana before March 15,~~
 10 ~~2011; under subsection (f) must be submitted before August 1, 2012.~~

11 SECTION 45. IC 20-27-7-18, AS AMENDED BY P.L.31-2008,
 12 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 13 UPON PASSAGE]: Sec. 18. (a) A school corporation that owns a
 14 school bus or a special purpose bus and uses the school bus or special
 15 purpose bus to transport students is exempt from the payment of the
 16 annual registration fee for the school bus or special purpose bus. On
 17 application by a school corporation, the commissioner of motor
 18 vehicles shall furnish registration number plates for exempted vehicles
 19 without charge. Application for registration of exempted vehicles shall
 20 be:

- 21 (1) made whenever a newly acquired school bus or special
- 22 purpose bus requires a registration number plate;
- 23 (2) made whenever a registration number plate is transferred from
- 24 one (1) school bus or special purpose bus owned by the school
- 25 corporation to another school bus or special purpose bus owned
- 26 by the school corporation;
- 27 (3) made in the name of the school corporation that owns the
- 28 school bus or special purpose bus to be registered; and
- 29 (4) signed by the proper official of the school corporation.

30 (b) An owner other than a school corporation that owns a school bus
 31 or a special purpose bus and uses the school bus or special purpose bus
 32 to transport students is not exempt from annual registration ~~as required~~
 33 ~~under ~~IC 9-18-2-8.5~~ IC 9-18.1-3~~ or payment of the annual registration
 34 fee for school buses.

35 SECTION 46. IC 35-44.1-4-3, AS ADDED BY P.L.126-2012,
 36 SECTION 54, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 37 UPON PASSAGE]: Sec. 3. As used in this chapter, "firefighter" has the
 38 meaning set forth in ~~IC 9-18-34-1~~. **IC 9-18.5-17-1.**

39 SECTION 47. IC 35-47-4.5-3, AS AMENDED BY P.L.158-2013,
 40 SECTION 591, IS AMENDED TO READ AS FOLLOWS
 41 [EFFECTIVE UPON PASSAGE]: Sec. 3. As used in this chapter,
 42 "public safety officer" means:



- 1 (1) a state police officer;
- 2 (2) a county sheriff;
- 3 (3) a county police officer;
- 4 (4) a correctional officer;
- 5 (5) an excise police officer;
- 6 (6) a county police reserve officer;
- 7 (7) a city police officer;
- 8 (8) a city police reserve officer;
- 9 (9) a conservation enforcement officer;
- 10 (10) a gaming agent;
- 11 (11) a town marshal;
- 12 (12) a deputy town marshal;
- 13 (13) a state educational institution police officer appointed under
- 14 IC 21-39-4;
- 15 (14) a probation officer;
- 16 (15) a firefighter (as defined in ~~IC 9-18-34-1~~; **IC 9-18.5-17-1**);
- 17 (16) an emergency medical technician;
- 18 (17) a paramedic;
- 19 (18) a member of a consolidated law enforcement department
- 20 established under IC 36-3-1-5.1;
- 21 (19) a gaming control officer; or
- 22 (20) a community corrections officer.

23 SECTION 48. IC 35-52-9-4 IS REPEALED [EFFECTIVE UPON
 24 PASSAGE]. ~~Sec. 4. IC 9-18-2-44 defines a crime concerning motor~~
 25 ~~vehicle registration and license plates.~~

26 SECTION 49. IC 35-52-9-5 IS REPEALED [EFFECTIVE UPON
 27 PASSAGE]. ~~Sec. 5. IC 9-18-2-45 defines a crime concerning motor~~
 28 ~~vehicle registration and license plates.~~

29 SECTION 50. IC 35-52-9-6 IS REPEALED [EFFECTIVE UPON
 30 PASSAGE]. ~~Sec. 6. IC 9-18-2.5-12 defines a crime concerning off-road~~
 31 ~~vehicles and snowmobiles.~~

32 SECTION 51. IC 35-52-9-6.8 IS REPEALED [EFFECTIVE UPON
 33 PASSAGE]. ~~Sec. 6.8. IC 9-18-19-1 defines a crime concerning vehicle~~
 34 ~~registration and license plates.~~

35 SECTION 52. IC 35-52-9-7.1 IS ADDED TO THE INDIANA
 36 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
 37 [EFFECTIVE UPON PASSAGE]: **Sec. 7.1. IC 9-18.1-2-12 defines a**
 38 **crime concerning motor vehicle registration and license plates.**

39 SECTION 53. IC 35-52-9-7.3 IS ADDED TO THE INDIANA
 40 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
 41 [EFFECTIVE UPON PASSAGE]: **Sec. 7.3. IC 9-18.1-4-8 defines a**
 42 **crime concerning motor vehicle registration and license plates.**



1 SECTION 54. IC 35-52-9-7.5 IS ADDED TO THE INDIANA
2 CODE AS A NEW SECTION TO READ AS FOLLOWS
3 [EFFECTIVE UPON PASSAGE]: **Sec. 7.5. IC 9-18.1-14-10 defines**
4 **a crime concerning off-road vehicles and snowmobiles.**

5 SECTION 55. IC 35-52-9-7.8 IS ADDED TO THE INDIANA
6 CODE AS A NEW SECTION TO READ AS FOLLOWS
7 [EFFECTIVE UPON PASSAGE]: **Sec. 7.8. IC 9-18.5-6-1 defines**
8 **crimes concerning vehicle registration and license plates.**

9 SECTION 56. P.L.61-1996, SECTION 26, IS REPEALED
10 [EFFECTIVE UPON PASSAGE]. ~~SECTION 26: (a) Any rule or~~
11 ~~practice of the bureau of motor vehicles or bureau of motor vehicles~~
12 ~~commission that is inconsistent with IC 9-18-2-1, as amended by this~~
13 ~~act, is void.~~

14 (b) A property tax, excise tax, or motor vehicle registration required
15 for a period before the effective date of this SECTION that would have
16 been prohibited if IC 9-18-2-1, as amended by this act, had been in
17 effect during the period may not be imposed or collected after the
18 effective date of this SECTION.

19 SECTION 57. **An emergency is declared for this act.**



COMMITTEE REPORT

Mr. Speaker: Your Committee on Roads and Transportation, to which was referred House Bill 1492, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 17, between lines 10 and 11, begin a new paragraph and insert:

"SECTION 25. IC 9-13-2-196, AS AMENDED BY P.L.198-2016, SECTION 176, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2017]: Sec. 196. (a) "Vehicle" means, except as otherwise provided in this section, a device in, upon, or by which a person or property is, or may be, transported or drawn upon a highway. The term does not include the following:

- (1) A device moved by human power.
- (2) A device that runs only on rails or tracks.
- (3) A wheelchair.

(b) For purposes of IC 9-17, the term includes the following:

- (1) Off-road vehicles.
- (2) Manufactured homes or mobile homes that are:
 - (A) personal property not held for resale; and
 - (B) not attached to real estate by a permanent foundation.
- (3) Watercraft.

(c) For purposes of IC 9-22 and IC 9-32, the term refers to a vehicle of a type that must be registered under IC 9-18-2 (before its expiration) or IC 9-18.1, other than an off-road vehicle or a snowmobile under IC 9-18-2.5 (before its expiration) or ~~IC 9-18.1-4~~. **IC 9-18.1-14.**

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

Page 19, delete lines 38 through 42.

Page 20, delete lines 1 through 21.

Page 23, delete lines 1 through 19.

Re-number all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to HB 1492 as introduced.)

SOLIDAY

Committee Vote: yeas 13, nays 0.

HB 1492—LS 7448/DI 124

