

First Regular Session of the 121st General Assembly (2019)

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 2018 Regular and Special Session of the General Assembly.

## HOUSE ENROLLED ACT No. 1506

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AN ACT to amend the Indiana Code concerning motor vehicles.

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

SECTION 1. IC 6-3.5-4-0.5 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION TO READ AS FOLLOWS** [EFFECTIVE JANUARY 1, 2020]: **Sec. 0.5. (a) This section applies to an ordinance adopted under this chapter and in effect on January 1, 2020.**

**(b) An adopting entity is not required to amend an ordinance subject to this section as a result of amendments to this chapter concerning vehicle type or weight class for purposes of determining vehicles that are subject to the surtax.**

**(c) The bureau of motor vehicles shall apply an ordinance subject to this section as if the ordinance is in compliance with this chapter concerning vehicle type or weight class for purposes of determining vehicles that are subject to the surtax.**

**(d) The bureau of motor vehicles is not liable to an adopting entity or any taxpayer for actions taken under this section.**

SECTION 2. IC 6-3.5-4-2, AS AMENDED BY P.L.256-2017, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2020]: **Sec. 2. (a) An adopting entity of any county may, subject to the limitation imposed by subsection ~~(f)~~; (e), adopt an ordinance to impose a county vehicle excise tax in accordance with this**

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chapter on each vehicle ~~listed in subsection (e)~~ **that is subject to the vehicle excise tax under IC 6-6-5 and** that is registered in the county.

(b) If a county does not use a transportation asset management plan approved by the Indiana department of transportation, the adopting entity of the county may impose the surtax either:

- (1) at a rate of not less than two percent (2%) nor more than ten percent (10%); or
- (2) at a specific amount of at least seven dollars and fifty cents (\$7.50) and not more than twenty-five dollars (\$25).

However, the surtax on a vehicle may not be less than seven dollars and fifty cents (\$7.50). The adopting entity shall state the surtax rate or amount in the ordinance which imposes the tax.

(c) If a county uses a transportation asset management plan approved by the Indiana department of transportation, the adopting entity of the county may impose the surtax either:

- (1) at a rate of at least two percent (2%) and not more than twenty percent (20%); or
- (2) at a specific amount of at least seven dollars and fifty cents (\$7.50) and not more than fifty dollars (\$50).

However, the surtax on a vehicle may not be less than seven dollars and fifty cents (\$7.50). The adopting entity shall state the surtax rate or amount in the ordinance that imposes the tax.

(d) Subject to the limits and requirements of this section, the adopting entity may do any of the following:

- (1) Impose the county vehicle excise tax at the same rate or amount on each vehicle that is subject to the tax.
- (2) Impose the county vehicle excise tax on vehicles subject to the tax at one (1) or more different rates based on the class of vehicle listed in ~~subsection (e)~~: **IC 6-6-5-2(a)**.

~~(e)~~ **The county vehicle excise tax applies to the following vehicles:**

- ~~(1)~~ **Passenger vehicles:**
- ~~(2)~~ **Motorcycles:**
- ~~(3)~~ **Trucks with a declared gross weight that does not exceed eleven thousand (11,000) pounds:**
- ~~(4)~~ **Motor driven cycles:**

~~(f)~~ **(e)** The adopting entity may not adopt an ordinance to impose the surtax unless it concurrently adopts an ordinance under IC 6-3.5-5 to impose the wheel tax.

~~(g)~~ **(f)** Notwithstanding any other provision of this chapter or IC 6-3.5-5, ordinances adopted by a county council before June 1, 2013, to impose or change the county vehicle excise tax and the annual wheel tax in the county remain in effect until the ordinances are



amended or repealed under this chapter or IC 6-3.5-5.

~~(h)~~ **(g) Subject to subsection (h)**, a county vehicle excise tax imposed by this chapter for a vehicle is due and shall be paid each year at the time the vehicle is registered.

**(h) If the county vehicle excise tax imposed by this chapter was not paid for one (1) or more preceding years, the bureau may collect only the county vehicle excise tax imposed by this chapter for the:**

- (1) registration year immediately preceding the current registration year;**
- (2) current registration year; and**
- (3) registration year immediately following the current registration year.**

SECTION 3. IC 6-3.5-4-3, AS AMENDED BY P.L.218-2017, SECTION 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2020]: Sec. 3. If an adopting entity adopts an ordinance imposing the surtax after December 31 but before September 1 of the following year, a ~~motor~~ vehicle is subject to the tax if it is registered in the county after December 31 of the year in which the ordinance is adopted. If an adopting entity adopts an ordinance imposing the surtax after August 31 but before the following January 1, a ~~motor~~ vehicle is subject to the tax if it is registered in the county after December 31 of the year following the year in which the ordinance is adopted. However, in the first year the surtax is effective, the surtax does not apply to the registration of a ~~motor~~ vehicle for the registration year that commenced in the calendar year preceding the year the surtax is first effective.

SECTION 4. IC 6-3.5-4-4, AS AMENDED BY P.L.218-2017, SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2020]: Sec. 4. (a) After January 1 but before September 1 of any year, the adopting entity may, subject to the limitations imposed by subsection (b), adopt an ordinance to rescind the surtax. If the adopting entity adopts such an ordinance, the surtax does not apply to a ~~motor~~ vehicle registered after December 31 of the year the ordinance is adopted.

(b) The adopting entity may not adopt an ordinance to rescind the surtax unless it concurrently adopts an ordinance under IC 6-3.5-5 to rescind the wheel tax. In addition, the adopting entity may not adopt an ordinance to rescind the surtax if:

- (1) any portion of a loan obtained by the county under IC 8-14-8 is unpaid; or
- (2) any bonds issued by the county under IC 8-14-9 are



outstanding.

SECTION 5. IC 6-3.5-4-5, AS AMENDED BY P.L.218-2017, SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2020]: Sec. 5. (a) The adopting entity may, subject to the limitations imposed by subsection (b), adopt an ordinance to increase or decrease the surtax rate or amount. The new surtax rate or amount must be within the range of rates or amounts prescribed by section 2 of this chapter. A new rate or amount that is established by an ordinance that is adopted after December 31 but on or before September 1 of the following year applies to ~~motor~~ vehicles registered after December 31 of the year in which the ordinance to change the rate or amount is adopted. A new rate or amount that is established by an ordinance that is adopted after September 1 but before January 1 of the following year applies to ~~motor~~ vehicles registered after December 31 of the year following the year in which the ordinance is adopted.

(b) The adopting entity may not adopt an ordinance to decrease the surtax rate or amount under this section if:

- (1) any portion of a loan obtained by the county under IC 8-14-8 is unpaid; or
- (2) any bonds issued by the county under IC 8-14-9 are outstanding.

SECTION 6. IC 6-3.5-4-6, AS AMENDED BY P.L.218-2017, SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2020]: Sec. 6. (a) If an adopting entity adopts an ordinance to impose, rescind, or change the rate or amount of the surtax, the adopting entity shall send a copy of the ordinance, and, if applicable, a copy of the letter from the Indiana department of transportation approving the adopting entity's transportation asset management plan, to the bureau of motor vehicles on or before September 1, to be effective January 1 of the following calendar year.

**(b) An adopting entity shall submit all copies under subsection (a) in a manner prescribed by the bureau of motor vehicles.**

SECTION 7. IC 6-3.5-4-7.3, AS AMENDED BY P.L.147-2018, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2020]: Sec. 7.3. (a) The amount of surtax imposed by rate under this chapter shall be based upon the classification and age of a vehicle as determined by the bureau of motor vehicles under IC 6-6-5, in accordance with **subsection (b) or** the schedule set out in subsection ~~(b)~~: **(c)**.

**(b) The amount to be used in section 7 of this chapter, for a vehicle described in IC 6-6-5-3.5, is the amount assessed under IC 6-6-5-3.5.**

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(b) (c) The schedule to be used in determining the amount to be used in section 7 of this chapter for a vehicle that is not described in IC 6-6-5-3.5 is as follows:

Age	I	II	III	IV	V
0	\$12	\$36	\$60	\$96	\$132
1	12	30	51	84	114
2	12	27	42	72	96
3	12	24	33	60	78
4	12	18	24	48	66
5	12	12	18	36	54
6	12	12	12	24	42
7	12	12	12	18	24
8	12	12	12	12	12
9	12	12	12	12	12
and thereafter					
Age	VI	VII	VIII	IX	X
0	\$168	\$206	\$246	\$300	\$344
1	147	184	220	268	298
2	126	154	186	230	260
3	104	127	156	196	224
4	82	101	128	164	191
5	63	74	98	130	157
6	49	60	75	104	129
7	30	40	54	80	106
8	18	21	34	40	50
9	12	12	12	12	12
and thereafter					
Age	XI	XII	XIII	XIV	XV
0	\$413	\$500	\$600	\$700	\$812
1	358	434	520	607	705
2	312	378	450	529	614
3	269	326	367	456	513
4	229	278	300	389	420
5	188	228	242	319	338
6	155	188	192	263	268
7	127	129	129	181	181
8	62	62	62	87	87
9	21	26	30	36	42
and thereafter					
Age	XVI	XVII			
0	\$938	\$1,063			
1	814	922			

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2	709	795
3	611	693
4	521	591
5	428	483
6	353	383
7	258	258
8	125	125
9	49	55

and thereafter

SECTION 8. IC 6-3.5-4-7.4, AS AMENDED BY P.L.3-2008, SECTION 61, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2020]: Sec. 7.4. (a) If a vehicle has been acquired or brought into Indiana, or for any other reason becomes subject to registration after the regular annual registration date in the year on or before which the owner of the vehicle is required under the motor vehicle registration laws of Indiana to register vehicles, the amount of surtax computed under section 7.3 of this chapter shall be reduced in the same manner as the excise tax is reduced under IC 6-6-5-7.2.

(b) The owner of a vehicle who sells **or otherwise disposes of** the vehicle in a year in which the owner has paid the surtax imposed by this chapter is entitled to receive a credit that is calculated in the same manner and subject to the same requirements as the credit for the excise tax under IC 6-6-5-7.2.

(c) If the name of the owner of a vehicle is legally changed and the change has caused a change in the owner's annual registration date, the surtax liability of the owner shall be adjusted in the same manner as excise taxes are adjusted under IC 6-6-5-7.2.

**(d) The owner of a vehicle who moves out of state in a year in which the owner has paid the surtax imposed by this chapter is entitled to receive a refund that is calculated in the same manner and subject to the same requirements as the credit for the excise tax under IC 6-6-5-7.4.**

SECTION 9. IC 6-3.5-5-0.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2020]: Sec. 0.5. **(a) This section applies to an ordinance adopted under this chapter and in effect on January 1, 2020.**

**(b) An adopting entity is not required to amend an ordinance subject to this section as a result of amendments to this chapter concerning vehicle type or weight class for purposes of determining vehicles that are subject to the wheel tax.**

**(c) The bureau of motor vehicles shall apply an ordinance**



**subject to this section as if the ordinance is in compliance with this chapter concerning vehicle type or weight class for purposes of determining vehicles that are subject to the wheel tax.**

**(d) The bureau of motor vehicles is not liable to an adopting entity or any taxpayer for actions taken under this section.**

SECTION 10. IC 6-3.5-5-2, AS AMENDED BY P.L.256-2017, SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2020]: Sec. 2. (a) The adopting entity of any county may, subject to the limitation imposed by subsection (b), adopt an ordinance to impose a county wheel tax in accordance with this chapter on each vehicle that:

- (1) is included in one (1) of the classes of vehicles listed in section 3 of this chapter;
- (2) is not exempt from the wheel tax under section 4 of this chapter; and
- (3) is registered in the county.

(b) The adopting entity of a county may not adopt an ordinance to impose the wheel tax unless it concurrently adopts an ordinance under IC 6-3.5-4 to impose the county vehicle excise tax.

(c) The adopting entity may impose the wheel tax at a different rate for each of the classes of vehicles listed in section 3 of this chapter. In addition, the adopting entity may establish different rates within the classes of buses, semitrailers, trailers, tractors, and trucks based on weight classifications of those vehicles that are established by the bureau of motor vehicles for use throughout Indiana. However, the wheel tax rate for a particular class or weight classification of vehicles:

- (1) may not be less than five dollars (\$5) and may not exceed forty dollars (\$40), if the county does not use a transportation asset management plan approved by the Indiana department of transportation; or
- (2) may not be less than five dollars (\$5) and may not exceed eighty dollars (\$80), if the county uses a transportation asset management plan approved by the Indiana department of transportation.

The adopting entity shall state the initial wheel tax rates in the ordinance that imposes the tax.

(d) **Subject to subsection (e)**, a wheel tax imposed by this chapter for a vehicle is due and shall be paid each year at the time the vehicle is registered.

**(e) If the county wheel tax imposed by this chapter was not paid for one (1) or more preceding years, the bureau may collect only the county wheel tax imposed by this chapter for the:**



- (1) registration year immediately preceding the current registration year;**
- (2) current registration year; and**
- (3) registration year immediately following the current registration year.**

SECTION 11. IC 6-3.5-5-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2020]: Sec. 3. The wheel tax applies to the following classes of vehicles:

- (1) buses;
- (2) recreational vehicles;
- (3) semitrailers;
- ~~(4) tractors;~~
- (5) (4) trailers with a declared gross weight of more than nine thousand (9,000) pounds; and**
- (6) (5) trucks and tractors with a declared gross weight of more than eleven thousand (11,000) pounds.**

SECTION 12. IC 6-3.5-5-8, AS AMENDED BY P.L.218-2017, SECTION 20, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2020]: Sec. 8. **(a)** If an adopting entity adopts an ordinance to impose, rescind, or change the rates of the wheel tax, the adopting entity shall send a copy of the ordinance and, if applicable, a copy of a letter from the Indiana department of transportation approving the adopting entity's transportation asset management plan, to:

- (1) the bureau of motor vehicles; and
- (2) the department of state revenue;

on or before September 1 to be effective January 1 of the following calendar year.

**(b) For copies required to be sent to the bureau of motor vehicles under subsection (a), an adopting entity shall submit all copies in a manner prescribed by the bureau of motor vehicles.**

SECTION 13. IC 6-3.5-10-0.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2020]: **Sec. 0.5. (a) This section applies to an ordinance adopted under this chapter and in effect on January 1, 2020.**

**(b) An adopting municipality is not required to amend an ordinance subject to this section as a result of amendments to this chapter concerning vehicle type or weight class for purposes of determining vehicles that are subject to the surtax.**

**(c) The bureau of motor vehicles shall apply an ordinance subject to this section as if the ordinance is in compliance with this**





**chapter concerning vehicle type or weight class for purposes of determining vehicles that are subject to the surtax.**

**(d) The bureau of motor vehicles is not liable to an adopting municipality or any taxpayer for actions taken under this section.**

SECTION 14. IC 6-3.5-10-2, AS AMENDED BY P.L.256-2017, SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2020]: Sec. 2. (a) The fiscal body of an eligible municipality may, subject to subsections ~~(d)~~ and ~~(e)~~, **(c) and (d)**, adopt an ordinance to impose a municipal vehicle excise tax on each vehicle listed in subsection ~~(e)~~ **that is subject to the vehicle excise tax under IC 6-6-5 and** that is registered in the eligible municipality. The eligible municipality may impose the surtax at a specific amount of:

- (1) at least seven dollars and fifty cents (\$7.50); and
- (2) not more than twenty-five dollars (\$25).

The eligible municipality shall state the surtax rate or amount in the ordinance that imposes the tax.

(b) Subject to the limits and requirements of this section, the fiscal body of an eligible municipality may do any of the following:

- (1) Impose the municipal vehicle excise tax at the same amount on each vehicle that is subject to the tax.
- (2) Impose the municipal vehicle excise tax on vehicles subject to the tax at one (1) or more different amounts based on the class of vehicle listed in subsection ~~(e)~~: **IC 6-6-5-2(a)**.

~~(e)~~ **(c)** The municipal vehicle excise tax applies to the following vehicles:

- ~~(1)~~ **(1)** Passenger vehicles:
- ~~(2)~~ **(2)** Motorcycles:
- ~~(3)~~ **(3)** Trucks with a declared gross weight that does not exceed eleven thousand (11,000) pounds:
- ~~(4)~~ **(4)** Motor driven cycles:

~~(d)~~ **(c)** The fiscal body of an eligible municipality may not adopt an ordinance to impose the surtax unless the fiscal body concurrently adopts an ordinance under IC 6-3.5-11 to impose the municipal wheel tax.

~~(e)~~ **(d)** The fiscal body of an eligible municipality may not adopt an ordinance to impose the surtax unless the eligible municipality uses a transportation asset management plan approved by the Indiana department of transportation.

~~(f)~~ **(e)** **Subject to subsection (f)**, a municipal vehicle excise tax imposed by this chapter for a vehicle is due and shall be paid each year at the time the vehicle is registered.

**(f) If the municipal vehicle excise tax imposed by this chapter**



was not paid for one (1) or more preceding registration years, the bureau may collect only the municipal vehicle excise tax imposed by this chapter for the:

- (1) registration year immediately preceding the current registration year;
- (2) current registration year; and
- (3) registration year immediately following the current registration year.

SECTION 15. IC 6-3.5-10-3, AS AMENDED BY P.L.218-2017, SECTION 24, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2020]: Sec. 3. If the fiscal body of an eligible municipality adopts an ordinance imposing the surtax after December 31 but on or before September 1 of the following year, a **motor** vehicle is subject to the tax if the **motor** vehicle is registered in the adopting municipality after December 31 of the year in which the ordinance is adopted. If the fiscal body of an eligible municipality adopts an ordinance imposing the surtax after September 1 but before the following January 1, a **motor** vehicle is subject to the tax if the **motor** vehicle is registered in the adopting municipality after December 31 of the year following the year in which the ordinance is adopted. However, in the first year the surtax is effective, the surtax does not apply to the registration of a **motor** vehicle for the registration year that commenced in the calendar year preceding the year the surtax is first effective.

SECTION 16. IC 6-3.5-10-4, AS AMENDED BY P.L.218-2017, SECTION 25, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2020]: Sec. 4. (a) After January 1 but before September 1 of any year, the fiscal body of an adopting municipality may, subject to the limitations imposed by subsection (b), adopt an ordinance to rescind the surtax. If a fiscal body adopts an ordinance to rescind the surtax, the surtax does not apply to a **motor** vehicle registered after December 31 of the year in which the ordinance is adopted.

(b) A fiscal body may not adopt an ordinance to rescind the surtax unless the fiscal body concurrently adopts an ordinance under IC 6-3.5-11 to rescind the municipal wheel tax.

SECTION 17. IC 6-3.5-10-6, AS AMENDED BY P.L.218-2017, SECTION 27, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2020]: Sec. 6. (a) If the fiscal body of an eligible municipality adopts an ordinance to impose, rescind, or change the amount of the surtax, the fiscal body shall send a copy of the ordinance and a copy of a letter from the Indiana department of transportation approving the eligible municipality's transportation asset management



plan to the bureau of motor vehicles on or before September 1 to be effective January 1 of the following calendar year.

**(b) The fiscal body shall submit all copies under subsection (a) in a manner prescribed by the bureau of motor vehicles.**

SECTION 18. IC 6-3.5-10-8, AS ADDED BY P.L.146-2016, SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2020]: Sec. 8. (a) If a vehicle has been acquired or brought into Indiana, or for any other reason becomes subject to registration after the regular annual registration date in the year on or before which the owner of the vehicle is required under the motor vehicle registration laws of Indiana to register vehicles, the amount of the surtax shall be reduced in the same manner as the excise tax is reduced under IC 6-6-5-7.2.

(b) The owner of a vehicle who sells **or otherwise disposes of** the vehicle in a year in which the owner has paid the surtax imposed by this chapter is entitled to receive a credit that is calculated in the same manner and subject to the same requirements as the credit for the excise tax under IC 6-6-5-7.2.

(c) If the name of the owner of a vehicle is legally changed and the change has caused a change in the owner's annual registration date, the surtax liability of the owner shall be adjusted in the same manner as excise taxes are adjusted under IC 6-6-5-7.2.

**(d) The owner of a vehicle who moves out of state in a year in which the owner has paid the surtax imposed by this chapter is entitled to receive a refund that is calculated in the same manner and subject to the same requirements as the credit for the excise tax under IC 6-6-5-7.4.**

SECTION 19. IC 6-3.5-11-0.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2020]: **Sec. 0.5. (a) This section applies to an ordinance adopted under this chapter and in effect on January 1, 2020.**

**(b) An adopting municipality is not required to amend an ordinance subject to this section as a result of amendments to this chapter concerning vehicle type or weight class for purposes of determining vehicles that are subject to the wheel tax.**

**(c) The bureau of motor vehicles shall apply an ordinance subject to this section as if the ordinance is in compliance with this chapter concerning vehicle type or weight class for purposes of determining vehicles that are subject to the wheel tax.**

**(d) The bureau of motor vehicles is not liable to an adopting municipality or any taxpayer for actions taken under this section.**



SECTION 20. IC 6-3.5-11-2, AS AMENDED BY P.L.256-2017, SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2020]: Sec. 2. (a) The fiscal body of an eligible municipality may, subject to subsections (b) and (c), adopt an ordinance to impose a municipal wheel tax in accordance with this chapter on each vehicle that:

- (1) is included in one (1) of the classes of vehicles listed in section 3 of this chapter;
- (2) is not exempt from the wheel tax under section 4 of this chapter; and
- (3) is registered in the eligible municipality.

(b) The fiscal body of an eligible municipality may not adopt an ordinance to impose the wheel tax unless the fiscal body concurrently adopts an ordinance under IC 6-3.5-10 to impose the municipal vehicle excise tax.

(c) The fiscal body of an eligible municipality may not adopt an ordinance to impose the wheel tax unless the eligible municipality uses a transportation asset management plan approved by the Indiana department of transportation.

(d) The fiscal body of an eligible municipality may impose the wheel tax at a different rate for each of the classes of vehicles listed in section 3 of this chapter. In addition, the fiscal body may establish different rates within the classes of buses, recreational vehicles, semitrailers, trailers, tractors, and trucks based on weight classifications of those vehicles that are established by the bureau of motor vehicles for use throughout Indiana. However, the wheel tax rate for a particular class or weight classification of vehicles may not be less than five dollars (\$5) and may not exceed forty dollars (\$40). The fiscal body shall state the initial wheel tax rates in the ordinance that imposes the tax.

(e) **Subject to subsection (f)**, a wheel tax imposed by this chapter for a vehicle is due and shall be paid each year at the time the vehicle is registered.

**(f) If the municipal wheel tax imposed by this chapter was not paid for one (1) or more preceding registration years, the bureau may collect only the municipal wheel tax imposed by this chapter for the:**

- (1) registration year immediately preceding the current registration year;**
- (2) current registration year; and**
- (3) registration year immediately following the current registration year.**



SECTION 21. IC 6-3.5-11-3, AS ADDED BY P.L.146-2016, SECTION 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2020]: Sec. 3. The wheel tax applies to the following classes of vehicles:

- (1) Buses.
- (2) Recreational vehicles.
- (3) Semitrailers.
- ~~(4) Tractors.~~
- (5) Trailers with a declared gross weight of more than nine thousand (9,000) pounds.**
- (6) Trucks and tractors with a declared gross weight of more than eleven thousand (11,000) pounds.**

SECTION 22. IC 6-3.5-11-8, AS AMENDED BY P.L.218-2017, SECTION 33, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2020]: Sec. 8. (a) If the fiscal body of an eligible municipality adopts an ordinance to impose, rescind, or change the rates of the wheel tax, the fiscal body shall send a copy of the ordinance and a copy of a letter from the department of transportation approving the eligible municipality's transportation asset management plan to:

- (1) the bureau of motor vehicles; and
- (2) the department of state revenue;

on or before September 1 to be effective January 1 of the following calendar year.

**(b) For copies required to be sent to the bureau of motor vehicles under subsection (a), the fiscal body shall submit all copies in a manner prescribed by the bureau of motor vehicles.**

SECTION 23. IC 6-6-5-2, AS AMENDED BY P.L.256-2017, SECTION 22, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2020]: Sec. 2. (a) The vehicle excise tax is imposed on the following vehicles in accordance with this chapter:

- (1) Passenger motor vehicles.
- (2) Motorcycles.
- (3) Motor driven cycles.
- (4) Collector vehicles.
- (5) Trailer vehicles with a declared gross weight of nine thousand (9,000) pounds or less.
- (6) Trucks with a declared gross weight of eleven thousand (11,000) pounds or less.
- (7) Mini-trucks.
- (8) Military vehicles.

(b) The vehicle excise tax is imposed on a vehicle:

- (1) instead of the ad valorem property tax levied for state or local



purposes; and

(2) in addition to any registration fees imposed under IC 9-18.1 on the vehicle.

(c) The vehicle excise tax imposed by this chapter is a listed tax and subject to the provisions of IC 6-8.1.

(d) **Subject to subsection (e)**, the vehicle excise tax imposed by this chapter for a vehicle is due and shall be paid each year at the time the vehicle is registered.

**(e) If the vehicle excise tax imposed by this chapter was not paid for one (1) or more preceding registration years, the bureau may collect only the vehicle excise tax imposed by this chapter for the:**

**(1) registration year immediately preceding the current registration year;**

**(2) current registration year; and**

**(3) registration year immediately following the current registration year.**

SECTION 24. IC 6-6-5.1-10, AS AMENDED BY P.L.256-2017, SECTION 51, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2020]: Sec. 10. (a) An excise tax is imposed on the following in accordance with this chapter:

(1) Recreational vehicles.

(2) Truck campers.

(b) The excise tax is imposed:

(1) instead of the ad valorem property tax levied for state or local purposes; and

(2) in addition to any registration fees imposed on recreational vehicles.

(c) The excise tax imposed by this chapter is a listed tax and subject to IC 6-8.1.

(d) **Subject to subsection (e)**, the excise tax imposed by this chapter is due and shall be paid:

(1) for recreational vehicles, at the time the recreational vehicle is registered; and

(2) for truck campers, on or before the owner's annual registration date for vehicles determined by the bureau on the schedule established under IC 9-18.1-11-1.

**(e) If the excise tax imposed by this chapter was not paid for one (1) or more preceding registration years, the bureau may collect only the excise tax imposed by this chapter for the:**

**(1) registration year immediately preceding the current registration year;**

**(2) current registration year; and**



**(3) registration year immediately following the current registration year.**

(e) (f) A truck camper subject to taxation under this chapter is taxable in the county of the owner's residence.

SECTION 25. IC 6-6-5.5-3, AS AMENDED BY P.L.256-2017, SECTION 69, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2020]: Sec. 3. (a) The commercial vehicle excise tax is imposed on the following vehicles in accordance with this chapter:

- (1) Trucks or tractors with a declared gross weight of more than eleven thousand (11,000) pounds.
- (2) Trailers with a declared gross weight of more than nine thousand (9,000) pounds.
- (3) Semitrailers.

(b) The commercial vehicle excise tax is imposed on a vehicle described in subsection (a):

- (1) instead of the ad valorem property tax levied for state or local purposes; and
- (2) in addition to any registration fees imposed under IC 9-18.1 on the vehicle.

(c) Owners of commercial vehicles paying an apportioned registration to the state under the International Registration Plan shall pay an apportioned excise tax calculated by dividing in-state actual miles by total fleet miles generated during the preceding year. If in-state miles are estimated for purposes of proportional registration, these miles are divided by total actual and estimated fleet miles.

(d) **Subject to subsection (e)**, the commercial vehicle excise tax imposed by this chapter is a listed tax and subject to the provisions of IC 6-8.1.

**(e) If the commercial vehicle excise tax imposed by this chapter was not paid for one (1) or more preceding registration years, the bureau may collect only the commercial vehicle excise tax imposed by this chapter for the:**

- (1) registration year immediately preceding the current registration year;**
- (2) current registration year; and**
- (3) registration year immediately following the current registration year.**

(e) (f) The commercial vehicle excise tax imposed by this chapter is due and shall be paid each year at the time the vehicle is registered.

SECTION 26. IC 6-6-11-8 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2020]: Sec. 8. (a) Except as provided in subsections (b) and (d), a boat may not be operated, used,



docked, or stored in a county during any part of a boating year:

(1) unless:

(A) the boat excise tax; **and**

~~(B) the department of natural resources fees imposed by section 12(a) of this chapter; and~~

~~(C) (B) the lake and river enhancement fee imposed by section 12(b) of this chapter; boat registration fees imposed by IC 9-31-3-9;~~

for that boat have been paid for that boating year; and

(2) unless valid boat excise tax decals for that boating year are affixed to the boat.

(b) A boat may be operated, used, docked, or stored in a county without the boat excise tax having been paid if:

(1) the boat is exempt from the excise tax under section 9 of this chapter; or

(2) the operator of the boat has in the operator's possession a bill of sale from a dealer or private individual that includes the following:

(A) The purchaser's name and address.

(B) A date of purchase that is not more than thirty-one (31) days preceding the date that the operator is required to show the bill of sale.

(C) The make and type of boat or the hull identification number.

(c) Boats that are subject to the boat excise tax for a boating year are not subject to assessment and taxation under IC 6-1.1 for ad valorem property taxes first due and payable in the following boating year, with respect to the taxpayer who must pay the boat excise tax.

(d) A boat may be operated, used, docked, or stored in a county without valid boat excise tax decals for that boating year being affixed to the boat if the decals do not have to be affixed to the boat under rules adopted by the department of natural resources.

SECTION 27. IC 6-6-11-11, AS AMENDED BY P.L.256-2017, SECTION 75, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2020]: Sec. 11. The boat excise tax due under section 10 of this chapter is reduced by ten percent (10%) for each year since the **model year of the boat, was manufactured, but** not to exceed fifty percent (50%). The reduced excise tax liability shall be rounded upward to the next full dollar amount. However, the boat excise tax due for a year may not be reduced to less than six dollars (\$6) for a Class 2 boat or two dollars (\$2) for a Class 1 boat.

SECTION 28. IC 6-6-11-12 IS REPEALED [EFFECTIVE

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JANUARY 1, 2020]. Sec. 12: (a) In addition to paying the boat excise tax, a boat owner shall complete a form and pay a department of natural resources fee for each boat required to have boat excise decals. The fee is five dollars (\$5) for each boating year. However, the fee is waived for the boating year in which the registration fee prescribed by IC 9-31-3-9(c) is paid for that boat. The revenue from the fees collected under this chapter shall be transferred to the department of natural resources, as provided in section 29 of this chapter.

(b) In addition to the boat excise tax and the department of natural resources fee, a boat owner shall pay to the department of natural resources a lake and river enhancement fee for each boat required to have boat excise decals in the amount set forth in the following table:

Value of the Boat	Amount of the Fee
Less than \$1,000	\$ 5
At least \$1,000; but less than \$3,000	\$10
At least \$3,000; but less than \$5,000	\$15
At least \$5,000; but less than \$10,000	\$20
At least \$10,000	\$25

(c) The revenue from the lake and river enhancement fee imposed under subsection (b) shall be deposited in the following manner:

(1) Two-thirds (2/3) of the money shall be deposited in the lake and river enhancement fund established by section 12.5 of this chapter.

(2) One-third (1/3) of the money shall be deposited in the conservation officers marine enforcement fund established by IC 14-9-8-21.5.

SECTION 29. IC 6-6-11-12.5 IS REPEALED [EFFECTIVE JANUARY 1, 2020]. Sec. 12.5: (a) The lake and river enhancement fund is established and allocated for the following purposes:

(1) One-half (1/2) of the fund shall be used to pay costs incurred by the department of natural resources in implementing the lake and river enhancement projects.

(2) One-half (1/2) of the fund shall be used by the department of natural resources to pay for lake or river (as defined in IC 14-32-7-12) projects, including, but not limited to, projects to:

(A) remove sediment;

(B) control exotic or invasive plants or animals; or

(C) remove logjams or obstructions.

For purposes of this subdivision, the fund may not be used for projects relating to a ditch or manmade channel.

(b) The fund shall be administered by the director of the department of natural resources.

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(c) Expenses of administering the fund shall be paid from money in the fund.

(d) The fund consists of the revenue from the lake and river enhancement fee paid by boat owners and deposited under section 12(c)(1) of this chapter.

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

(f) With the approval of the governor and the budget agency, the money in the fund allocated under subsection (a)(1) may be used to augment and supplement the funds appropriated for the implementation of lake and river enhancement projects.

SECTION 30. IC 6-6-11-13, AS AMENDED BY P.L.256-2017, SECTION 76, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2020]: Sec. 13. (a) A boat owner shall pay

(1) the boat excise tax **for a boating year to the bureau of motor vehicles.**

(2) the department of natural resources fee imposed by section 12(a) of this chapter;

(3) the lake and river enhancement fee imposed by section 12(b) of this chapter; and

~~(4) if: If~~

~~(A) the motorboat is legally registered in another state, and~~

~~(B) the boat owner pays: **must pay**~~

~~(i) the excise tax and fees under subdivisions (1), (2), and (3); and~~

~~(ii) the two dollar (\$2) fee imposed by IC 9-31-3-2~~

for a boating year to the bureau of motor vehicles.

(b) **Subject to subsection (c), the tax and fees set forth in subsection (a) must be paid at the same time that the boat owner pays or would pay the registration fee and vehicle excise taxes on motor vehicles under IC 9-18 (before its expiration), IC 9-18.1, and IC 6-6-5. When the boat owner pays the tax and fees, the owner is entitled to receive the excise tax decals.**

(c) **If the boat excise tax imposed by this chapter was not paid for one (1) or more preceding boating years, the bureau may collect only the boat excise tax imposed by this chapter for the:**

**(1) boating year immediately preceding the current boating year;**

**(2) current boating year; and**

**(3) boating year immediately following the current boating year.**

SECTION 31. IC 6-6-11-29, AS AMENDED BY P.L.198-2016,



SECTION 56, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2020]: Sec. 29. (a) The bureau of motor vehicles shall transfer ~~the department of natural resources fee, the lake and river enhancement fee, the boat registration fee,~~ the delinquent excise taxes, and the delinquent fees collected under this chapter during the preceding month as follows:

(1) On or before the eleventh day of each month, the bureau of motor vehicles shall transfer to the bureau of motor vehicles commission fund an amount equal to five percent (5%) of each excise tax transaction completed by the bureau. The money is to be used to cover the expenses incurred by or on behalf of the bureau of motor vehicles for returns, decals, collecting the fees and excise taxes and for amounts deposited in the commission fund.

(2) At least quarterly, the bureau of motor vehicles shall set aside for the department of natural resources ~~the fees and~~ the delinquent fees collected under this chapter to use as provided in section 35 of this chapter.

(3) On or before the tenth day of each month, the bureau of motor vehicles shall distribute to each county the excise tax collections, including delinquent tax collections, for the county for the preceding month. The bureau of motor vehicles shall include a report with each distribution showing the information necessary for the county auditor to allocate the revenue among the taxing units of the county.

(4) The bureau of motor vehicles shall deposit the revenue from the ~~lake and river enhancement~~ **boat registration** fee imposed by ~~section 12(b) of this chapter~~ **IC 9-31-3-9** in the **conservation officers marine enforcement fund established by IC 14-9-8-21.5, the fish and wildlife fund established by IC 14-22-3-2, and** the lake and river enhancement fund established by ~~section 12.5 of this chapter.~~ **IC 14-22-3.5, as provided in IC 9-31-3-9.**

(b) Money credited to each county's account in the state general fund is appropriated to make the distributions and the transfers required by subsection (a). The distributions shall be made upon warrants drawn from the state general fund.

SECTION 32. IC 9-13-2-39.7, AS ADDED BY P.L.198-2016, SECTION 101, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2021]: Sec. 39.7. "Credential" means the following:

(1) **The following** forms of documentation in physical form

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issued by the bureau under IC 9-24:

- (1) **(A)** A driver's license.
- (2) **(B)** A learner's permit.
- (3) **(C)** An identification card.
- (4) **(D)** A photo exempt identification card.

**(2) The following forms of documentation in the form of a mobile credential issued by the bureau under IC 9-24:**

- (A) Except for a commercial driver's license issued under IC 9-24-6.1, a driver's license.**
- (B) Except for a commercial learner's permit issued under IC 9-24-6.1, a learner's permit.**
- (C) An identification card.**

SECTION 33. IC 9-13-2-48, AS AMENDED BY P.L.198-2016, SECTION 104, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2021]: Sec. 48. "Driver's license" means **the following:**

- (1) Any type of license issued by the state in physical form** authorizing an individual to operate the type of vehicle for which the license was issued, in the manner for which the license was issued, on a highway. The term includes any endorsements added to the license under IC 9-24-8.5.
- (2) Except for a commercial driver's license issued under IC 9-24-6.1, any type of license issued by the state in the form of a mobile credential authorizing an individual to operate the type of vehicle for which the license was issued, in the manner for which the license was issued, on a highway. The term includes any endorsements added to the license under IC 9-24-8.5.**

SECTION 34. IC 9-13-2-74.5, AS ADDED BY P.L.184-2007, SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2021]: Sec. 74.5. "Identification card" means an identification document issued by a state government **either in physical form or in the form of a mobile credential** for purposes of identification.

SECTION 35. IC 9-13-2-94.5, AS AMENDED BY P.L.262-2013, SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2020]: Sec. 94.5. "Low speed vehicle" means a four (4) wheeled electrically powered motor vehicle:

- (1) with a maximum design speed of not more than ~~thirty-five~~ **(25)** miles per hour;
- (2) with operational and equipment specifications described in 49 CFR 571.500;
- (3) that is equipped with:



- (A) headlamps;
  - (B) front and rear turn signal lamps, tail lamps, and stop lamps;
  - (C) reflex reflectors;
  - (D) exterior or interior mirrors;
  - (E) brakes as specified in IC 9-19-3-1;
  - (F) a windshield;
  - (G) a vehicle identification number; and
  - (H) a safety belt installed at each designated seating position; and
- (4) that has not been privately assembled as described in IC 9-17-4-1.

The term does not include a golf cart or an off-road vehicle.

SECTION 36. IC 9-13-2-103.4 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2021]: **Sec. 103.4. "Mobile credential" means a digital representation issued by the bureau under IC 9-24-17.5 of the information contained on the following:**

- (1) A driver's license.
- (2) A learner's permit.
- (3) An identification card.

**The term does not include a commercial driver's license or commercial learner's permit issued under IC 9-24-6.1 or a photo exempt identification card issued under IC 9-24-16.5.**

SECTION 37. IC 9-13-2-123.5, AS AMENDED BY P.L.198-2016, SECTION 144, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2021]: **Sec. 123.5. "Permit" means the following:**

- (1) A permit issued by the state **in physical form** authorizing an individual to operate the type of vehicle for which the permit was issued on public streets, roads, or highways with certain restrictions. The term **under this subdivision** includes the following:
  - (1) (A) A learner's permit.
  - (2) (B) A motorcycle permit.
  - (3) (C) A commercial learner's permit.
- (2) A permit issued by the state **in the form of a mobile credential** authorizing an individual to operate the type of vehicle for which the permit was issued on public streets, roads, or highways with certain restrictions. The term **under this subdivision** includes a learner's permit and a motorcycle permit. The term **under this subdivision** does not include a commercial learner's permit.



SECTION 38. IC 9-18.1-2-2, AS AMENDED BY P.L.128-2018, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2020]: Sec. 2. The following vehicles are not required to be registered under this article:

- (1) A vehicle that is propelled by electric power obtained from overhead trolley wires but is not operated on rails or tracks.
- (2) A firetruck and apparatus used for fire protection.
- (3) A new motor vehicle if the new motor vehicle is being operated in Indiana solely to remove it from an accident site to a storage location because:
  - (A) the new motor vehicle was being transported on a railroad car or semitrailer; and
  - (B) the railroad car or semitrailer was involved in an accident that required the unloading of the new motor vehicle to preserve or prevent further damage to it.
- (4) A vehicle that is:
  - (A) owned or leased; and
  - (B) used;
 

by the United States government for official government purposes.
- (5) A school bus or special purpose bus that is:
  - (A) owned by a school corporation; and
  - (B) registered under IC 20-27-7.
- (6) Golf carts when operated in accordance with an ordinance adopted under IC 9-21-1-3(a)(14) or IC 9-21-1-3.3(a).
- (7) A vehicle that is not designed for or employed in general highway transportation of persons or property and is occasionally operated or moved over the highway, including the following:
  - (A) An electric personal assistive mobility device.
  - (B) Road construction or maintenance machinery.
  - (C) A movable device designed, used, or maintained to alert motorists of hazardous conditions on highways.
  - (D) Construction dust control machinery.
  - (E) A well boring apparatus.
  - (F) A ditch digging apparatus.
  - (G) An implement of agriculture designed to be operated primarily in a farm field or on farm premises.
  - (H) A farm tractor.
  - (I) A farm wagon.
  - (J) A tractor:
    - (i) that is used to move semitrailers around a terminal or a loading or spotting facility; and



(ii) for which a permit is issued under IC 6-6-4.1-13(f).

(8) **Except as provided in IC 9-18.1-14**, an off-road vehicle or a snowmobile.

(9) A vehicle that is operated and displays a license plate in accordance with IC 9-32.

(10) A disposable trailer.

SECTION 39. IC 9-18.1-4-9 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION TO READ AS FOLLOWS** [EFFECTIVE JANUARY 1, 2020]: **Sec. 9. (a) The bureau may provide notice of a manufacturer issued motor vehicle safety recall to the owner of a motor vehicle at the time the owner of the motor vehicle:**

**(1) registers; or**

**(2) renews registration for;**

**a motor vehicle subject to a manufacturer issued safety recall.**

**(b) The bureau may not charge a fee for providing the information described in subsection (a).**

**(c) The following are not liable for any act or omission related to the providing of manufacturer issued motor vehicle safety recall information under this section:**

**(1) The bureau.**

**(2) The commissioner.**

**(3) An employee of the bureau.**

**(4) Any third party vendor responsible for supplying the bureau with manufacturer issued motor vehicle safety recall information.**

SECTION 40. IC 9-18.1-11-3, AS ADDED BY P.L.198-2016, SECTION 326, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2020]: **Sec. 3. (a) Upon becoming subject to registration under this article, a vehicle must be registered for a period that is not:**

**(1) less than three (3) months; or**

**(2) greater than twenty-four (24) months.**

**(b) A registration under this article may be renewed:**

**(1) for a vehicle with an unexpired registration, for a period of twelve (12) months from the date on which the registration will expire; or**

**(2) for a vehicle with an expired registration, for a period of not:**

**(A) less than three (3) months; or**

**(B) greater than twenty-four (24) months.**

**(c) Subject to subsection (a), the registration year for a registration, other than a renewal described in subsection (b), begins on the date on**



which the vehicle becomes subject to registration as determined under section 4 of this chapter and ends on the following date selected by the person registering the vehicle:

- (1) The date on which the vehicle's registration expires, as determined under the schedule established under section 1 of this chapter.
- (2) Twelve (12) months after the date described in subdivision (1).

SECTION 41. IC 9-18.1-11-5, AS AMENDED BY P.L.256-2017, SECTION 124, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2020]: Sec. 5. (a) The bureau shall collect an administrative penalty of fifteen dollars (\$15) from the following persons:

- (1) A person that fails to:
  - (A) register; or
  - (B) provide full payment for the registration of; a vehicle within forty-five (45) days after the date on which the person acquires the vehicle.
- (2) **Except as provided in subsection (b)**, a person that fails to:
  - (A) renew; or
  - (B) provide full payment for the renewal of; the registration of a vehicle by the date on which the registration expires.
- (3) A person who:
  - (A) owns a vehicle;
  - (B) becomes an Indiana resident; and
  - (C) fails to register or provide full payment for the registration of; a vehicle within sixty (60) days after the person becomes an Indiana resident.

**(b) An administrative penalty collected under subsection (a) does not apply to a person who has filed an affidavit under section 4(b) of this chapter.**

~~(b)~~ (c) An administrative penalty collected under subsection (a) shall be deposited in the commission fund.

~~(c)~~ (d) A person described in subsection (a) commits a Class C infraction.

SECTION 42. IC 9-18.1-11-6, AS AMENDED BY P.L.256-2017, SECTION 125, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2020]: Sec. 6. (a) A person that sells or otherwise disposes of a vehicle, **including a wrecked or destroyed vehicle**, owned by the person before the date on which the vehicle's





registration expires may apply to the bureau to transfer the registration and license plates to a vehicle acquired or owned by the person.

(b) This subsection applies if the vehicle to which the registration and license plate are transferred is of the same type and in the same weight class as the vehicle for which the registration and license plate were originally issued. The bureau shall transfer the registration and license plate and issue an amended certificate of registration to the person applying for the transfer after the person pays the following:

(1) A fee of nine dollars and fifty cents (\$9.50). The fee shall be distributed as follows:

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

(B) Fifty cents (\$0.50) to the state motor vehicle technology fund.

(C) One dollar (\$1) to the crossroads 2000 fund.

(D) One dollar and fifty cents (\$1.50) to the motor vehicle highway account.

(E) One dollar and twenty-five cents (\$1.25) to the integrated public safety communications fund.

(F) Five dollars (\$5) to the commission fund.

(2) Any additional excise taxes owed under IC 6-6 on the vehicle to which the registration is transferred.

(c) This subsection applies if a vehicle to which the registration is transferred is of a different type or in a different weight class than the vehicle for which the registration and license plate were originally issued. The bureau shall transfer the registration and license plate and issue to the person applying for the transfer an amended certificate of registration and, if necessary, a new license plate or other proof of registration under this article or IC 9-18.5 after the person pays the following:

(1) A fee of nine dollars and fifty cents (\$9.50). The fee shall be distributed as follows:

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

(B) Fifty cents (\$0.50) to the state motor vehicle technology fund.

(C) One dollar (\$1) to the crossroads 2000 fund.

(D) One dollar and fifty cents (\$1.50) to the motor vehicle highway account.

(E) One dollar and twenty-five cents (\$1.25) to the integrated public safety communications fund.

(F) Five dollars (\$5) to the commission fund.



(2) Any additional excise taxes owed under IC 6-6 on the vehicle to which the registration is transferred.

(3) If the fee to register the vehicle to which the registration is transferred exceeds by more than ten dollars (\$10) the fee to register the vehicle for which the registration was originally issued, the amount determined under the following formula:

STEP ONE: Determine the number of months between:

- (i) the date on which the vehicle to which the registration is transferred was acquired; and
- (ii) the next registration date under this chapter for a vehicle registered by the person.

A partial month shall be rounded to one (1) month.

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

STEP THREE: Determine the difference between:

- (i) the registration fee for the vehicle to which the registration is transferred; minus
- (ii) the registration fee for the vehicle for which the registration was originally issued.

STEP FOUR: Determine the product of:

- (i) the STEP TWO result; multiplied by
- (ii) the STEP THREE result.

A fee collected under this subdivision shall be deposited in the motor vehicle highway account.

(d) A person may register a vehicle to which a registration is transferred under this section:

- (1) individually; or
- (2) with one (1) or more other persons.

SECTION 43. IC 9-18.5-12-13, AS ADDED BY P.L.198-2016, SECTION 327, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2020]: Sec. 13. (a) In order to continue participation in the special group recognition license plate program, a special group must:

- (1) sell at least five hundred (500) special group recognition license plates of the special group in the first two (2) years in which the license plate is offered for sale; and
- (2) maintain the sale or renewal of at least five hundred (500) special group recognition license plates during each subsequent year after the initial two (2) year period of sale.

(b) If the special group fails to sell or renew special group recognition license plates in the manner provided in subsection (a), the bureau shall place the issuance of the special group recognition license



plates for the special group on probation for the subsequent year. If, in that subsequent year on probation, the special group fails to sell or renew at least five hundred (500) special group recognition license plates, the bureau shall terminate the participation of the special group in the special group recognition license plate program. If the special group sells or renews at least five hundred (500) special group recognition license plates in the year on probation, the participation of the special group in the special group recognition license plate program is continued. A special group shall be afforded only one (1) probationary period under this subsection.

~~(c)~~ (c) Notwithstanding subsection (b), an independent college of Indiana (listed in IC 21-7-13-6) that fails to sell or renew five hundred (500) special group recognition license plates as required by subsection (a)(2) is placed on a probationary period until December 31, 2017. If an independent college placed on a probationary period under this subsection fails to sell or renew at least five hundred (500) special group recognition license plates before December 31, 2017, the bureau shall terminate the participation of the independent college in the special group recognition license plate program. If an independent college placed on a probationary period under this subsection sells or renews at least five hundred (500) special group recognition license plates before December 31, 2017, the independent college's participation in the special group recognition license plate program is continued.

~~(d)~~ (c) The bureau may terminate the participation of a special group in the special group recognition license plate program if the special group:

- (1) ceases operations; or
- (2) fails to use the annual fee collected by the bureau in a manner consistent with the statement submitted by the special group under section 3(a)(9) of this chapter.

~~(e)~~ (d) A special group that desires to participate in the special group recognition license plate program after termination by the bureau under this section must follow the procedure set forth in section 3 of this chapter.

~~(f)~~ (e) Upon termination under this section of a special group's participation in the special group recognition license plate program, the bureau shall distribute any money remaining in the trust fund established under section 14 of this chapter for the special group to the state general fund.

SECTION 44. IC 9-21-22-2, AS ADDED BY P.L.185-2018, SECTION 42, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE



JULY 1, 2019]: Sec. 2. A person may lead a vehicle platoon in Indiana if:

- (1) the person or the organization with which the person is associated has filed a plan for general vehicle platoon operations with the ~~commissioner~~; **Indiana department of transportation**;
- (2) the ~~commissioner~~ **Indiana department of transportation** has not rejected the plan for general vehicle platoon operations in Indiana; and
- (3) the person leads the vehicle platoon in accordance with the plan for general vehicle platoon operations in Indiana.

SECTION 45. IC 9-21-22-3, AS ADDED BY P.L.185-2018, SECTION 42, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 3. If the ~~commissioner~~ **Indiana department of transportation** receives a plan for general vehicle platoon operations in Indiana, the ~~commissioner~~ **Indiana department of transportation** may approve the plan, do nothing, or reject the plan. The ~~commissioner~~ **Indiana department of transportation** may reject the plan only on or before the thirtieth day after the date on which the ~~commissioner~~ **Indiana department of transportation** receives the plan.

SECTION 46. IC 9-24-9-2, AS AMENDED BY P.L.198-2016, SECTION 463, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2020]: Sec. 2. (a) Except as provided in subsection (b), each application for a driver's license or permit under this chapter must require the following information:

- (1) The full legal name of the applicant.
- (2) The applicant's date of birth.
- (3) The gender of the applicant.
- (4) The applicant's height, weight, hair color, and eye color.
- (5) The ~~principal address and mailing~~ address of the applicant.
- (6) A:
  - (A) valid Social Security number; or
  - (B) verification of an applicant's:
    - (i) ineligibility to be issued a Social Security number; and
    - (ii) identity and lawful status.
- (7) Whether the applicant has been subject to fainting spells or seizures.
- (8) Whether the applicant has been issued a driver's license or has been the holder of a permit, and if so, when and by what jurisdiction.
- (9) Whether the applicant's driver's license or permit has ever been suspended or revoked, and if so, the date of and the reason for the suspension or revocation.



- (10) Whether the applicant has been convicted of:
- (A) a crime punishable as a felony under Indiana motor vehicle law; or
  - (B) any other felony in the commission of which a motor vehicle was used;
- that has not been expunged by a court.
- (11) Whether the applicant has a physical or mental disability, and if so, the nature of the disability.
- (12) The signature of the applicant showing the applicant's legal name as it appears or will appear on the driver's license or permit.
- (13) A digital photograph of the applicant.
- (14) Any other information the bureau requires.

(b) For purposes of subsection (a), an individual certified as a program participant in the address confidentiality program under IC 5-26.5 is not required to provide the individual's ~~principal address and mailing~~ address, but may provide an address designated by the office of the attorney general under IC 5-26.5 as the individual's ~~principal address and mailing~~ address.

(c) In addition to the information required by subsection (a), an applicant who is required to complete at least fifty (50) hours of supervised practice driving under IC 9-24-3-2.5(a)(1)(E) or IC 9-24-3-2.5(a)(2)(D) must submit to the bureau evidence of the time logged in practice driving.

SECTION 47. IC 9-24-10-4, AS AMENDED BY P.L.147-2018, SECTION 17, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 4. (a) Except as provided in subsection (c), an examination for a learner's permit or driver's license must include the following:

- (1) A test of the following of the applicant:
  - (A) Eyesight.
  - (B) Ability to read and understand highway signs regulating, warning, and directing traffic.
  - (C) Knowledge of Indiana traffic laws, including IC 9-26-1-1.5.
- (2) An actual demonstration of the applicant's skill in exercising ordinary and reasonable control in the operation of a motor vehicle under the type of permit or driver's license applied for.

(b) The examination may include further physical and mental examination that the bureau finds necessary to determine the applicant's fitness to operate a motor vehicle safely upon a highway. The applicant must provide the motor vehicle used in the examination. An autocycle may not be used as the motor vehicle provided for the examination.



(c) The bureau may waive:

(1) the testing required under subsection (a)(1)(A) if the applicant provides evidence from a licensed ophthalmologist or licensed optometrist that the applicant's vision is fit to operate a motor vehicle in a manner that does not jeopardize the safety of individuals or property;

(2) the actual demonstration required under subsection (a)(2) for an individual who has passed:

(A) a driver's education class and a skills test given by a driver training school; or

(B) a driver education program given by an entity licensed under IC 9-27; ~~and~~

(3) the testing, other than eyesight testing under subsection (a)(1)(A), of an applicant who has passed:

(A) an examination concerning:

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

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

(B) a skills test;

given by a driver training school or an entity licensed under IC 9-27; ~~and~~

**(4) the testing, other than the eyesight testing described in subsection (a)(1)(A), of an applicant who:**

**(A) is at least eighteen (18) years of age;**

**(B) was previously a nonresident but now qualifies as an Indiana resident at the time of application; and**

**(C) holds a valid driver's license, excluding a learner's permit or its equivalent, from the applicant's state of prior residence.**

(d) The following are not civilly or criminally liable for a report made in good faith to the bureau, commission, or driver licensing medical advisory board concerning the fitness of the applicant to operate a motor vehicle in a manner that does not jeopardize the safety of individuals or property:

(1) An instructor having a license under IC 9-27-6-8.

(2) A licensed ophthalmologist or licensed optometrist.

SECTION 48. IC 9-24-11-4, AS AMENDED BY P.L.198-2016, SECTION 483, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2021]: Sec. 4. (a) **Except as provided in subsection (d)**, an individual may not hold or possess more than one (1) credential at a time.

(b) An individual may not hold or possess:

(1) a credential; and

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(2) a driver's license or identification card issued by a government authority that issues driver's licenses and identification cards from another state, territory, federal district, commonwealth, or possession of the United States.

(c) An individual shall destroy or surrender to the bureau any and all credentials, driver's licenses, or identification cards that would cause the individual to violate subsection (a) or (b).

**(d) An individual may hold both a credential in physical form and in the form of a mobile credential issued under this article at the same time.**

~~(d)~~ (e) An individual who violates this section commits a Class C infraction.

SECTION 49. IC 9-24-11-5, AS AMENDED BY P.L.86-2018, SECTION 148, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2021]: Sec. 5. (a) Except as provided in subsection (d), a learner's permit or driver's license issued under this article must contain the following information:

- (1) The full legal name of the permittee or licensee.
- (2) The date of birth of the permittee or licensee.
- (3) The address of the principal residence of the permittee or licensee.
- (4) The hair color and eye color of the permittee or licensee.
- (5) The date of issue and expiration date of the permit or license.
- (6) The gender of the permittee or licensee.
- (7) The unique identifying number of the permit or license.
- (8) The weight of the permittee or licensee.
- (9) The height of the permittee or licensee.
- (10) A reproduction of the signature of the permittee or licensee.
- (11) If the permittee or licensee is less than eighteen (18) years of age at the time of issuance, the dates, **printed notated** prominently, on which the permittee or licensee will become:
  - (A) eighteen (18) years of age; and
  - (B) twenty-one (21) years of age.
- (12) If the permittee or licensee is at least eighteen (18) years of age but less than twenty-one (21) years of age at the time of issuance, the date, **printed notated** prominently, on which the permittee or licensee will become twenty-one (21) years of age.
- (13) Except as provided in subsection (b), a digital photograph of the permittee or licensee.

(b) The bureau may provide for the omission of a photograph or computerized image from any driver's license or learner's permit if there is good cause for the omission. However, a driver's license or



learner's permit issued without a digital photograph must include a statement that indicates that the driver's license or learner's permit may not be accepted by a federal agency for federal identification or any other federal purpose.

- (c) A driver's license or learner's permit issued to an individual who:
- (1) has a valid, unexpired nonimmigrant visa or has nonimmigrant visa status for entry in the United States;
  - (2) has a pending application for asylum in the United States;
  - (3) has a pending or approved application for temporary protected status in the United States;
  - (4) has approved deferred action status; or
  - (5) has a pending application for adjustment of status to that of an alien lawfully admitted for permanent residence in the United States or conditional permanent residence status in the United States;

must be clearly identified as a temporary driver's license or learner's permit. A temporary driver's license or learner's permit issued under this subsection may not be renewed without the presentation of valid documentary evidence proving that the licensee's or permittee's temporary status has been extended.

(d) For purposes of subsection (a), an individual certified as a program participant in the address confidentiality program under IC 5-26.5 is not required to provide the address of the individual's principal residence, but may provide an address designated by the office of the attorney general under IC 5-26.5 as the address of the individual's principal residence.

SECTION 50. IC 9-24-11-5.5, AS AMENDED BY P.L.65-2017, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2021]: Sec. 5.5. (a) If an individual has:

- (1) indicated on the application for a driver's license or learner's permit that the individual is a veteran and wishes to have an indication of the individual's veteran status appear on the driver's license or learner's permit; and
- (2) provided proof at the time of application of the individual's veteran status;

an indication of the individual's veteran status shall be shown on the driver's license or learner's permit.

(b) If an individual has:

- (1) indicated on the individual's application for a driver's license or learner's permit that the applicant:
  - (A) is a surviving spouse of a veteran; and
  - (B) wishes to have an indication of the applicant's status as a





surviving spouse of a veteran appear on the driver's license or learner's permit; and

(2) provided the documentation necessary to verify that the applicant was married, at the time of the decedent's death, to a veteran;

an indication of the individual's status as a surviving spouse of a veteran shall be shown on the driver's license or learner's permit.

(c) If an individual submits information concerning the individual's medical condition in conjunction with the individual's application for a driver's license or learner's permit, the bureau shall place an identifying symbol **in a prominent location on the face of the a** driver's license or learner's permit to indicate that the individual has a medical condition of note. The bureau shall include information on the individual's driver's license or learner's permit that briefly describes the individual's medical condition. The information must be ~~printed~~ **notated** in a manner that alerts an individual reading the driver's license or learner's permit to the existence of the medical condition. The individual submitting the information concerning the medical condition is responsible for its accuracy.

SECTION 51. IC 9-24-11-8, AS AMENDED BY P.L.198-2016, SECTION 487, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2021]: Sec. 8. (a) Except as provided in subsections (b) and (c), an individual who violates this chapter commits a Class C infraction.

(b) An individual who:

(1) has been issued a permit or driver's license on which there is a ~~printed or stamped~~ **notated** restriction as provided under section 7 of this chapter; and

(2) operates a motor vehicle in violation of the restriction;

commits a Class C infraction.

(c) An individual who causes serious bodily injury to or the death of another individual when operating a motor vehicle after knowingly or intentionally failing to take prescribed medication, the taking of which was a condition of the issuance of the restricted driver's license under section 7 of this chapter, commits a Class A misdemeanor. However, the offense is a Level 6 felony if, within the five (5) years preceding the commission of the offense, the individual had a prior unrelated conviction under this subsection.

(d) An individual who violates subsection (c) commits a separate offense for each individual whose serious bodily injury or death is caused by the violation of subsection (c).

SECTION 52. IC 9-24-12-5, AS AMENDED BY P.L.256-2017,



SECTION 174, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2020]: Sec. 5. (a) Except as provided in subsection (b), and subject to subsection (d), an individual applying for renewal of an operator's, a chauffeur's, or a public passenger chauffeur's license, including any endorsements in effect with respect to the license, must apply in person at a license branch and do the following:

- (1) Pass an eyesight examination.
- (2) Pass a written examination if:
  - (A) the applicant has at least six (6) active points on the applicant's driving record maintained by the bureau;
  - (B) the applicant has not reached the applicant's twenty-first birthday and has active points on the applicant's driving record maintained by the bureau; or
  - (C) the applicant is in possession of a driver's license that is expired beyond one hundred eighty (180) days.

(b) ~~The bureau may adopt rules under IC 4-22-2 concerning the ability of a holder of an operator's, a chauffeur's, or a public passenger chauffeur's license to may renew the license, including any endorsements in effect with respect to the license, by mail or by electronic service, if rules are adopted under this subsection, the rules must provide that an individual's renewal by mail or by electronic service is subject to the following conditions:~~

- (1) A valid computerized image of the individual must exist within the records of the bureau.
- (2) The previous renewal of the individual's operator's, chauffeur's, or public passenger chauffeur's license must not have been by mail or by electronic service.
- (3) The application for or previous renewal of the individual's license must have included a test of the individual's eyesight approved by the bureau.
- (4) If the individual were applying for the license renewal in person at a license branch, the individual would not be required under subsection (a)(2) to submit to a written examination.
- (5) The individual must be a citizen of the United States, as shown in the records of the bureau.
- (6) There must not have been any change in the:
  - (A) address; or
  - (B) name;
 of the individual since the issuance or previous renewal of the individual's operator's, chauffeur's, or public passenger chauffeur's license.

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(7) The operator's, chauffeur's, or public passenger chauffeur's license of the individual must not be:

- (A) suspended; or
- (B) expired more than one hundred eighty (180) days; at the time of the application for renewal.

(8) ~~The~~ **If the individual must be less than is** seventy-five (75) years of age **or older** at the time of the application for renewal, **the individual must provide proof, on a form approved by the bureau, that the individual has passed an eyesight examination within thirty (30) days prior to the renewal application.**

(c) An individual applying for the renewal of an operator's, a chauffeur's, or a public passenger chauffeur's license, including any endorsements in effect with respect to the license, must apply in person at a license branch under subsection (a) if the individual is not entitled to apply by mail or by electronic service ~~under rules adopted~~ under subsection (b).

(d) The bureau may not issue or renew a chauffeur's or a public passenger chauffeur's license after December 31, 2016. If a holder of a chauffeur's or a public passenger chauffeur's license applies after December 31, 2016, for renewal of the chauffeur's or public passenger chauffeur's license, the bureau shall issue to the holder an operator's license with a for-hire endorsement if the holder:

- (1) applies in a form and manner prescribed by the bureau; and
- (2) satisfies the requirements for renewal of an operator's license, including the fee and examination requirements under this section.

(e) An individual applying for the renewal of an operator's license shall pay the following applicable fee:

- (1) If the individual is less than seventy-five (75) years of age, seventeen dollars and fifty cents (\$17.50). The fee shall be distributed as follows:
  - (A) Fifty cents (\$0.50) to the state motor vehicle technology fund.
  - (B) Two dollars (\$2) to the crossroads 2000 fund.
  - (C) Four dollars and fifty cents (\$4.50) to the motor vehicle highway account.
  - (D) One dollar and twenty-five cents (\$1.25) to the integrated public safety communications fund.
  - (E) Nine dollars and twenty-five cents (\$9.25) to the commission fund.
- (2) If the individual is at least seventy-five (75) years of age and



less than eighty-five (85) years of age, eleven dollars (\$11). The fee shall be distributed as follows:

- (A) Fifty cents (\$0.50) to the state motor vehicle technology fund.
  - (B) One dollar and fifty cents (\$1.50) to the crossroads 2000 fund.
  - (C) Three dollars (\$3) to the motor vehicle highway account.
  - (D) One dollar and twenty-five cents (\$1.25) to the integrated public safety communications fund.
  - (E) Four dollars and seventy-five cents (\$4.75) to the commission fund.
- (3) If the individual is at least eighty-five (85) years of age, seven dollars (\$7). The fee shall be distributed as follows:
- (A) Fifty cents (\$0.50) to the state motor vehicle technology fund.
  - (B) One dollar (\$1) to the crossroads 2000 fund.
  - (C) Two dollars (\$2) to the motor vehicle highway account.
  - (D) One dollar and twenty-five cents (\$1.25) to the integrated public safety communications fund.
  - (E) Two dollars and twenty-five cents (\$2.25) to the commission fund.

A fee paid under this subsection after December 31, 2016, includes the renewal of any endorsements that are in effect with respect to the operator's license at the time of renewal.

SECTION 53. IC 9-24-13-3, AS AMENDED BY P.L.198-2016, SECTION 501, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2021]: Sec. 3. **(a)** An individual holding a permit or driver's license issued under this article must have the permit or driver's license in the individual's immediate possession when driving or operating a motor vehicle. The individual shall display the driver's license or permit upon demand of a court or a police officer authorized by law to enforce motor vehicle rules.

**(b) If the permit or driver's license is a mobile credential viewed on a telecommunications device, a court or a police officer authorized by law to enforce motor vehicle rules may not, without the consent of the person:**

- (1) confiscate a telecommunications device for the purpose of determining compliance with this section;**
- (2) confiscate a telecommunications device and retain it as evidence pending trial for a violation of this section; or**
- (3) extract or otherwise download information from a telecommunications device for a violation of this section**



unless:

- (A) the court or police officer has probable cause to believe the telecommunications device has been used in the commission of a crime;
- (B) the information is extracted or otherwise downloaded under a valid search warrant; or
- (C) otherwise authorized by law.

(c) The display of a mobile credential shall not serve as consent or authorization for the court, a police officer, or any other person to search, view, or access any data or application on the telecommunications device other than the mobile credential. If a person presents the person's telecommunications device to the court, a police officer, or any other person for the purposes of displaying the person's mobile credential, the court, police officer, or person viewing the mobile credential shall not handle the telecommunications device in order to view the mobile credential and to verify the identity of the person.

SECTION 54. IC 9-24-16-3, AS AMENDED BY P.L.65-2017, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2021]: Sec. 3. (a) An identification card:

- (1) **in physical form** must have the same dimensions and shape as a driver's license; **and**
- (2) **in the form of a mobile credential must have the same format as a driver's license;**

but the card must have markings sufficient to distinguish the card from a driver's license.

(b) Except as provided in subsection (g), the front side of ~~an~~ **a physical identification card or the top portion of an identification card in the format of a mobile credential** must contain the expiration date of the identification card and the following information about the individual to whom the card is being issued:

- (1) Full legal name.
- (2) The address of the principal residence.
- (3) Date of birth.
- (4) Date of issue and date of expiration.
- (5) Unique identification number.
- (6) Gender.
- (7) Weight.
- (8) Height.
- (9) Color of eyes and hair.
- (10) Reproduction of the signature of the individual identified.
- (11) Whether the individual is blind (as defined in

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IC 12-7-2-21(1)).

(12) If the individual is less than eighteen (18) years of age at the time of issuance, the dates on which the individual will become:

(A) eighteen (18) years of age; and

(B) twenty-one (21) years of age.

(13) If the individual is at least eighteen (18) years of age but less than twenty-one (21) years of age at the time of issuance, the date on which the individual will become twenty-one (21) years of age.

(14) Digital photograph of the individual.

(c) The information contained on the identification card as required by subsection (b)(12) or (b)(13) for an individual who is less than twenty-one (21) years of age at the time of issuance shall be **printed notated** prominently on the identification card.

(d) If the individual complies with section 2(e) or 2(f) of this chapter, an indication of the individual's veteran status or status as the surviving spouse of a veteran of the armed forces of the United States, as applicable, shall be shown on the identification card.

(e) If the applicant for an identification card submits information to the bureau concerning the applicant's medical condition, the bureau shall place an identifying symbol on the face of the identification card to indicate that the applicant has a medical condition of note. The bureau shall include information on the identification card that briefly describes the medical condition of the holder of the card. The information must be printed in a manner that alerts a person reading the card to the existence of the medical condition. The applicant for an identification card is responsible for the accuracy of the information concerning the medical condition submitted under this subsection. The bureau shall inform an applicant that submission of information under this subsection is voluntary.

(f) An identification card issued by the state to an individual who:

(1) has a valid, unexpired nonimmigrant visa or has nonimmigrant visa status for entry in the United States;

(2) has a pending application for asylum in the United States;

(3) has a pending or approved application for temporary protected status in the United States;

(4) has approved deferred action status; or

(5) has a pending application for adjustment of status to that of an alien lawfully admitted for permanent residence in the United States or conditional permanent residence status in the United States;

must be clearly identified as a temporary identification card. A temporary identification card issued under this subsection may not be



renewed without the presentation of valid documentary evidence proving that the holder of the identification card's temporary status has been extended.

(g) For purposes of subsection (b), an individual certified as a program participant in the address confidentiality program under IC 5-26.5 is not required to provide the address of the individual's principal residence, but may provide an address designated by the office of the attorney general under IC 5-26.5 as the address of the individual's principal residence.

(h) The bureau shall validate an identification card for Class B motor driven cycle operation upon a highway by endorsement to an individual who:

- (1) applies for or has previously been issued an identification card under this chapter;
- (2) makes the appropriate application for endorsement; and
- (3) satisfactorily completes the test required under section 3.6 of this chapter.

The bureau shall place a designation on the face of the identification card to indicate that the individual has received a Class B motor driven cycle endorsement.

SECTION 55. IC 9-24-17.5 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2021]:

**Chapter 17.5. Mobile Credentials**

**Sec. 1. The bureau may develop a secure and uniform system to issue mobile credentials that can be accessed through an application on a telecommunications device.**

**Sec. 2. (a) In addition to a physical credential issued under this article, upon request by an applicant, the bureau may issue a mobile credential to an individual who satisfies the requirements for application under this article for the following:**

- (1) A driver's license.**
- (2) A learner's permit.**
- (3) An identification card.**

**(b) The bureau shall not issue a mobile credential for:**

- (1) a commercial driver's license issued under IC 9-24-6.1;**
- (2) a commercial learner's permit issued under IC 9-24-6.1;**
- or**
- (3) a photo exempt identification card issued under IC 9-24-16.5.**

**Sec. 3. The bureau may adopt rules under IC 4-22-2 to administer this chapter, including rules to impose a fee to issue a**



**mobile credential as set forth in IC 9-14-8-3(4).**

**Sec. 4. The bureau may contract with a third party to carry out this chapter.**

SECTION 56. IC 9-25-6-15, AS AMENDED BY P.L.198-2016, SECTION 543, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2020]: Sec. 15. (a) An individual:

- (1) whose driving privileges are suspended under this article; and
- (2) who seeks the reinstatement of the driving privileges;

must pay a reinstatement fee to the bureau as provided in subsection (b).

(b) The reinstatement fee under subsection (a) is as follows:

- (1) For a first suspension, two hundred fifty dollars (\$250).
- (2) For a second suspension, five hundred dollars (\$500).
- (3) For a third or subsequent suspension, one thousand dollars (\$1,000).

(c) Each fee paid under this section **or section 15.1 of this chapter** shall be deposited in the financial responsibility compliance verification fund established by IC 9-25-9-7 as follows:

- (1) ~~One hundred twenty dollars (\$120)~~ **for Forty-eight percent (48%) of a fee paid after a first suspension.**
- (2) ~~One hundred ninety-five dollars (\$195)~~ **for Thirty-nine percent (39%) of a fee paid after a second suspension.**
- (3) ~~Two hundred seventy dollars (\$270)~~ **for Twenty-seven percent (27%) of a fee paid after a third or subsequent suspension.**

The remaining amount of each fee paid under this section **or section 15.1 of this chapter** must be deposited in the motor vehicle highway account.

(d) If:

- (1) a person's driving privileges are suspended for registering or operating a vehicle in violation of IC 9-25-4-1;
- (2) the person is required to pay a fee for the reinstatement of the person's license under this section; and
- (3) the person later establishes that the person did not register or operate a vehicle in violation of IC 9-25-4-1;

the fee paid by the person under this section shall be refunded.

SECTION 57. IC 9-25-6-15.1, AS ADDED BY P.L.198-2016, SECTION 544, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2020]: Sec. 15.1. (a) An individual who is liable for a reinstatement fee imposed under section 15 of this chapter may file a petition for waiver of **part or all of** the reinstatement fee in a criminal court of record in the person's county of residence.

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(b) The clerk of the court shall forward a copy of the petition to the prosecuting attorney of the county and to the bureau. The prosecuting attorney may appear and be heard on the petition.

(c) The bureau is not a party in a proceeding under this chapter.

(d) Upon its own motion, or upon a petition filed by an individual under this section, a court may waive **part or all of** a reinstatement fee imposed under section 15 of this chapter if the court finds that:

(1) the individual who owes the fee:

(A) is indigent; and

(B) has presented proof of future financial responsibility; and

(2) waiver of **part or all of** the fee is appropriate in light of the individual's character and the circumstances surrounding the suspension.

(e) If a court waives **part or all of** a reinstatement fee under this section for an individual, the court may impose other reasonable conditions on the individual.

(f) If a court waives **part or all of** a reinstatement fee under this section, the clerk shall forward a copy of the court's order to the bureau.

SECTION 58. IC 9-26-2-5, AS ADDED BY P.L.131-2017, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2020]: Sec. 5. (a) As used in this section, "emergency contact data base" means the Indiana emergency contact data base described in IC 9-26-10-1.

(b) As used in this section, "emergency contact person" means an individual who is listed in the emergency contact data base, including only individuals who

~~(1) are at least eighteen (18) years of age. and~~

~~(2) are currently issued at least one (1) valid credential.~~

(c) As used in this section, "qualifying motor vehicle accident" means a motor vehicle accident involving:

(1) death; or

(2) serious bodily injury.

(d) As used in this section, "serious bodily injury" has the meaning set forth in IC 35-31.5-2-292.

(e) A law enforcement officer, upon arriving at the scene of a qualifying motor vehicle accident, shall access the emergency contact data base and attempt to contact the emergency contact persons listed for a corresponding credential holder unable to communicate due to death or serious bodily injury. If contact with an emergency contact person is made, the law enforcement officer shall inform the emergency contact person that the credential holder has been involved in a qualifying motor vehicle accident.



(f) A law enforcement officer shall attempt to contact a credential holder's emergency contact persons within a reasonable amount of time after learning of or responding to a qualifying motor vehicle accident.

(g) A law enforcement officer's good faith attempt to contact a credential holder's emergency contact persons as described in subsection (f) immunizes the law enforcement officer from civil liability and all associated damages, including punitive damages, related to the law enforcement officer's inability to make:

- (1) any contact with a credential holder's emergency contact persons; or
- (2) contact with a credential holder's emergency contact persons within a reasonable amount of time after arriving at the scene of a qualifying motor vehicle accident.

(h) If a law enforcement officer is not liable for an act or omission under this section, no other person incurs liability by reason of an agency relationship with the law enforcement officer.

(i) A law enforcement officer may not be:

- (1) found liable; or
- (2) subject to damages;

for any inaccuracy or omission related to the information contained in the emergency contact data base.

(j) The duty imposed on a law enforcement officer by this section shall be performed in addition to any other duty required by this chapter.

(k) A law enforcement agency may establish and implement protocols necessary to meet the law enforcement agency's obligations under this section.

(l) A law enforcement agency is exempt from this chapter before the creation of the emergency contact data base by the bureau.

SECTION 59. IC 9-27-6-8, AS AMENDED BY P.L.85-2013, SECTION 74, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2020]: Sec. 8. (a) To be eligible to act as a driver education instructor, an individual must obtain an instructor's license from the bureau in the manner and form prescribed by the bureau.

(b) Subject to subsection (c), the bureau shall adopt rules under IC 4-22-2 that state the requirements for obtaining and renewing an instructor's license, including the requirements for continuing education for instructors. The rules must specify the requirements, including requirements about criminal convictions, necessary to satisfy the conditions of subsection (c)(3).

(c) The bureau shall issue an instructor's license to an individual who:

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- (1) meets the requirements of subsection (a) and rules adopted under subsection (b);
- (2) does not have more than the maximum number of points for violating traffic laws specified by the bureau by rules adopted under IC 4-22-2; ~~and~~
- (3) has a good moral character, physical condition, knowledge of the rules of the road, and work history; **and**
- (4) is currently employed by or has an employment offer from a licensed driver training school, as verified by the licensed driver training school on a form prescribed by the bureau.**

Only an individual who holds an instructor's license issued by the bureau under this subsection may act as an instructor.

SECTION 60. IC 9-27-7-2, AS AMENDED BY P.L.198-2016, SECTION 551, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2020]: Sec. 2. As used in this chapter, "rider coach trainer" means a licensed motorcycle operator who meets standards established by the bureau ~~that are equivalent to or more stringent than those established by the Motorcycle Safety Foundation~~ for instructors in motorcycle safety and education.

SECTION 61. IC 9-28-5.1-3, AS AMENDED BY P.L.125-2012, SECTION 308, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2020]: Sec. 3. A written reciprocity agreement entered into under section 2 of this chapter must require an applicant from the foreign country for an operator's license to possess

- ~~(1) a valid driver's license for the type of vehicle being operated or the equivalent from the foreign country. or~~
- ~~(2) an international driving permit.~~

SECTION 62. IC 9-30-10-14.2, AS ADDED BY P.L.198-2016, SECTION 603, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2020]: Sec. 14.2. (a) Upon receiving a petition filed after June 30, 2016, under section 14.1 of this chapter, a court shall set a date for hearing the matter and direct the clerk of the court to provide notice of the hearing date to the following parties:

- (1) The petitioner.
- (2) The prosecuting attorney of the county where the petitioner resides.
- (3) The bureau.

(b) At a hearing described in subsection (a), the petitioner must prove the following by a preponderance of the evidence:

- (1) The petitioner has no prior convictions for a violation described in section 4(a) of this chapter.
- (2) The petitioner no longer presents a safety risk to others while



operating a motor vehicle.

(3) The ongoing suspension of the petitioner's driving privileges is unreasonable.

(4) The reinstatement of the petitioner's driving privileges serves the best interests of society.

(5) If the petitioner is seeking reinstatement under section 14.1(b) of this chapter, at least ten (10) years have elapsed since the suspension of the petitioner's driving privileges.

(6) If the petitioner is seeking reinstatement under section 14.1(f) of this chapter, at least three (3) years have elapsed since the suspension of the petitioner's driving privileges.

(c) If the court finds that a petitioner meets all applicable requirements in subsection (b), the court may do the following:

(1) Rescind the order requiring the suspension of the petitioner's driving privileges.

(2) ~~Order the bureau to reinstate the petitioner's~~ **Grant** driving privileges:

**(A) for a specified period; and**

**(B) subject to conditions under subsection (d).**

~~(d) In an order for reinstatement of driving privileges issued under this section, the court may require the bureau to grant the petitioner specialized driving privileges:~~

~~(1) for a specified period; and~~

~~(2) subject to additional conditions imposed by the court.~~

~~(e) (d) Additional terms and conditions imposed by~~ **In an order issued under subsection (c)(2), the court may include impose** one (1) or more of the following **conditions on the petitioner's driving privileges:**

(1) Specified hours during which the petitioner may operate a motor vehicle.

(2) An order prohibiting the petitioner from operating a motor vehicle:

(A) with an alcohol concentration equivalent to at least two hundredths (0.02) of a gram of alcohol per:

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

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

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

(3) Electronic monitoring to determine the petitioner's compliance with subdivision (2).

(4) Use of a vehicle equipped with an ignition interlock device.

(5) Submission to a chemical breath test as part of a lawful traffic stop conducted by a law enforcement officer.



(6) Use of an electronic monitoring device that detects and records the petitioner's use of alcohol.

(f) The court shall specify, **in the order**, the conditions under which the petitioner may be issued driving privileges to operate a motor vehicle.

**(e) An individual who has been granted driving privileges under subsection (c)(2) shall:**

**(1) carry a copy of the order granting driving privileges or have the order in the vehicle being operated by the individual; and**

**(2) produce the copy of the order granting driving privileges upon the request of a police officer.**

~~(g) (f)~~ After the expiration date of the specialized driving privileges ordered by the court under subsection (d) and the petitioner's fulfillment of any imposed conditions specified by the court **under subsection (d) and upon notice from the court**, the bureau shall ~~reinstate the petitioner's driving privileges: terminate the petitioner's lifetime suspension.~~

~~(h) (g)~~ If the bureau receives a judicial order granting rescission of a suspension order under subsection (c) for an individual who, according to the records of the bureau, does not qualify for the rescission of a suspension order, the bureau shall do the following:

(1) Process the judicial order and notify the prosecuting attorney of the county from which the order was received that the individual is not eligible for the rescission of the suspension order and reinstatement of driving privileges.

(2) Send a certified copy of the individual's driving record to the prosecuting attorney described in subdivision (1).

Upon receiving a certified copy under subdivision (2), the prosecuting attorney shall, in accordance with IC 35-38-1-15, petition the court to correct the court's order. If the bureau does not receive a corrected order within sixty (60) days of sending the petitioner's driving record to the prosecuting attorney described in subdivision (1), the bureau shall notify the attorney general, who shall, in accordance with IC 35-38-1-15, petition the court to correct the court's order within sixty (60) days of receiving notice from the bureau.

~~(i) (h)~~ An order reinstating a petitioner's driving privileges is a final order that may be appealed by any party to the action.

SECTION 63. IC 9-31-3-9, AS AMENDED BY P.L.198-2016, SECTION 620, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2020]: Sec. 9. (a) Except as provided in subsection (b), a request for registration under section 8 of this chapter



must be signed by the owner of the motorboat and accompanied by the **appropriate** fee specified under subsection (c). **The fee to renew a boat registration is based upon the appropriate fee specified under subsection (d).**

(b) A motorboat that is owned by the United States, a state, or a subdivision of a state is exempt from the payment of a fee to register the motorboat.

(c) The fee to register a motorboat **in its first year of registration is the amount determined by STEP THREE of the following formula:** is based on the length in feet of the motorboat as follows:

**STEP ONE: Determine the appropriate fee based upon the length of the motorboat as follows:**

Watercraft Length (in feet)		Fee (\$)	Fee (\$)
At Least	But Less Than	(before January 1, 2017)	(after December 31, 2016)
0	13	16.50	15
13	26	18.50	18
26	40	21.50	21
40		26.50	24

**STEP TWO: Determine the appropriate fee based upon the value of the motorboat as follows:**

Value (\$)	Value (\$)	Fee (\$)
Greater Than or Equal to	Less Than	
0	1,000	5
1,000	3,000	10
3,000	5,000	15
5,000	10,000	20
10,000		25

**STEP THREE: Determine the sum of the STEP ONE amount plus the STEP TWO amount.**

(d) The fee to renew a boat registration is based upon the value of the motorboat as follows:

Value (\$)	Value (\$)	Fee (\$)
Greater Than or Equal to	Less Than	
0	1,000	10
1,000	3,000	15
3,000	5,000	20
5,000	10,000	25
10,000		30

(d) A fee collected under subsection (c) before January 1, 2017, shall be distributed as follows: (e) The bureau shall determine the



value of a motorboat in the same manner as set forth in IC 6-6-11-10.

- (1) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- (2) One dollar (\$1) to the commission fund.
- (3) Three dollars (\$3) to the crossroads 2000 fund.
- (4) Any remaining amount to the department of natural resources.

(e) The bureau shall transfer the money derived from the fees collected under subsection (c) after December 31, 2016, to the department of natural resources.

(f) The fees collected under subsection (c) shall be distributed as follows:

- (1) Funds collected from STEP ONE of subsection (c) shall be deposited in the fish and wildlife fund established by IC 14-22-3-2 and shall be used exclusively for the following:
  - (A) The enforcement of laws pertaining to watercraft.
  - (B) The state's share of the cost of retirement benefits for conservation officers of the department.
  - (C) Improving the navigable waters of Indiana.

(2) Sixty-six and seven-tenths percent (66.7%) of the funds collected from STEP TWO of subsection (c) shall be deposited in the lake and river enhancement fund established by IC 14-22-3.5.

(3) Thirty-three and three-tenths (33.3%) of the funds collected from STEP TWO of subsection (c) shall be deposited in the conservation officers marine enforcement fund established by IC 14-9-8-21.5.

(g) A fee collected under subsection (d) shall be distributed as follows:

- (1) Five dollars (\$5) shall be deposited in the fish and wildlife fund established by IC 14-22-3-2 and shall be used exclusively for the following:
  - (A) The enforcement of laws pertaining to watercraft.
  - (B) The state's share of the cost of retirement benefits for conservation officers of the department.
  - (C) Improving the navigable waters of Indiana.

(2) The remaining amount shall be distributed as follows:
 

- (A) Sixty-six and seven-tenths percent (66.7%) to the lake and river enhancement fund established by IC 14-22-3.5.
- (B) Thirty-three and three-tenths (33.3%) to the conservation officers marine enforcement fund established by IC 14-9-8-21.5.

(h) The owner of a motorboat that is registered under this section



is ~~not~~ required to renew the registration under subsection ~~(c)~~. ~~However,~~ **(d), and** the person must pay any applicable fees and excise tax under IC 6-6-11-13 on the motorboat each year.

SECTION 64. IC 14-9-8-21.5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2020]: Sec. 21.5. (a) As used in this section, "fund" refers to the conservation officers marine enforcement fund established by this section.

(b) The conservation officers marine enforcement fund is established. The department shall administer the fund. The department may expend the money in the fund exclusively for marine enforcement efforts associated with recreational boating on Indiana waters, including uses described in IC 14-9-9-5.

(c) The fund consists of ~~money from the lake and river enhancement fee boat registration fees~~ paid by boat owners and deposited under ~~IC 6-6-11-12(c)(2)~~. **IC 9-31-3-9**. Money deposited in the fund is annually appropriated and allotted to the department to carry out the purposes of this section. The expenses of administering the fund shall be paid from money in the fund.

(d) Money in the fund at the end of a state fiscal year does not revert to the state general fund. However, the department may transfer from the fund to the counties with special boat patrol needs fund (IC 14-9-9-5) an amount that does not exceed twenty percent (20%) of money deposited into the fund.

SECTION 65. IC 14-22-3.5 IS ADDED TO THE INDIANA CODE AS A **NEW CHAPTER** TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2020]:

**Chapter 3.5. Lake and River Enhancement Fund**

**Sec. 1. The lake and river enhancement fund is established and allocated for the following purposes:**

**(1) Fifty percent (50%) of the fund shall be used to pay costs incurred by the department in implementing the lake and river enhancement projects.**

**(2) Fifty percent (50%) of the fund shall be used by the department to pay for lake or river (as defined in IC 14-32-7-12) projects, including, but not limited to, projects to:**

- (A) remove sediment;**
- (B) control exotic or invasive plants or animals; or**
- (C) remove logjams or obstructions.**

**For purposes of this subdivision, the fund may not be used for projects relating to a ditch or manmade channel.**

**Sec. 2. The fund shall be administered by the director of the**





department.

**Sec. 3. Expenses of administering the fund shall be paid from money in the fund.**

**Sec. 4. The fund consists of the revenue from boat registration fees paid by boat owners and deposited under IC 9-31-3-9.**

**Sec. 5. Money in the fund at the end of a state fiscal year does not revert to the state general fund.**

**Sec. 6. With the approval of the governor and the budget agency, the money in the fund allocated under section 1(1) of this chapter may be used to augment and supplement the funds appropriated for the implementation of lake and river enhancement projects.**

SECTION 66. IC 34-30-2-28.2 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2020]: **Sec. 28.2. IC 9-18.1-4-9 (Concerning manufacturer issued motor vehicle safety recall information provided by the bureau of motor vehicles).**



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Speaker of the House of Representatives

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President of the Senate

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President Pro Tempore

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Governor of the State of Indiana

Date: \_\_\_\_\_ Time: \_\_\_\_\_

**HEA 1506 — Concur**

