



Reprinted
April 8, 2015

ENGROSSED HOUSE BILL No. 1305

DIGEST OF HB 1305 (Updated April 7, 2015 7:37 pm - DI 92)

Citations Affected: IC 9-14; IC 9-17; IC 9-18; IC 9-19; IC 9-21; IC 9-22; IC 9-24; IC 9-25; IC 9-26; IC 9-28; IC 9-30; IC 9-32; IC 35-44.1; IC 35-52.

Synopsis: Various motor vehicle issues. Raises the penalty for reckless driving resulting in bodily injury from a Class B misdemeanor to a Class A misdemeanor. Reduces the penalty for reckless driving resulting in property damage from a Class B misdemeanor to a Class C misdemeanor. Provides that simultaneous possession of an out-of-state driver's license or identification card and an Indiana driver's license or identification card is a Class C infraction. Provides that counterfeit reproduction of a driver's license is a Class B misdemeanor.
(Continued next page)

Effective: July 1, 2015.

McMillin, Pierce, Porter, Steuerwald

(SENATE SPONSORS — YOUNG R MICHAEL, STEELE, TAYLOR,
TALLIAN)

January 13, 2015, read first time and referred to Committee on Roads and Transportation.
January 22, 2015, amended, reported — Do Pass.
January 26, 2015, read second time, amended, ordered engrossed.
January 27, 2015, engrossed. Read third time, passed. Yeas 98, nays 0.

SENATE ACTION

February 24, 2015, read first time and referred to Committee on Corrections & Criminal Law.
March 26, 2015, amended, reported favorably — Do Pass.
March 31, 2015, read second time, ordered engrossed. Engrossed.
April 2, 2015, returned to second reading.
April 7, 2015, re-read second time, amended, ordered engrossed.

EH 1305—LS 7272/DI 123



Digest Continued

Provides that a driver's license or vehicle registration, or both may be suspended once for each failure to provide proof of financial responsibility. Requires motorists to contact a 911 telephone operator following a vehicular collision resulting in injury or death. Provides that failure to render assistance to injured or entrapped victims of a vehicular collision is a Class C misdemeanor for certain persons. Provides that a driver's license suspension originating from another jurisdiction prohibits the receipt of specialized driving privileges. Makes other changes to statutes concerning vehicle titles and disposal facilities. Establishes that felonies codified in IC 9 are qualifying offenses for habitual traffic violator status. Provides that felony offenses requiring the operation of a vehicle as a material element of a crime are qualifying offenses for habitual traffic violator status. Precludes an individual from being adjudicated a habitual traffic violator more than once for the same underlying offenses. Allows individuals to declare habitual traffic violator status by petitioning a court. Prohibits a driver's license suspension or lifetime forfeiture for operating a vehicle while driving privileges are suspended or in violation of a license restriction. Provides that, at the request of a defendant, the court may find habitual traffic violator status by a preponderance of the evidence. Requires the prosecuting attorney of the county in which a petition for reinstatement of driving privileges is filed to represent the state. Allows holders of commercial driving licenses to seek specialized driving privileges. Creates the habitual vehicle substance offender enhancement. Establishes who is eligible for specialized driving privileges. Makes unreasonably obstructing traffic a Class C infraction and obstructing traffic with the intent to do so a Class B misdemeanor. Places specific criminal penalties in corresponding sections. Repeals language that applies criminal penalties to an entire chapter. Makes technical corrections.

EH 1305—LS 7272/DI 123



Reprinted
April 8, 2015

First Regular Session of the 119th General Assembly (2015)

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 2014 Regular Session and 2014 Second Regular Technical Session of the General Assembly.

ENGROSSED HOUSE BILL No. 1305

A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles.

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

- 1 SECTION 1. IC 9-14-3-6, AS AMENDED BY P.L.125-2012,
2 SECTION 35, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2015]: Sec. 6. (a) Upon the submission to the bureau of a
4 specific written request from an individual or organization for a
5 compilation of specific information requested for the purposes
6 described in subsection (c), the bureau may contract with the individual
7 or organization to compile the requested information from the records
8 of the bureau.
9 (b) The bureau may charge an amount agreeable to the parties, as
10 described in IC 9-29-2-3.
11 (c) An individual or organization making a request under this
12 section must certify one (1) of the following:
13 (1) That the information is required for the purposes of notifying
14 vehicle owners of vehicle defects and recall for modifications,

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1 and that the individual or organization will use the information
2 provided only for that purpose.

3 (2) That the information will be used only for research or
4 statistical reporting purposes and that individual identities will be
5 properly protected in the preparation of the research or reports
6 and not ascertainable from the published reports or research
7 results.

8 (3) That the information will be used for the purpose of
9 documenting the sale of motor vehicles in Indiana.

10 (4) That the information will be used for purposes of the federal
11 Selective Service System.

12 (5) That the information will be used solely for law enforcement
13 purposes by police officers.

14 (6) That the information will be used to locate a parent described
15 in IC 31-25-3-2(c) as provided under IC 31-25-3-2.

16 (d) The bureau may not compile or release information concerning
17 voter registration under this section.

18 (e) The bureau shall provide the requested information under this
19 section in a format that is agreeable to the parties.

20 **(f) A person who requests information under this section for a**
21 **purpose not specified in subsection (c) commits a Class C**
22 **infraction.**

23 SECTION 2. IC 9-14-3-11 IS REPEALED [EFFECTIVE JULY 1,
24 2015]. ~~Sec. 11. A person who violates this chapter commits a Class C~~
25 ~~infraction.~~

26 SECTION 3. IC 9-17-2-1, AS AMENDED BY P.L.262-2013,
27 SECTION 20, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
28 JULY 1, 2015]: Sec. 1. (a) This section does not apply to an off-road
29 vehicle that is at least five (5) model years old.

30 (b) A person must obtain a certificate of title for all vehicles owned
31 by the person that:

32 (1) are subject to the motor vehicle excise tax under IC 6-6-5; or

33 (2) are off-road vehicles;

34 and that will be operated in Indiana.

35 (c) A person must obtain a certificate of title for all commercial
36 vehicles owned by the person that:

37 (1) are subject to the commercial vehicle excise tax under
38 IC 6-6-5.5;

39 (2) are not subject to proportional registration under the
40 International Registration Plan; and

41 (3) will be operated in Indiana.

42 (d) A person must obtain a certificate of title for all recreational



1 vehicles owned by the person that:

2 (1) are subject to the excise tax imposed under IC 6-6-5.1; and

3 (2) will be operated in Indiana.

4 (e) A person must obtain a certificate of title for all vehicles owned
5 by the person not later than sixty (60) days after becoming an Indiana
6 resident. Upon request by the bureau, a person must produce evidence
7 concerning the date on which the person became an Indiana resident.

8 **(f) A person who fails to obtain a certificate of title as required
9 under subsection (b), (c), (d), or (e) commits a Class C infraction.**

10 SECTION 4. IC 9-17-2-1.5, AS ADDED BY P.L.219-2005,
11 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
12 JULY 1, 2015]: Sec. 1.5. (a) This section does not apply to an off-road
13 vehicle that is at least five (5) model years old.

14 (b) A person who purchases an off-road vehicle after December 31,
15 2005, must obtain a certificate of title for the off-road vehicle from the
16 bureau.

17 **(c) A person who fails to obtain a certificate of title as required
18 under subsection (b) commits a Class C infraction.**

19 SECTION 5. IC 9-17-2-6, AS AMENDED BY P.L.219-2005,
20 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
21 JULY 1, 2015]: Sec. 6. (a) This section does not apply to a motor
22 vehicle requiring a certificate of title under section 1(b)(2) or 1.5 of this
23 chapter.

24 (b) A certificate of title issued for a vehicle that is required to be
25 registered under this title at a declared gross weight of sixteen thousand
26 (16,000) pounds or less must contain the odometer reading of the
27 vehicle in miles or kilometers as of the date of sale or transfer of the
28 vehicle.

29 (c) A person may not knowingly furnish to the bureau odometer
30 information that does not accurately indicate the total recorded miles
31 or kilometers on the vehicle.

32 (d) The bureau and its license branches are not subject to a criminal
33 or civil action by a person for an invalid odometer reading on a
34 certificate of title.

35 **(e) A person who:**

36 **(1) fails to provide an odometer reading as required under
37 subsection (b); or**

38 **(2) knowingly provides an erroneous odometer reading for
39 purposes of subsection (c);**

40 **commits a Class B infraction.**

41 SECTION 6. IC 9-17-2-9, AS AMENDED BY P.L.262-2013,
42 SECTION 21, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE



1 JULY 1, 2015]: Sec. 9. (a) This section does not apply to a vehicle
 2 requiring a certificate of title under this chapter but that is not required
 3 to be registered under IC 9-18.

4 (b) A person applying for a certificate of title must:

5 (1) apply for registration of the vehicle described in the
 6 application for the certificate of title; or

7 (2) transfer the current registration of the vehicle owned or
 8 previously owned by the person.

9 (c) A person who fails to:

10 (1) apply for a certificate of title as required under subsection
 11 (b); or

12 (2) fails to transfer the current registration of the vehicle
 13 owned or previously owned by the person;

14 **commits a Class C infraction.**

15 SECTION 7. IC 9-17-2-13 IS AMENDED TO READ AS
 16 FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 13. (a) Except as
 17 provided in subsection (b), a person may not operate or permit to be
 18 operated upon the highways a motor vehicle, semitrailer, or
 19 recreational vehicle under an Indiana registration number unless a
 20 certificate of title has been issued under this chapter for the motor
 21 vehicle, semitrailer, or recreational vehicle.

22 (b) A person may operate a motor vehicle, semitrailer, or
 23 recreational vehicle upon highways without an Indiana certificate of
 24 title if the motor vehicle, semitrailer, or recreational vehicle:

25 (1) is:

26 (A) fully titled and registered in another state; and

27 (B) operating under an Indiana trip permit or temporary
 28 registration; or

29 (2) is registered under apportioned registration of the
 30 International Registration Plan and based in a state other than
 31 Indiana.

32 (c) A person who owns a motor vehicle, semitrailer, or recreational
 33 vehicle may declare Indiana as the person's base without obtaining an
 34 Indiana certificate of title if:

35 (1) the person's state of residence is not a member of the
 36 International Registration Plan; and

37 (2) the person presents satisfactory proof of ownership from the
 38 resident state.

39 (d) **Except as provided in subsection (b), a person who operates**
 40 **a motor vehicle without a certificate of title commits a Class C**
 41 **infraction.**

42 SECTION 8. IC 9-17-2-14 IS REPEALED [EFFECTIVE JULY 1,



1 2015]. Sec. 14. (a) Except as provided in:

2 (1) subsection (b); and

3 (2) section 15 of this chapter;

4 a person who violates this chapter commits a Class E infraction.

5 (b) A person who violates section 6 of this chapter commits a Class
6 B infraction:

7 SECTION 9. IC 9-17-4-4.5, AS ADDED BY P.L.125-2012,
8 SECTION 91, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
9 JULY 1, 2015]: Sec. 4.5. (a) A person must obtain a body change title
10 whenever a vehicle is altered so that the alteration changes the type of
11 the vehicle, as noted on the:

12 (1) current title; or

13 (2) certificate of origin;

14 of the vehicle.

15 (b) To receive a body change title, an applicant must provide:

16 (1) the former title or certificate of origin;

17 (2) a properly completed body change affidavit using a bureau
18 designated form; and

19 (3) proof of a vehicle inspection.

20 (c) An assembled vehicle and a vehicle that is altered such that the
21 vehicle type is changed must meet all applicable federal and state
22 highway safety requirements before the vehicle may be titled and
23 registered for operation on highways.

24 **(d) A person who fails to obtain an updated certificate of title as
25 required under subsection (a) commits a Class C infraction.**

26 SECTION 10. IC 9-17-4-13 IS REPEALED [EFFECTIVE JULY 1,
27 2015]. Sec. 13. Except as otherwise provided in this chapter, a person
28 who violates this chapter commits a Class E infraction:

29 SECTION 11. IC 9-17-5-1 IS AMENDED TO READ AS
30 FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 1. (a) A person having
31 possession of a certificate of title for a motor vehicle, semitrailer, or
32 recreational vehicle because the person has a lien or an encumbrance
33 on the motor vehicle, semitrailer, or recreational vehicle must deliver
34 not more than ten (10) business days after receipt of the payment the
35 satisfaction or discharge of the lien or encumbrance indicated upon the
36 certificate of title to the person who:

37 (1) is listed on the certificate of title as owner of the motor
38 vehicle, semitrailer, or recreational vehicle; or

39 (2) is acting as an agent of the owner and who holds power of
40 attorney for the owner of the motor vehicle, semitrailer, or
41 recreational vehicle.

42 **(b) A person who:**



- 1 **(1) fails to remove a lien or encumbrance; or**
 2 **(2) fails to deliver a certificate of title to the owner of a motor**
 3 **vehicle;**

4 **as required under subsection (a) commits a Class C infraction.**

5 SECTION 12. IC 9-17-5-3 IS REPEALED [EFFECTIVE JULY 1,
 6 2015]. ~~Sec. 3: A person who violates this chapter commits a Class C~~
 7 ~~infraction.~~

8 SECTION 13. IC 9-17-6-1, AS AMENDED BY P.L.106-2007,
 9 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 10 JULY 1, 2015]: Sec. 1. **(a)** A person who owns a manufactured home
 11 that is:

- 12 (1) personal property not held for resale; or
 13 (2) not attached to real estate by a permanent foundation;

14 shall obtain a certificate of title for the manufactured home under this
 15 chapter.

16 **(b) A person who fails to obtain a certificate of title for a**
 17 **manufactured home as required under subsection (a) commits a**
 18 **Class C infraction.**

19 SECTION 14. IC 9-17-6-16 IS REPEALED [EFFECTIVE JULY 1,
 20 2015]. ~~Sec. 16: A person who violates this chapter commits a Class C~~
 21 ~~infraction.~~

22 SECTION 15. IC 9-17-7-1 IS AMENDED TO READ AS
 23 FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 1. **(a)** Except as
 24 provided in section 2 of this chapter, an owner of a trailer used on
 25 highways must obtain a certificate of title for the trailer from the
 26 bureau.

27 **(b) A person who uses a trailer on a highway without first**
 28 **obtaining a certificate of title as required under subsection (a)**
 29 **commits a Class C infraction.**

30 SECTION 16. IC 9-17-7-3 IS REPEALED [EFFECTIVE JULY 1,
 31 2015]. ~~Sec. 3: A person who violates this chapter commits a Class C~~
 32 ~~infraction.~~

33 SECTION 17. IC 9-18-2-1, AS AMENDED BY P.L.221-2014,
 34 SECTION 18, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 35 JULY 1, 2015]: Sec. 1. (a) A person must register all motor vehicles
 36 owned by the person that:

- 37 (1) are subject to the motor vehicle excise tax under IC 6-6-5; and
 38 (2) will be operated in Indiana.

39 (b) A person must register all commercial vehicles owned by the
 40 person that:

- 41 (1) are subject to the commercial vehicle excise tax under
 42 IC 6-6-5.5;



- 1 (2) are not subject to proportional registration under the
 2 International Registration Plan; and
 3 (3) will be operated in Indiana.
- 4 (c) A person must register all recreational vehicles owned by the
 5 person that:
 6 (1) are subject to the excise tax imposed under IC 6-6-5.1; and
 7 (2) will be operated in Indiana.
- 8 (d) A person must register all vehicles owned by the person not later
 9 than sixty (60) days after becoming an Indiana resident.
- 10 (e) Except as provided in subsection (f), an Indiana resident must
 11 register all motor vehicles operated in Indiana.
- 12 (f) An Indiana resident who has a legal residence in a state that is
 13 not contiguous to Indiana may operate a motor vehicle in Indiana for
 14 not more than sixty (60) days without registering the motor vehicle in
 15 Indiana.
- 16 (g) An Indiana resident who has registered a motor vehicle in
 17 Indiana in any previous registration year is not required to register the
 18 motor vehicle, is not required to pay motor vehicle excise tax under
 19 IC 6-6-5 or the commercial vehicle excise tax under IC 6-6-5.5 on the
 20 motor vehicle, and is exempt from property tax on the motor vehicle for
 21 any registration year in which:
 22 (1) the Indiana resident is:
 23 (A) an active member of the armed forces of the United States;
 24 and
 25 (B) assigned to a duty station outside Indiana; and
 26 (2) the motor vehicle is not operated inside or outside Indiana.
- 27 This subsection may not be construed as granting the bureau authority
 28 to require the registration of any vehicle that is not operated in Indiana.
- 29 (h) When an Indiana resident registers a motor vehicle in Indiana
 30 after the period of exemption described in subsection (g), the Indiana
 31 resident may submit an affidavit that:
 32 (1) states facts demonstrating that the motor vehicle is a motor
 33 vehicle described in subsection (g); and
 34 (2) is signed by the owner of the motor vehicle under penalties of
 35 perjury;
 36 as sufficient proof that the owner of the motor vehicle is not required
 37 to register the motor vehicle during a registration year described in
 38 subsection (g). The commission or bureau may not require the Indiana
 39 resident to pay any civil penalty or any reinstatement or other fee that
 40 is not also charged to other motor vehicles being registered in the same
 41 registration year.
- 42 (i) Notwithstanding IC 9-18-1-1(a)(7), a person shall register all



1 motor driven cycles owned by the person that:

- 2 (1) are subject to the motor vehicle excise tax under IC 6-6-5; and
 3 (2) will be operated in Indiana.

4 **(j) A person who fails to register a motor vehicle as required**
 5 **under:**

- 6 **(1) subsections (a) through (e); or**
 7 **(2) subsection (i);**

8 **commits a Class C infraction.**

9 SECTION 18. IC 9-18-2-6 IS AMENDED TO READ AS
 10 FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 6. (a) Except as
 11 provided in subsection (b), notwithstanding the time of temporary
 12 residence in Indiana, a nonresident who owns a vehicle that:

- 13 (1) must be registered under this article; and
 14 (2) is operated intrastate upon the highways of Indiana solely for
 15 the purpose of transporting, for hire, nonprocessed agricultural
 16 products grown in Indiana;

17 is not required to apply for annual registration of the vehicle.

18 (b) A nonresident who owns a vehicle must obtain a permit from the
 19 bureau in the form of a decal that must be displayed on the vehicle.

20 (c) A nonresident agricultural permit:

- 21 (1) may be issued by a license branch;
 22 (2) may be issued for a period of ninety (90) days; and
 23 (3) must display the expiration date of the permit.

24 (d) Only one (1) decal shall be issued for any one (1) vehicle in a
 25 year.

26 **(e) A person who fails to:**

- 27 **(1) obtain a permit from the bureau; or**
 28 **(2) display a permit obtained from the bureau;**

29 **as required under subsection (b) commits a Class C infraction.**

30 SECTION 19. IC 9-18-2-7, AS AMENDED BY P.L.2-2014,
 31 SECTION 37, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 32 JULY 1, 2015]: Sec. 7. (a) A person who owns a vehicle that is
 33 operated on Indiana roadways and subject to registration shall register
 34 each vehicle owned by the person as follows:

35 (1) A vehicle subject to section 8 of this chapter shall be
 36 registered under section 8 of this chapter.

37 (2) Subject to subsection (g) or (h), a vehicle not subject to
 38 section 8 or 8.5 of this chapter or to the International Registration
 39 Plan shall be registered before:

- 40 (A) March 1 of each year;
 41 (B) February 1 or later dates each year, if:

42 (i) the vehicle is being registered with the department of



- 1 state revenue; and
 2 (ii) staggered registration has been adopted by the
 3 department of state revenue; or
 4 (C) an earlier date subsequent to January 1 of each year as set
 5 by the bureau, if the vehicle is being registered with the
 6 bureau.
 7 (3) School buses owned by a school corporation are exempt from
 8 annual registration but are subject to registration under
 9 IC 20-27-7.
 10 (4) Subject to subsection (f), a vehicle subject to the International
 11 Registration Plan shall be registered before April 1 of each year.
 12 (5) A school bus not owned by a school corporation shall be
 13 registered subject to section 8.5 of this chapter.
 14 (b) Registrations and reregistrations under this section are for the
 15 calendar year. Registration and reregistration for school buses owned
 16 by a school corporation may be for more than a calendar year.
 17 (c) License plates for a vehicle subject to this section may be
 18 displayed during:
 19 (1) the calendar year for which the vehicle is registered; and
 20 (2) the period of time:
 21 (A) subsequent to the calendar year; and
 22 (B) before the date that the vehicle must be reregistered.
 23 (d) Except as provided in IC 9-18-12-2.5, a person who owns or
 24 operates a vehicle may not operate or permit the operation of a vehicle
 25 that:
 26 (1) is required to be registered under this chapter; and
 27 (2) has expired license plates.
 28 (e) If a vehicle that is required to be registered under this chapter
 29 has:
 30 (1) been operated on the highways; and
 31 (2) not been properly registered under this chapter;
 32 the bureau shall, before the vehicle is reregistered, collect the
 33 registration fee that the owner of the vehicle would have paid if the
 34 vehicle had been properly registered.
 35 (f) The department of state revenue may adopt rules under IC 4-22-2
 36 to issue staggered registration to motor vehicles subject to the
 37 International Registration Plan.
 38 (g) Except as provided in section 8.5 of this chapter, the bureau may
 39 adopt rules under IC 4-22-2 to issue staggered registration to motor
 40 vehicles described in subsection (a)(2).
 41 (h) After June 30, 2011, the registration of a vehicle under
 42 IC 9-18-16-1(a)(1) or IC 9-18-16-1(a)(2) expires on December 14 of



1 each year. However, if a vehicle is registered under IC 9-18-16-1(a)(1)
 2 or IC 9-18-16-1(a)(2) and the registration of the vehicle is in effect on
 3 June 30, 2011, the registration of the vehicle remains valid:

4 (1) throughout calendar year 2011; and

5 (2) during the period that:

6 (A) begins January 1, 2012; and

7 (B) ends on the date on which the vehicle was due for
 8 reregistration under the law in effect before this subsection
 9 took effect.

10 **(i) A person who fails to register or reregister a motor vehicle**
 11 **as required under subsection (a), (c), or (d) commits a Class C**
 12 **infraction.**

13 **(j) A person who operates or permits the operation of a motor**
 14 **vehicle in violation of subsection (d) commits a Class C infraction.**

15 SECTION 20. IC 9-18-2-21, AS AMENDED BY P.L.262-2013,
 16 SECTION 53, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 17 JULY 1, 2015]: Sec. 21. **(a)** A certificate of registration or a legible
 18 reproduction of the certificate of registration must be carried:

19 (1) in the vehicle to which the registration refers; or

20 (2) by the person driving or in control of the vehicle, who shall
 21 display the registration upon the demand of a police officer.

22 **(b) A person who fails to carry a certificate of registration or a**
 23 **legible reproduction of a certificate of registration as required**
 24 **under subsection (a) commits a Class C infraction.**

25 SECTION 21. IC 9-18-2-26, AS AMENDED BY P.L.221-2014,
 26 SECTION 21, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 27 JULY 1, 2015]: Sec. 26. (a) License plates, including temporary license
 28 plates, shall be displayed as follows:

29 (1) For a motorcycle, motor driven cycle, trailer, semitrailer, or
 30 recreational vehicle, upon the rear of the vehicle, except as
 31 provided in subdivision (4).

32 (2) For a tractor or dump truck, upon the front of the vehicle.

33 (3) For every other vehicle, upon the rear of the vehicle, except as
 34 provided in subdivision (4).

35 (4) For a truck with a rear mounted forklift or a mechanism to
 36 carry a rear mounted forklift or implement, upon the front of the
 37 vehicle.

38 (b) A license plate shall be securely fastened, in a horizontal
 39 position, to the vehicle for which the plate is issued:

40 (1) to prevent the license plate from swinging;

41 (2) at a height of at least twelve (12) inches from the ground,
 42 measuring from the bottom of the license plate;



- 1 (3) in a place and position that are clearly visible;
 2 (4) maintained free from foreign materials and in a condition to
 3 be clearly legible; and
 4 (5) not obstructed or obscured by tires, bumpers, accessories, or
 5 other opaque objects.
- 6 (c) An interim license plate must be displayed in the manner
 7 required by IC 9-32-6-11(f).
- 8 (d) The bureau may adopt rules the bureau considers advisable to
 9 enforce the proper mounting and securing of license plates on vehicles
 10 consistent with this chapter.
- 11 **(e) A person who fails to display:**
 12 **(1) a license plate as specified under subsection (a) or (b); or**
 13 **(2) an interim license plate as required by IC 9-32-6-11(f);**
 14 **commits a Class C infraction.**
- 15 SECTION 22. IC 9-18-2-27, AS AMENDED BY P.L.79-2006,
 16 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 17 JULY 1, 2015]: Sec. 27. (a) Except as provided in subsections (b) and
 18 (c), a vehicle required to be registered under this chapter may not be
 19 used or operated upon the highways if the motor vehicle displays any
 20 of the following:
 21 (1) A registration number belonging to any other vehicle.
 22 (2) A fictitious registration number.
 23 (3) A sign or placard bearing the words "license applied for" or
 24 "in transit" or other similar signs.
 25 (b) Any other number may be displayed for any lawful purpose upon
 26 a:
 27 (1) motor vehicle;
 28 (2) trailer;
 29 (3) semitrailer; or
 30 (4) recreational vehicle;
 31 in addition to the license plates issued by the bureau under this chapter.
- 32 (c) After December 31, 2007, if a vehicle is registered as an antique
 33 motor vehicle under IC 9-18-12, an authentic Indiana license plate from
 34 the antique vehicle's model year may be displayed on the vehicle under
 35 IC 9-18-12-2.5.
- 36 **(d) A person who operates a motor vehicle in violation of**
 37 **subsection (a) commits a Class C infraction.**
- 38 SECTION 23. IC 9-18-2-29, AS AMENDED BY P.L.221-2014,
 39 SECTION 22, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 40 JULY 1, 2015]: Sec. 29. **(a)** Except as otherwise provided, before:
 41 (1) a motor vehicle;
 42 (2) a motorcycle;



1 (3) a truck;
 2 (4) a trailer;
 3 (5) a semitrailer;
 4 (6) a tractor;
 5 (7) a bus;
 6 (8) a school bus;
 7 (9) a recreational vehicle;
 8 (10) special machinery; or
 9 (11) a motor driven cycle;
 10 is operated or driven on a highway, the person who owns the vehicle
 11 must register the vehicle with the bureau and pay the applicable
 12 registration fee.

13 **(b) A person who operates a motor vehicle in violation of**
 14 **subsection (a) commits a Class C infraction.**

15 SECTION 24. IC 9-18-2-29.5, AS AMENDED BY P.L.125-2012,
 16 SECTION 102, IS AMENDED TO READ AS FOLLOWS
 17 [EFFECTIVE JULY 1, 2015]: Sec. 29.5. (a) Before a piece of special
 18 machinery is operated off a highway or in a farm field, the person who
 19 owns the piece of special machinery must:

20 (1) register the piece of special machinery with the bureau; and
 21 (2) pay the applicable special machinery registration fee.

22 **(b) A person who operates a piece of special machinery on a**
 23 **highway or in a farm field without first:**

24 (1) registering the piece of special machinery with the bureau;
 25 or

26 (2) paying any applicable registration fees;

27 **commits a Class C infraction.**

28 SECTION 25. IC 9-18-2-40 IS REPEALED [EFFECTIVE JULY 1,
 29 2015]. Sec. 40: (a) This section does not apply to section 43 or 44 of
 30 this chapter.

31 (b) A person who violates this chapter commits a Class C infraction.

32 (c) A person who owns or operates or permits the operation of a
 33 vehicle required to be registered under this chapter with expired license
 34 plates commits a Class C infraction.

35 SECTION 26. IC 9-18-2-41 IS AMENDED TO READ AS
 36 FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 41. (a) In addition to:

37 (1) the penalty described under ~~section 40~~ **sections 1, 6, 7, 21, 26,**
 38 **27, 29, and 29.5** of this chapter; and

39 (2) any judgment assessed under IC 34-28-5 (or IC 34-4-32 before
 40 its repeal);

41 a person who violates section 1 of this chapter shall be assessed a
 42 judgment equal to the amount of excise tax due under IC 6-6-5 or



- 1 IC 6-6-5.5 on the vehicle involved in the violation.
- 2 (b) The clerk of the court shall do the following:
- 3 (1) Collect the additional judgment described under subsection (a)
- 4 in an amount specified by a court order.
- 5 (2) Transfer the additional judgment to the county auditor on a
- 6 calendar year basis.
- 7 (c) The auditor shall distribute the judgments described under
- 8 subsection (b) to law enforcement agencies, including the state police
- 9 department, responsible for issuing citations to enforce section 1 of this
- 10 chapter.
- 11 (d) The percentage of funds distributed to a law enforcement agency
- 12 under subsection (c):
- 13 (1) must equal the percentage of the total number of citations
- 14 issued by the law enforcement agency for the purpose of
- 15 enforcing section 1 of this chapter during the applicable year; and
- 16 (2) may be used for the following:
- 17 (A) Any law enforcement purpose.
- 18 (B) Contributions to the pension fund of the law enforcement
- 19 agency.
- 20 SECTION 27. IC 9-18-2.5-3, AS ADDED BY P.L.259-2013,
- 21 SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 22 JULY 1, 2015]: Sec. 3. (a) The following may not be operated on a
- 23 public roadway, in accordance with IC 14-16-1-20:
- 24 (1) An off-road vehicle.
- 25 (2) A snowmobile (including a collector snowmobile).
- 26 (b) Except as provided under subsections (c) and (d), the following
- 27 must be registered under this chapter:
- 28 (1) An off-road vehicle.
- 29 (2) A snowmobile.
- 30 (c) Registration is not required for the following vehicles:
- 31 (1) An off-road vehicle or snowmobile that is exclusively
- 32 operated in a special event of limited duration that is conducted
- 33 according to a prearranged schedule under a permit from the
- 34 governmental unit having jurisdiction.
- 35 (2) An off-road vehicle or snowmobile being operated by a
- 36 nonresident of Indiana as authorized under IC 14-16-1-19.
- 37 (3) An off-road vehicle or snowmobile that is being operated for
- 38 purposes of testing or demonstration and on which certificate
- 39 numbers have been placed under section 11 of this chapter.
- 40 (4) An off-road vehicle or snowmobile, the operator of which has
- 41 in the operator's possession a bill of sale from a dealer or private
- 42 individual that includes the following:



- 1 (A) The purchaser's name and address.
- 2 (B) A date of purchase, which may not be more than thirty-one
- 3 (31) days before the date on which the operator is required to
- 4 show the bill of sale.
- 5 (C) The make, model, and vehicle number of the off-road
- 6 vehicle or snowmobile provided by the manufacturer, as
- 7 required by section 12 of this chapter.
- 8 (5) An off-road vehicle or snowmobile that is owned or leased and
- 9 used for official business by:
 - 10 (A) the state;
 - 11 (B) a municipal corporation (as defined in IC 36-1-2-10); or
 - 12 (C) a volunteer fire department (as defined in IC 36-8-12-2).
- 13 (d) The owner of an off-road vehicle or a snowmobile that was
- 14 properly registered under IC 14-16-1 is not required to register the
- 15 off-road vehicle or snowmobile under this chapter until the date on
- 16 which the registration expires under IC 14-16-1-11(c).
- 17 (e) **A person who:**
 - 18 (1) **operates an off-road vehicle or snowmobile on a public**
 - 19 **roadway; or**
 - 20 (2) **fails to register an off-road vehicle or snowmobile as**
 - 21 **required by this section;**
 - 22 **commits a Class C infraction.**
- 23 SECTION 28. IC 9-18-2.5-4, AS ADDED BY P.L.259-2013,
- 24 SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 25 JULY 1, 2015]: Sec. 4. (a) The owner of each off-road vehicle or
- 26 snowmobile required to be registered under this chapter must do the
- 27 following every three (3) years:
 - 28 (1) Provide:
 - 29 (A) either:
 - 30 (i) the name, bona fide residence address, and mailing
 - 31 address, including the name of the county, of the person who
 - 32 owns the off-road vehicle or snowmobile, if the person is an
 - 33 individual; or
 - 34 (ii) the business address, including the name of the county,
 - 35 of the person that owns the off-road vehicle or snowmobile,
 - 36 if the person is a firm, a partnership, an association, a
 - 37 corporation, a limited liability company, or a unit of
 - 38 government; and
 - 39 (B) a brief description of the off-road vehicle or snowmobile
 - 40 to be registered, including the following information, if
 - 41 available:
 - 42 (i) The name of the manufacturer of the off-road vehicle or



- 1 snowmobile.
- 2 (ii) The vehicle identification number.
- 3 (iii) The type of body of the off-road vehicle or snowmobile.
- 4 (iv) The model year of the off-road vehicle or snowmobile.
- 5 (v) The color of the off-road vehicle or snowmobile.
- 6 (vi) Any other information reasonably required by the
- 7 bureau to enable the bureau to determine whether the
- 8 off-road vehicle or snowmobile may be registered.
- 9 (2) File an application for registration or renewal of registration
- 10 with the bureau on forms provided by the bureau.
- 11 (3) Sign the application.
- 12 (4) Include a signed affidavit in which the applicant swears or
- 13 affirms that the information set forth in the application by the
- 14 applicant is correct.
- 15 (5) Pay the fee set forth in IC 9-29-5-44(b) or IC 9-29-5-44(c).
- 16 (b) Upon receipt of an application in approved form, the bureau
- 17 shall enter the application in the records of the bureau and issue to the
- 18 applicant the following:
- 19 (1) A certificate of registration containing the following:
- 20 (A) The registration number awarded to the off-road vehicle
- 21 or snowmobile.
- 22 (B) The name and address of the owner.
- 23 (C) The vehicle number as described in section 12 of this
- 24 chapter.
- 25 (D) Other information that the bureau requires.
- 26 (2) Two (2) decals indicating the off-road vehicle's or
- 27 snowmobile's registration number and the year in which the
- 28 registration will expire, which must be attached to the off-road
- 29 vehicle or snowmobile as provided in section 7 of this chapter.
- 30 (c) A certificate of registration issued under this section must:
- 31 (1) be pocket size;
- 32 (2) accompany the off-road vehicle or snowmobile; and
- 33 (3) be made available for inspection upon demand by a police
- 34 officer.
- 35 **(d) A person who:**
- 36 **(1) fails to maintain registration for an off-road vehicle or**
- 37 **snowmobile under subsection (a); or**
- 38 **(2) fails to carry or produce an off-road vehicle's or**
- 39 **snowmobile's registration under subsection (c);**
- 40 **commits a Class C infraction.**
- 41 SECTION 29. IC 9-18-2.5-7, AS ADDED BY P.L.259-2013,
- 42 SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE



1 JULY 1, 2015]: Sec. 7. (a) The owner of an off-road vehicle or
 2 snowmobile shall attach the registration decals issued under section 4
 3 of this chapter on the forward half of the off-road vehicle or
 4 snowmobile. All decals shall be maintained in a legible condition and
 5 displayed only for the period for which the registration is valid.

6 (b) If a registration decal is lost or destroyed, the owner may apply
 7 for a duplicate registration decal. An application submitted under this
 8 subsection must be accompanied by the fee set forth in IC 9-29-5-44(d)
 9 for each decal. Upon receipt of a proper application and the required
 10 fee, the bureau shall issue a duplicate registration decal to the owner.

11 **(c) A person who fails to properly display a registration decal as**
 12 **prescribed under subsection (a) commits a Class C infraction.**

13 SECTION 30. IC 9-18-2.5-8, AS ADDED BY P.L.259-2013,
 14 SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 15 JULY 1, 2015]: Sec. 8. (a) The owner of an off-road vehicle or
 16 snowmobile that must be registered under this chapter must, within
 17 thirty-one (31) days after acquiring the vehicle, make application to the
 18 bureau for a certificate of registration to be issued for the off-road
 19 vehicle or snowmobile and pay the fee set forth in IC 9-29-5-44(b).
 20 Upon receipt of the application and fee, the bureau shall issue a
 21 certificate of registration to the owner. Unless the application is made
 22 and the fee paid within thirty-one (31) days after the owner acquires it,
 23 the off-road vehicle or snowmobile is considered to be without a
 24 certificate of registration and a person may not operate the off-road
 25 vehicle or snowmobile until a certificate of registration is issued for it.

26 **(b) A person who operates an off-road vehicle or snowmobile**
 27 **without a certificate of registration as described in subsection (a)**
 28 **commits a Class C infraction.**

29 SECTION 31. IC 9-18-2.5-10, AS ADDED BY P.L.259-2013,
 30 SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 31 JULY 1, 2015]: Sec. 10. (a) If a certificate of registration is lost,
 32 mutilated, or becomes illegible, the owner of the off-road vehicle or
 33 snowmobile may obtain a duplicate of the certificate upon application
 34 and payment of the fee set forth in IC 9-29-5-44(f).

35 (b) If any of the information on a certificate of registration changes,
 36 the owner of the off-road vehicle or snowmobile shall obtain an
 37 amended certificate of registration from the bureau bearing the
 38 amended information upon application and payment of the fee set forth
 39 in IC 9-29-5-44(f).

40 **(c) A person who fails to replace or update a certificate of**
 41 **registration under subsection (b) commits a Class C infraction.**

42 SECTION 32. IC 9-18-2.5-16 IS REPEALED [EFFECTIVE JULY



1 1, 2015]. ~~Sec. 16. Except as provided in section 12 of this chapter, a~~
 2 ~~person that violates this chapter commits a Class C infraction.~~

3 SECTION 33. IC 9-18-3-6.5 IS AMENDED TO READ AS
 4 FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 6.5. (a) An employee
 5 of an agency that is exempt from the payment of registration fees under
 6 section 1(5) through 1(7) of this chapter is exempt from the payment
 7 of any fees for licensing under IC 9-24-6 while employed by the
 8 exempt agency if the director of the agency notifies the bureau in
 9 writing that the employee's duties include driving a commercial motor
 10 vehicle for the agency.

11 (b) The director of an agency that is exempt from the payment of
 12 registration fees under section 1(5) through 1(7) of this chapter shall
 13 notify the bureau if an individual who received a license without the
 14 payment of fees under subsection (a) ceases to be employed by the
 15 exempt agency.

16 (c) Not later than thirty (30) days following the day on which an
 17 individual ceases to be employed by an exempt agency, the individual
 18 must do the following:

19 (1) Renew the individual's license.

20 (2) Pay the appropriate fee for licensing under IC 9-24-6.

21 **(d) A person who fails to:**

22 **(1) renew the person's license; and**

23 **(2) pay an appropriate license fee under IC 9-24-6;**

24 **subsequent to ending employment with an exempt agency commits**
 25 **a Class C infraction.**

26 SECTION 34. IC 9-18-3-7 IS REPEALED [EFFECTIVE JULY 1,
 27 2015]. ~~Sec. 7. A person who violates this chapter commits a Class C~~
 28 ~~infraction.~~

29 SECTION 35. IC 9-18-5-6 IS REPEALED [EFFECTIVE JULY 1,
 30 2015]. ~~Sec. 6. A person who violates this chapter commits a Class C~~
 31 ~~infraction.~~

32 SECTION 36. IC 9-18-6-5, AS AMENDED BY P.L.262-2013,
 33 SECTION 68, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 34 JULY 1, 2015]: Sec. 5. (a) Upon the disposition by sale or other means
 35 of a motor vehicle, trailer, semitrailer, recreational vehicle, or motor
 36 home currently registered in Indiana, the license plate from the
 37 disposed motor vehicle, trailer, semitrailer, recreational vehicle, or
 38 motor home may be:

39 (1) transferred by the person who is the current registrant to any
 40 other vehicle of the same type acquired by the person; and

41 (2) operated in Indiana for not more than thirty-one (31) days after
 42 the date the person acquires ownership of the vehicle.



1 (b) The person who is the registrant must have in the person's
2 possession a:

- 3 (1) manufacturer's certificate of origin;
4 (2) duly assigned certificate of title; or
5 (3) bill of sale;

6 indicating that the person is the owner of the vehicle to which the
7 unexpired license plates are affixed.

8 **(c) A person who operates a motor vehicle, trailer, semitrailer,
9 recreational vehicle, or motor home in violation of subsection (b)
10 commits a Class C infraction.**

11 SECTION 37. IC 9-18-6-6 IS REPEALED [EFFECTIVE JULY 1,
12 2015]. ~~Sec. 6: A person who violates this chapter commits a Class C
13 infraction.~~

14 SECTION 38. IC 9-18-7-2 IS AMENDED TO READ AS
15 FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 2. (a) A trip permit may
16 be issued for:

- 17 (1) a vehicle that could be operated in Indiana for a period of
18 seventy-two (72) hours instead of full registration; and
19 (2) both interstate and intrastate travel.

20 (b) A trip permit may not be used to evade full registration.

21 (c) The department of state revenue or agents for the department of
22 state revenue may issue trip permits under rules adopted under
23 IC 4-22-2.

24 **(d) A person who uses a trip permit:**

- 25 **(1) for a period greater than seventy-two (72) hours; or**
26 **(2) to evade full registration;**

27 **commits a Class C infraction.**

28 SECTION 39. IC 9-18-7-4 IS AMENDED TO READ AS
29 FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 4. (a) An Indiana
30 resident who owns a vehicle required to be registered under this title
31 may, for the purpose of delivering or having delivered the vehicle to
32 the residence or place of business of the resident, apply for and obtain
33 a temporary permit that allows the person or the person's agent or
34 employee to operate the vehicle upon the highways without obtaining
35 a certificate of title or registration for the vehicle. The permit is valid
36 for not more than ninety-six (96) hours.

37 (b) A person must do the following to obtain a permit under this
38 section:

- 39 (1) Pay the required fee with the application.
40 (2) Provide proof of financial responsibility in the amounts
41 specified under IC 9-25 in the form required by the bureau.

42 **(c) A person who uses a temporary permit:**



1 **(1) for a period greater than ninety-six (96) hours; or**
 2 **(2) for a purpose not specified in subsection (a);**
 3 **commits a Class C infraction.**

4 SECTION 40. IC 9-18-7-5 IS REPEALED [EFFECTIVE JULY 1,
 5 2015]. Sec. 5: A person who violates this chapter commits a Class C
 6 infraction:

7 SECTION 41. IC 9-18-9-1 IS AMENDED TO READ AS
 8 FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 1. **(a)** A trailer used on
 9 the highways, including a pop-up camper trailer, must be registered
 10 with the bureau.

11 **(b) A person who:**

12 **(1) uses or operates a trailer or pop-up camper; and**

13 **(2) fails to register the trailer or pop-up camper with the**
 14 **bureau;**

15 **commits a Class C infraction.**

16 SECTION 42. IC 9-18-9-2 IS AMENDED TO READ AS
 17 FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 2. **(a)** A person who
 18 owns a trailer required to be registered under this chapter must register
 19 the trailer on an annual basis under IC 9-18-2-7.

20 **(b) A person who fails to annually renew a trailer registration**
 21 **as prescribed in subsection (a) commits a Class C infraction.**

22 SECTION 43. IC 9-18-9-5 IS REPEALED [EFFECTIVE JULY 1,
 23 2015]. Sec. 5: A person who violates this chapter commits a Class C
 24 infraction:

25 SECTION 44. IC 9-18-10-1 IS AMENDED TO READ AS
 26 FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 1. **(a)** A semitrailer
 27 used on the highways must be registered with the bureau.

28 **(b) A person who fails to register with the bureau a semitrailer**
 29 **used or operated on a highway commits a Class C infraction.**

30 SECTION 45. IC 9-18-10-2, AS AMENDED BY P.L.63-2007,
 31 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 32 JULY 1, 2015]: Sec. 2. (a) A person who owns a semitrailer required
 33 to be registered under this chapter may register the semitrailer:

34 (1) on an annual basis under IC 9-18-2-7;

35 (2) on a five (5) year basis as provided in section 3 of this chapter;

36 or

37 (3) permanently under section 3 of this chapter.

38 (b) The registration of a semitrailer permanently registered under
 39 section 3 of this chapter must be renewed on an annual basis.

40 **(c) A person who fails to register a semitrailer or renew a**
 41 **semitrailer registration as required under subsection (a) or (b)**
 42 **commits a Class C infraction.**



1 SECTION 46. IC 9-18-10-6 IS REPEALED [EFFECTIVE JULY 1,
2 2015]. ~~Sec. 6: A person who violates this chapter commits a Class C~~
3 ~~infraction.~~

4 SECTION 47. IC 9-18-12-1, AS AMENDED BY P.L.79-2006,
5 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
6 JULY 1, 2015]: Sec. 1. (a) An antique motor vehicle must be registered
7 annually.

8 (b) The bureau may adopt a:

- 9 (1) registration form; and
10 (2) certificate of registration;

11 to implement this chapter.

12 (c) After December 31, 2007, a person who:

- 13 (1) registers an antique motor vehicle under this chapter; and
14 (2) wishes to display on the antique motor vehicle an authentic
15 license plate from the model year of the antique motor vehicle
16 under section 2.5 of this chapter;

17 must pay the required fee under IC 9-29-5-32.5.

18 **(d) A person who fails to register an antique motor vehicle as**
19 **required under subsection (a) or (c) commits a Class C infraction.**

20 SECTION 48. IC 9-18-12-4, AS AMENDED BY P.L.221-2014,
21 SECTION 23, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
22 JULY 1, 2015]: Sec. 4. (a) If a person who registers an antique motor
23 vehicle under this chapter makes substantial alterations or changes to
24 the vehicle after the date of the antique motor vehicle's registration, the
25 registrant shall have the vehicle reinspected by the state police
26 department.

27 (b) If the antique motor vehicle is not found to be in a mechanical
28 condition that guarantees the vehicle's safe operation upon the
29 highways, the mechanical condition shall be reported to the bureau.
30 The bureau shall do the following:

- 31 (1) Immediately cancel the registration of the antique motor
32 vehicle.
33 (2) Notify the person who registered the antique motor vehicle of
34 the cancellation.

35 **(c) A person who:**

- 36 **(1) fails to have an antique motor vehicle inspected by the**
37 **state police department subsequent to making substantial**
38 **alterations or changes to the vehicle after the date of the**
39 **vehicle's registration; or**
40 **(2) operates an antique motor vehicle subsequent to the**
41 **registration being canceled;**

42 **commits a Class C infraction.**



1 SECTION 49. IC 9-18-12-7 IS REPEALED [EFFECTIVE JULY 1,
2 2015]. ~~Sec. 7: A person who violates this chapter commits a Class C~~
3 ~~infraction.~~

4 SECTION 50. IC 9-18-16-3 IS REPEALED [EFFECTIVE JULY 1,
5 2015]. ~~Sec. 3: A person who violates this chapter commits a Class C~~
6 ~~infraction.~~

7 SECTION 51. IC 9-18-19-1, AS AMENDED BY P.L.216-2014,
8 SECTION 42, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
9 JULY 1, 2015]: Sec. 1. (a) The bureau shall design a license plate that
10 will designate a vehicle as being registered to a person who has
11 received a Purple Heart decoration that is awarded to a person who
12 suffers an injury while serving as a member of the armed forces of the
13 United States.

14 (b) Upon proper application, the bureau may modify a license plate
15 designed under subsection (a) to designate a vehicle as being registered
16 to a person who is:

17 (1) described in subsection (a); and

18 (2) eligible to be issued:

19 (A) a placard under IC 9-14-5; or

20 (B) a person with a disability registration plate under
21 IC 9-18-22.

22 (c) The bureau may issue a license plate designed under subsection
23 (a) or modified under subsection (b) to the following types of vehicles:

24 (1) A passenger motor vehicle.

25 (2) A truck with a declared gross weight of at least seven
26 thousand (7,000) pounds but less than eleven thousand (11,000)
27 pounds.

28 (3) A recreational vehicle.

29 (4) A motorcycle.

30 **(d) A person who knowingly or intentionally professes to have**
31 **the qualifications to obtain a license plate under subsection (b)**
32 **commits a Class C misdemeanor.**

33 **(e) A person who owns a motor vehicle bearing a license plate**
34 **issued under subsection (b) and knows that the person is not**
35 **entitled to a license plate issued under subsection (b) commits a**
36 **Class C misdemeanor.**

37 SECTION 52. IC 9-18-19-4 IS REPEALED [EFFECTIVE JULY 1,
38 2015]. ~~Sec. 4: (a) A person who knowingly and falsely professes to~~
39 ~~have the qualifications to obtain a license plate under section 1(b) of~~
40 ~~this chapter commits a Class C misdemeanor.~~

41 ~~(b) A person who owns a motor vehicle bearing a license plate~~
42 ~~issued under section 1(b) of this chapter when the person knows that~~



1 the person is not entitled to a license plate issued under section 1(b) of
2 this chapter commits a Class C misdemeanor.

3 SECTION 53. IC 9-18-27-2 IS AMENDED TO READ AS
4 FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 2. (a) An interim
5 manufacturer transporter license plate may only be issued to a
6 manufacturer of semitrailers or trailers who is licensed as a
7 manufacturer under IC 9-23. The plate may only be used in connection
8 with delivery of newly manufactured semitrailers or trailers.

9 (b) A person who knowingly or intentionally uses an interim
10 manufacturer transporter license plate for a purpose other than
11 the delivery of a newly manufactured semitrailer or trailer
12 commits a Class B misdemeanor.

13 SECTION 54. IC 9-18-27-3 IS AMENDED TO READ AS
14 FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 3. (a) The bureau shall
15 prescribe the form of an interim manufacturer transporter license plate,
16 and the plate shall be displayed on the vehicle in the manner
17 determined by the bureau. The bureau may provide for the bulk
18 issuance of the plates. A license plate must display the assigned
19 manufacturer's registration number and the date the license plate is first
20 displayed on the semitrailer or trailer.

21 (b) A person who knowingly or intentionally fails to display:

22 (1) an interim manufacturer transporter license plate; or

23 (2) the assigned manufacturer's registration number and date
24 of first display on an interim manufacturer transporter
25 license plate;

26 under subsection (a) commits a Class B infraction.

27 SECTION 55. IC 9-18-27-4 IS AMENDED TO READ AS
28 FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 4. (a) A manufacturer
29 shall affix the proper vehicle identification number and date when an
30 interim manufacturer transporter license plate is assigned to a specific
31 vehicle. A license plate remains valid for twenty-one (21) days from
32 the date the plate is affixed to the semitrailer or trailer and may not be
33 renewed. Only one (1) interim manufacturer transporter license plate
34 may be issued for a newly manufactured trailer or semitrailer.

35 (b) A person who knowingly or intentionally:

36 (1) displays an interim manufacturer transporter license plate
37 past its date of expiration; or

38 (2) uses an interim manufacturer transporter license plate for
39 more than one (1) newly manufactured trailer or semitrailer;
40 commits a Class B infraction.

41 SECTION 56. IC 9-18-27-5 IS AMENDED TO READ AS
42 FOLLOWS [EFFECTIVE JULY 1, 2015]: (a) Sec. 5. An interim



1 manufacturer transporter license plate may only be used when:

- 2 (1) a manufacturer is delivering a semitrailer or trailer to a:
 3 (A) purchaser;
 4 (B) person who will offer the vehicle for sale; or
 5 (C) motor carrier (as defined in IC 8-2.1-17-10);
 6 (2) a purchaser or dealer accepts the vehicle at the manufacturer's
 7 facility; or
 8 (3) a motor carrier will deliver the semitrailer or trailer from the
 9 manufacturer to either the purchaser, a seller, or to another motor
 10 carrier who will make the delivery.

11 **(b) A person who knowingly or intentionally uses an interim**
 12 **manufacturer transporter license plate for a purpose not specified**
 13 **in subsection (a) commits a Class B infraction.**

14 SECTION 57. IC 9-18-27-9 IS REPEALED [EFFECTIVE JULY 1,
 15 2015]. ~~Sec. 9: A person who violates this chapter commits a Class B~~
 16 ~~misdemeanor.~~

17 SECTION 58. IC 9-19-14-4 IS AMENDED TO READ AS
 18 FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 4. (a) The use of signal
 19 equipment described in this chapter imposes upon a driver of another
 20 vehicle the duty to yield right-of-way and stop as prescribed in
 21 IC 9-21-8-35.

22 **(b) A driver who fails to yield right-of-way to and stop as**
 23 **prescribed in IC 9-21-8-35 for an emergency vehicle operating in**
 24 **an official capacity commits a Class C infraction.**

25 SECTION 59. IC 9-19-14-5.5, AS AMENDED BY P.L.80-2012,
 26 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 27 JULY 1, 2015]: Sec. 5.5. (a) Except for a:

- 28 (1) vehicle utilized in a funeral procession; or
 29 (2) funeral escort vehicle bearing markings as described in
 30 IC 9-21-13-0.7;

31 a vehicle that is not described by sections 2 or 5 of this chapter may not
 32 display a red and white lamp or a red and blue lamp.

33 (b) A person who:

- 34 (1) possesses a vehicle with equipment described by sections 2 or
 35 5 of this chapter; and
 36 (2) is not authorized to display a red and white or red and blue
 37 lamp upon the vehicle;

38 shall immediately remove the red and white or red and blue lamp from
 39 the vehicle.

40 (c) A funeral escort vehicle, other than an authorized emergency
 41 vehicle used in a funeral procession or as a funeral escort vehicle, may
 42 display only red and white, red, or amber lights.



1 (d) Except as provided in subsection (e), a person who fails to
2 comply with subsection (b) or (c) commits a Class C misdemeanor.

3 (e) Subsection (d) does not apply to a person who owns or
4 operates a vehicle or combination of vehicles that:

5 (1) contains parts and accessories; and

6 (2) is equipped;

7 as required under regulations of the United States Department of
8 Transportation.

9 SECTION 60. IC 9-19-14-6 IS REPEALED [EFFECTIVE JULY 1,
10 2015]. Sec. 6. (a) This section does not apply to a person who owns or
11 operates a vehicle or combination of vehicles that:

12 (1) contains parts and accessories; and

13 (2) is equipped;

14 as required under regulations of the United States Department of
15 Transportation:

16 (b) Except as provided in subsection (c), a person who violates this
17 chapter commits a Class E infraction.

18 (c) A person commits a Class E misdemeanor if the person
19 knowingly or intentionally violates section 5.5 of this chapter.

20 SECTION 61. IC 9-21-5-1 IS AMENDED TO READ AS
21 FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 1. (a) A person may not
22 drive a vehicle on a highway at a speed greater than is reasonable and
23 prudent under the conditions, having regard to the actual and potential
24 hazards then existing. Speed shall be restricted as necessary to avoid
25 colliding with a person, vehicle, or other conveyance on, near, or
26 entering a highway in compliance with legal requirements and with the
27 duty of all persons to use due care.

28 (b) A person who drives at a speed greater than is reasonable
29 and prudent for the given weather or road conditions commits a
30 Class C infraction.

31 SECTION 62. IC 9-21-5-2, AS AMENDED BY P.L.1-2006,
32 SECTION 163, IS AMENDED TO READ AS FOLLOWS
33 [EFFECTIVE JULY 1, 2015]: Sec. 2. (a) Except when a special hazard
34 exists that requires lower speed for compliance with section 1 of this
35 chapter, the slower speed limit specified in this section or established
36 as authorized by section 3 of this chapter is the maximum lawful speed.
37 A person may not drive a vehicle on a highway at a speed in excess of
38 the following maximum limits:

39 (1) Thirty (30) miles per hour in an urban district.

40 (2) Fifty-five (55) miles per hour, except as provided in
41 subdivisions (1), (3), (4), (5), (6), and (7).

42 (3) Seventy (70) miles per hour on a highway on the national



- 1 system of interstate and defense highways located outside of an
 2 urbanized area (as defined in 23 U.S.C. 101) with a population of
 3 at least fifty thousand (50,000), except as provided in subdivision
 4 (4).
- 5 (4) Sixty-five (65) miles per hour for a vehicle (other than a bus)
 6 having a declared gross weight greater than twenty-six thousand
 7 (26,000) pounds on a highway on the national system of interstate
 8 and defense highways located outside an urbanized area (as
 9 defined in 23 U.S.C. 101) with a population of at least fifty
 10 thousand (50,000).
- 11 (5) Sixty-five (65) miles per hour on:
- 12 (A) U.S. 20 from the intersection of U.S. 20 and County Road
 13 17 in Elkhart County to the intersection of U.S. 20 and U.S. 31
 14 in St. Joseph County;
- 15 (B) U.S. 31 from the intersection of U.S. 31 and U.S. 20 in St.
 16 Joseph County to the boundary line between Indiana and
 17 Michigan; and
- 18 (C) a highway classified by the Indiana department of
 19 transportation as an INDOT Freeway.
- 20 (6) On a highway that is the responsibility of the Indiana finance
 21 authority established by IC 4-4-11:
- 22 (A) seventy (70) miles per hour for:
- 23 (i) a motor vehicle having a declared gross weight of not
 24 more than twenty-six thousand (26,000) pounds; or
 25 (ii) a bus; or
- 26 (B) sixty-five (65) miles per hour for a motor vehicle having
 27 a declared gross weight greater than twenty-six thousand
 28 (26,000) pounds.
- 29 (7) Sixty (60) miles per hour on a highway that:
- 30 (A) is not designated as a part of the national system of
 31 interstate and defense highways;
- 32 (B) has four (4) or more lanes;
- 33 (C) is divided into two (2) or more roadways by:
- 34 (i) an intervening space that is unimproved and not intended
 35 for vehicular travel;
- 36 (ii) a physical barrier; or
- 37 (iii) a dividing section constructed to impede vehicular
 38 traffic; and
- 39 (D) is located outside an urbanized area (as defined in 23
 40 U.S.C. 101) with a population of at least fifty thousand
 41 (50,000).
- 42 (8) Fifteen (15) miles per hour in an alley.



1 **(b) A person who violates subsection (a) commits a Class C**
 2 **infraction.**

3 SECTION 63. IC 9-21-5-4 IS AMENDED TO READ AS
 4 FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 4. **(a)** The driver of
 5 each vehicle shall, consistent with section 1 of this chapter, drive at an
 6 appropriate reduced speed as follows:

7 (1) When approaching and crossing an intersection or railway
 8 grade crossing.

9 (2) When approaching and going around a curve.

10 (3) When approaching a hill crest.

11 (4) When traveling upon a narrow or winding roadway.

12 (5) When special hazard exists with respect to pedestrians or
 13 other traffic or by reason of weather or highway conditions.

14 **(b) A person who fails to drive at a reduced speed as required**
 15 **under subsection (a) commits a Class C infraction.**

16 SECTION 64. IC 9-21-5-5 IS AMENDED TO READ AS
 17 FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 5. **(a)** In addition to the
 18 other limitations in this chapter, and in any oversize vehicle permit
 19 issued under IC 9-20, a vehicle that exceeds:

20 (1) a width of ten (10) feet, six (6) inches;

21 (2) a height of thirteen (13) feet, six (6) inches; or

22 (3) a length of eighty-five (85) feet;

23 may not be operated at a speed greater than fifty-five (55) miles per
 24 hour.

25 **(b) A person who operates a vehicle to which subsection (a)**
 26 **applies at a speed greater than fifty-five (55) miles per hour**
 27 **commits a Class C infraction.**

28 SECTION 65. IC 9-21-5-6, AS AMENDED BY P.L.52-2011,
 29 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 30 JULY 1, 2015]: Sec. 6. (a) Except as provided in subsections (e) and
 31 (f), whenever a local authority in the authority's jurisdiction determines
 32 that the maximum speed permitted under this chapter is greater or less
 33 than reasonable and safe under the conditions found to exist on a
 34 highway or part of a highway, the local authority may determine and
 35 declare a reasonable and safe maximum limit on the highway. The
 36 maximum limit declared under this section may do any of the
 37 following:

38 (1) Decrease the limit within urban districts, but not to less than
 39 twenty (20) miles per hour.

40 (2) Increase the limit within an urban district, but not to more than
 41 fifty-five (55) miles per hour during daytime and fifty (50) miles
 42 per hour during nighttime.



- 1 (3) Decrease the limit outside an urban district, but not to less
 2 than thirty (30) miles per hour.
- 3 (4) Decrease the limit in an alley, but to not less than five (5)
 4 miles per hour.
- 5 (5) Increase the limit in an alley, but to not more than thirty (30)
 6 miles per hour.
- 7 The local authority must perform an engineering and traffic
 8 investigation before a determination may be made to change a speed
 9 limit under subdivision (2), (3), (4), or (5) or before the speed limit
 10 within an urban district may be decreased to less than twenty-five (25)
 11 miles per hour under subdivision (1).
- 12 (b) Except as provided in subsection (f), a local authority in the
 13 authority's jurisdiction shall determine by an engineering and traffic
 14 investigation the proper maximum speed for all local streets and shall
 15 declare a reasonable and safe maximum speed permitted under this
 16 chapter for an urban district. However, an engineering and traffic study
 17 is not required to be performed for the local streets in an urban district
 18 under this subsection if the local authority determines that the proper
 19 maximum speed in the urban district is not less than twenty-five (25)
 20 miles per hour.
- 21 (c) An altered limit established under this section is effective at all
 22 times or during hours of darkness or at other times as may be
 23 determined when appropriate signs giving notice of the altered limit are
 24 erected on the street or highway.
- 25 (d) Except as provided in this subsection, a local authority may not
 26 alter a speed limit on a highway or extension of a highway in the state
 27 highway system. A city or town may establish speed limits on state
 28 highways upon which a school is located. **A person who violates the**
 29 **speed limit in a reduced speed zone commits a Class B infraction.**
 30 However, a speed limit established under this subsection is valid only
 31 if the following conditions exist:
- 32 (1) The limit is not less than twenty (20) miles per hour.
 33 (2) The limit is imposed only in the immediate vicinity of the
 34 school.
 35 (3) Children are present.
 36 (4) The speed zone is properly signed. After June 30, 2011, there
 37 must be:
- 38 (A) a sign located:
 39 (i) where the reduced speed zone begins; or
 40 (ii) as near as practical to the point where the reduced speed
 41 zone begins;
 42 indicating the reduced speed limit; and



- 1 (B) a sign located at the end of the reduced speed zone
 2 indicating:
 3 (i) the speed limit for the section of highway that follows; or
 4 (ii) the end of the reduced speed zone.
 5 (5) The Indiana department of transportation has been notified of
 6 the limit imposed by certified mail.
 7 (e) A local authority may decrease a limit on a street to not less than
 8 fifteen (15) miles per hour if the following conditions exist:
 9 (1) The street is located within a park or playground established
 10 under IC 36-10.
 11 (2) The:
 12 (A) board established under IC 36-10-3;
 13 (B) board established under IC 36-10-4; or
 14 (C) park authority established under IC 36-10-5;
 15 requests the local authority to decrease the limit.
 16 (3) The speed zone is properly signed.
 17 (f) A city, town, or county may establish speed limits on a street or
 18 highway upon which a school is located if the street or highway is
 19 under the jurisdiction of the city, town, or county, respectively.
 20 However, a speed limit established under this subsection is valid only
 21 if the following conditions exist:
 22 (1) The limit is not less than:
 23 (A) twenty (20) miles per hour within an urban district; and
 24 (B) thirty (30) miles per hour outside an urban district.
 25 (2) The limit is imposed only in the immediate vicinity of the
 26 school.
 27 (3) Children are present.
 28 (4) The speed zone is properly signed. After:
 29 (A) June 30, 2011, there must be:
 30 (i) a sign located where the reduced speed zone begins or as
 31 near as practical to the point where the reduced speed zone
 32 begins indicating the reduced speed limit; and
 33 (ii) a sign located at the end of the reduced speed zone
 34 indicating the end of the reduced speed zone; and
 35 (B) June 30, 2012, if the school operates on a twelve (12)
 36 month schedule, there must be a sign indicating that the school
 37 is an all year school.
 38 SECTION 66. IC 9-21-5-7 IS AMENDED TO READ AS
 39 FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 7. (a) A person may not
 40 drive a motor vehicle at a slow speed that impedes or blocks the normal
 41 and reasonable movement of traffic, except when reduced speed is
 42 necessary for safe operation or in compliance with the law. A person



1 who is driving:

2 **(1) on a roadway that has not more than one (1) lane of traffic**
 3 **in each direction; and**

4 **(2) at a slow speed so that three (3) or more other vehicles are**
 5 **blocked and cannot pass on the left around the vehicle;**

6 shall give right-of-way to the other vehicles by pulling off to the right
 7 of the right lane at the earliest reasonable opportunity and allowing the
 8 blocked vehicles to pass.

9 **(b) A person who fails to give right-of-way as required by**
 10 **subsection (a) commits a Class C infraction.**

11 SECTION 67. IC 9-21-5-8.5, AS AMENDED BY P.L.221-2014,
 12 SECTION 38, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 13 JULY 1, 2015]: Sec. 8.5. **(a)** A person may not operate a low speed
 14 vehicle on a highway that has a speed limit in excess of thirty-five (35)
 15 miles per hour.

16 **(b) A person who operates a low speed vehicle on a highway that**
 17 **has a speed limit in excess of thirty-five (35) miles per hour**
 18 **commits a Class C infraction.**

19 SECTION 68. IC 9-21-5-9 IS AMENDED TO READ AS
 20 FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 9. **(a)** A vehicle that
 21 travels at a speed less than the established maximum shall travel in the
 22 right lanes to provide for better flow of traffic on the interstate
 23 highways.

24 **(b) A person who violates subsection (a) commits a Class C**
 25 **infraction.**

26 SECTION 69. IC 9-21-5-10 IS AMENDED TO READ AS
 27 FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 10. **(a)** A person may
 28 not drive a vehicle over a bridge or other elevated structure constituting
 29 a part of a highway at a speed that is greater than the maximum speed
 30 that can be maintained with safety to the bridge or structure, when the
 31 structure is signposted as provided in this section.

32 **(b)** The Indiana department of transportation may conduct an
 33 investigation of a bridge or other elevated structure constituting a part
 34 of a highway. If the Indiana department of transportation finds that the
 35 structure cannot with safety to the structure withstand vehicles
 36 traveling at the speed otherwise permissible under this chapter, the
 37 Indiana department of transportation shall determine and declare the
 38 maximum speed of vehicles that the structure can withstand. The
 39 Indiana department of transportation shall cause or permit suitable
 40 signs stating the maximum speed to be erected and maintained at a
 41 distance of one hundred (100) feet or as near as practicable before each
 42 end of the structure.



1 (c) Upon the trial of a person charged with a violation of this
 2 section, proof of the determination of the maximum speed by the
 3 Indiana department of transportation and the existence of signs erected
 4 under subsection (b) constitutes conclusive evidence of the maximum
 5 speed that can be maintained with safety to the bridge or structure.

6 **(d) A person who exceeds the speed limit sign posted on a bridge**
 7 **or other elevated structure under this section commits a Class C**
 8 **infraction.**

9 SECTION 70. IC 9-21-5-11, AS AMENDED BY P.L.66-2011,
 10 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 11 JULY 1, 2015]: Sec. 11. (a) Subject to subsection (b), the Indiana
 12 department of transportation, the Indiana finance authority, or a local
 13 authority may establish temporary maximum speed limits in their
 14 respective jurisdictions and in the vicinity of a worksite without
 15 conducting an engineering study and investigation required under this
 16 article. The establishing authority shall post signs notifying the
 17 traveling public of the temporary maximum speed limits established
 18 under this section.

19 (b) Worksite speed limits set under this section must be at least ten
 20 (10) miles per hour below the maximum established speed limit.

21 (c) A worksite speed limit set under this section may be enforced
 22 only if:

23 (1) workers are present in the immediate vicinity of the worksite;
 24 or

25 (2) if workers are not present in the immediate vicinity of the
 26 worksite, the establishing authority determines that the safety of
 27 the traveling public requires enforcement of the worksite speed
 28 limit.

29 (d) Notwithstanding IC 34-28-5-4(b), a judgment for the infraction
 30 of violating a speed limit set under this section must be entered as
 31 follows:

32 (1) If the person has not previously committed the infraction of
 33 violating a speed limit set under this section, a judgment **for a**
 34 **Class B infraction and a fine** of at least three hundred dollars
 35 **(\$300) shall be imposed.**

36 (2) If the person has committed one (1) infraction of violating a
 37 speed limit set under this section in the previous three (3) years,
 38 a judgment **for a Class B infraction and a fine** of at least five
 39 hundred dollars **(\$500) shall be imposed.**

40 (3) If the person has committed two (2) or more infractions of
 41 violating a speed limit set under this section in the previous three
 42 (3) years, a judgment **for a Class B infraction and a fine** of one



1 thousand dollars (\$1,000) **shall be imposed.**

2 (e) Notwithstanding IC 34-28-5-5(c), the funds collected as
3 judgments for the infraction of violating a speed limit set under this
4 section shall be transferred to the Indiana department of transportation
5 to pay the costs of hiring off duty police officers to perform the duties
6 described in IC 8-23-2-15(b).

7 SECTION 71. IC 9-21-5-13 IS REPEALED [EFFECTIVE JULY 1,
8 2015]. Sec. 13: (a) Except as provided in subsections (b) and (c), a
9 person who violates this chapter commits a Class C infraction:

10 (b) A person who exceeds a speed limit that is:

11 (1) established under section 6 of this chapter and imposed only
12 in the immediate vicinity of a school when children are present;
13 or

14 (2) established under section 11 of this chapter and imposed only
15 in the immediate vicinity of a worksite when workers are present;

16 commits a Class B infraction:

17 (c) A person who while operating a school bus knowingly or
18 intentionally exceeds a speed limit set forth in section 14 of this chapter
19 commits a Class C misdemeanor:

20 SECTION 72. IC 9-21-5-14, AS AMENDED BY P.L.114-2007,
21 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
22 JULY 1, 2015]: Sec. 14. (a) A person may not operate a school bus or
23 a special purpose bus at a speed greater than:

24 (1) sixty (60) miles per hour on a federal or state highway; or

25 (2) forty (40) miles per hour on a county or township highway.

26 (b) If the posted speed limit is lower than the absolute limits set in
27 this section or if the absolute limits do not apply, the maximum lawful
28 speed of a bus is the posted speed limit.

29 (c) **A person who knowingly or intentionally exceeds a speed
30 limit set forth in subsection (a) or (b) commits a Class C
31 misdemeanor.**

32 SECTION 73. IC 9-21-8-52, AS AMENDED BY P.L.217-2014,
33 SECTION 49, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
34 JULY 1, 2015]: Sec. 52. (a) A person who operates a vehicle and who
35 recklessly:

36 (1) drives at such an unreasonably high rate of speed or at such an
37 unreasonably low rate of speed under the circumstances as to:

38 (A) endanger the safety or the property of others; or

39 (B) block the proper flow of traffic;

40 (2) passes another vehicle from the rear while on a slope or on a
41 curve where vision is obstructed for a distance of less than five
42 hundred (500) feet ahead;



- 1 (3) drives in and out of a line of traffic, except as otherwise
 2 permitted; or
 3 (4) speeds up or refuses to give one-half (1/2) of the roadway to
 4 a driver overtaking and desiring to pass;
 5 commits a Class ~~B~~ C misdemeanor. **However, the offense is a Class**
 6 **A misdemeanor if it causes bodily injury to a person.**
- 7 (b) A person who operates a vehicle and who recklessly passes a
 8 school bus stopped on a roadway when the arm signal device specified
 9 in IC 9-21-12-13 is in the device's extended position commits a Class
 10 B misdemeanor. However, the offense is a Class A misdemeanor if it
 11 causes bodily injury to a person.
- 12 (c) If an offense under subsection (a) or (b) results in damage to the
 13 property of another person ~~or bodily injury to another person~~, it is a
 14 ~~Class C~~ **Class B** misdemeanor. ~~and the~~
- 15 **(d) Except as provided in IC 9-30-16-1(c), the court may**
 16 **recommend the suspension of the current driving license of the a**
 17 **person convicted of a violation of this section that results in damage**
 18 **to the property of another person or bodily injury to another**
 19 **person** for a fixed period of not more than one (1) year.
- 20 SECTION 74. IC 9-21-8-56, AS AMENDED BY P.L.217-2014,
 21 SECTION 50, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 22 JULY 1, 2015]: Sec. 56. (a) For purposes of this section, "highway
 23 work zone" has the meaning set forth in IC 8-23-2-15.
- 24 (b) Except as provided in subsections (f) through (h), a person who
 25 recklessly operates a vehicle in the immediate vicinity of a highway
 26 work zone when workers are present commits a Class A misdemeanor.
- 27 (c) Except as provided in subsections (f) through (h), a person who
 28 knowingly or intentionally operates a motor vehicle in the immediate
 29 vicinity of a highway work zone when workers are present with the
 30 intent to:
 31 (1) damage traffic control devices; or
 32 (2) inflict bodily injury on a worker;
 33 commits a Class A misdemeanor.
- 34 (d) Except as provided in subsections (f) through (h), a person who
 35 knowingly, intentionally, or recklessly engages in:
 36 (1) aggressive driving, as defined in section 55 of this chapter; or
 37 (2) a speed contest, as prohibited under IC 9-21-6-1;
 38 in the immediate vicinity of a highway work zone when workers are
 39 present commits a Class A misdemeanor.
- 40 (e) Except as provided in subsections (f) through (h), a person who
 41 recklessly fails to obey a traffic control device or flagman, as
 42 prohibited under section 41 of this chapter, in the immediate vicinity



1 of a highway work zone when workers are present commits a Class A
2 misdemeanor.

3 (f) An offense under subsection (b), (c), (d), or (e) is a Level 6
4 felony if the person who commits the offense:

5 (1) has a prior unrelated conviction under this section in the
6 previous five (5) years; or

7 (2) is operating the vehicle in violation of IC 9-30-5-1. ~~or~~
8 ~~IC 9-30-5-2.~~

9 (g) An offense under subsection (b), (c), (d), or (e) is a Level 6
10 felony if the offense results in bodily injury to a worker in the worksite.

11 (h) An offense under subsection (b), (c), (d), or (e) is a Level 5
12 felony if the offense results in the death of a worker in the worksite.

13 (i) A person who knowingly, intentionally, or recklessly engages in
14 an act described in section 55(b)(1), 55(b)(2), 55(b)(3), 55(b)(4),
15 55(b)(5), or 55(b)(6) of this chapter in the immediate vicinity of a
16 highway work zone when workers are present commits a Class B
17 infraction. Notwithstanding IC 34-28-5-5(c), the funds collected as
18 judgments for an infraction under this subsection shall be transferred
19 to the Indiana department of transportation to pay the costs of hiring off
20 duty police officers to perform the duties described in IC 8-23-2-15(b).

21 SECTION 75. IC 9-22-3-3, AS AMENDED BY P.L.110-2006,
22 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
23 JULY 1, 2015]: Sec. 3. (a) A certificate of salvage title is required for
24 a motor vehicle, motorcycle, semitrailer, or recreational vehicle that
25 meets any of the following criteria:

26 (1) An insurance company has determined that it is economically
27 impractical to repair the wrecked or damaged motor vehicle,
28 motorcycle, semitrailer, or recreational vehicle and has made an
29 agreed settlement with the insured or claimant.

30 (2) If the owner of the vehicle is a business that insures its own
31 vehicles, the cost of repairing the wrecked or damaged motor
32 vehicle, motorcycle, semitrailer, or recreational vehicle exceeds
33 seventy percent (70%) of the fair market value immediately
34 before the motor vehicle, motorcycle, semitrailer, or recreational
35 vehicle was wrecked or damaged.

36 (3) The motor vehicle is a flood damaged vehicle.

37 (b) For the purposes of this section, the bureau shall, upon request,
38 determine the fair market value of a wrecked or damaged motor
39 vehicle, motorcycle, semitrailer, or recreational vehicle if the fair
40 market value cannot be determined from the source referred to in
41 section 2(1) of this chapter.

42 (c) Except as described in section 11(c) of this chapter, an insurance



1 company shall apply for a salvage title for a vehicle that the insurance
2 company has determined is economically impractical to repair.

3 (d) An owner described in subsection (a)(2) shall apply for a salvage
4 title for any vehicle that has sustained damages of seventy percent
5 (70%) or more of the fair market value immediately before the motor
6 vehicle, motorcycle, semitrailer, or recreational vehicle was wrecked
7 or damaged if the vehicle meets the criteria specified in subsection
8 (a)(2).

9 **(e) A person who knowingly or intentionally fails to apply for a**
10 **salvage title as required by subsection (a), (c), or (d) commits a**
11 **Class A infraction.**

12 SECTION 76. IC 9-22-3-7.5, AS AMENDED BY P.L.106-2010,
13 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
14 JULY 1, 2015]: Sec. 7.5. (a) A dealer licensed as a dealer under
15 IC 9-23 on the date of receiving a title by sale or transfer shall secure
16 an affidavit from the person who holds the certificate of title. The
17 affidavit must state whether the vehicle is a flood damaged vehicle.

18 (b) The dealer shall file the affidavit secured under subsection (a)
19 with the bureau upon receiving the affidavit and shall retain a copy of
20 the affidavit with the records of the dealer.

21 (c) The bureau shall retain an affidavit regarding flood damage to
22 the vehicle submitted to the bureau by a dealer under this section.

23 (d) Submission of a fraudulent affidavit under subsection (a) will
24 subject the affiant to civil liability for all damages incurred by a dealer
25 subsequent purchaser or transferee of the title, including reasonable
26 attorney's fees and court costs (including fees).

27 **(e) A dealer that knowingly or intentionally fails to comply with**
28 **subsection (a) or (b) commits a Class B misdemeanor.**

29 **(f) A person who knowingly or intentionally submits a**
30 **fraudulent affidavit under subsection (a) commits a Class A**
31 **infraction.**

32 SECTION 77. IC 9-22-3-16, AS AMENDED BY P.L.262-2013,
33 SECTION 111, IS AMENDED TO READ AS FOLLOWS
34 [EFFECTIVE JULY 1, 2015]: Sec. 16. (a) Except as provided in
35 subsection (b), a certificate of title issued under this chapter and a
36 certificate of title subsequently issued must conspicuously bear the
37 designation:

- 38 (1) "REBUILT VEHICLE--MILEAGE NOT ACTUAL" if the
39 motor vehicle is not a flood damaged vehicle; or
40 (2) "REBUILT FLOOD DAMAGED VEHICLE" if the motor
41 vehicle is a flood damaged vehicle.

42 (b) An insurance company authorized to do business in Indiana may



1 obtain a certificate of title that does not bear the designation if the
 2 company submits to the bureau, in the form and manner the bureau
 3 requires, satisfactory evidence that the damage, if any, to a recovered
 4 stolen motor vehicle did not meet the criteria set forth in section 3 of
 5 this chapter.

6 (c) An affidavit submitted under section 8 of this chapter must
 7 conspicuously bear the designation:

8 (1) "REBUILT VEHICLE" if the motor vehicle is not a flood
 9 damaged vehicle; or

10 (2) "REBUILT FLOOD DAMAGED VEHICLE" if the motor
 11 vehicle is a flood damaged vehicle.

12 (d) A certificate of title for a salvage motor vehicle issued under
 13 subsection (a) may not designate the mileage of the vehicle.

14 **(e) A person who knowingly or intentionally fails to comply with**
 15 **subsection (c) commits a Class A infraction.**

16 SECTION 78. IC 9-22-3-18.5, AS ADDED BY P.L.125-2012,
 17 SECTION 139, IS AMENDED TO READ AS FOLLOWS
 18 [EFFECTIVE JULY 1, 2015]: Sec. 18.5. (a) This section does not
 19 apply to a person who sells, exchanges, or transfers golf carts.

20 (b) A seller that is:

21 (1) a dealer; or

22 (2) another person who sells, exchanges, or transfers at least five

23 (5) vehicles each year;

24 may not sell, exchange, or transfer a rebuilt vehicle without disclosing
 25 in writing to the purchaser, customer, or transferee before
 26 consummating the sale, exchange, or transfer, the fact that the vehicle
 27 is a rebuilt vehicle if the dealer or other person knows or should
 28 reasonably know the vehicle is a rebuilt vehicle.

29 **(c) A person who knowingly or intentionally sells, exchanges, or**
 30 **transfers a rebuilt vehicle without disclosing in writing under**
 31 **subsection (b) the fact that the vehicle is a rebuilt vehicle commits**
 32 **a Class A misdemeanor. However, the offense is a Level 6 felony if**
 33 **the fact that the vehicle is a rebuilt vehicle causes the fair market**
 34 **value of the vehicle to decline by at least seven hundred fifty**
 35 **dollars (\$750).**

36 SECTION 79. IC 9-22-3-19, AS AMENDED BY P.L.92-2013,
 37 SECTION 47, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 38 JULY 1, 2015]: Sec. 19. (a) The secretary of state shall prescribe
 39 recordkeeping forms to be used by:

40 (1) a disposal facility;

41 (2) an automotive salvage rebuilder; and

42 (3) a used parts dealer licensed under IC 9-32-9;



1 to preserve information about salvage vehicles or major component
2 parts acquired or sold by the business.

3 (b) The recordkeeping forms required under subsection (a) must
4 contain the following information:

5 (1) For each new or used vehicle acquired or disposed of or for
6 the major component parts of a new or used vehicle, the
7 following:

8 (A) A description of the vehicle or major component part,
9 including numbers or other marks identifying the vehicle or
10 major component part.

11 (B) The date the vehicle or major component part was
12 acquired and disposed of.

13 (C) The name and address of the person from whom the
14 vehicle or major component part was acquired.

15 (D) Verification of the purchaser of the vehicle or major
16 component part by driver's license, state identification card, or
17 other reliable means.

18 (2) For motor vehicles acquired or disposed of, in addition to the
19 information required by subdivision (1), the following:

20 (A) The vehicle's trade name.

21 (B) The vehicle's manufacturer.

22 (C) The vehicle's type.

23 (D) The model year and vehicle identification number.

24 (E) A statement of whether any number has been defaced,
25 destroyed, or changed.

26 (3) For wrecked, dismantled, or rebuilt vehicles, the date the
27 vehicle was dismantled or rebuilt.

28 (c) Separate records for each vehicle or major component part must
29 be maintained.

30 (d) The recordkeeping requirements of this section do not apply to
31 hulk crushers or to scrap metal processors when purchasing scrap from
32 a person who is licensed under IC 9-32-9 and who is required to keep
33 records under this section.

34 (e) **A disposal facility, automotive salvage rebuilder, or used
35 parts dealer licensed under IC 9-32-9 that knowingly or
36 intentionally fails to:**

37 **(1) maintain records regarding salvage vehicles or major
38 component parts acquired or sold by the business; or**

39 **(2) maintain records regarding salvage vehicles or major
40 component parts on forms that comply with subsection (b);**

41 **commits a Class A infraction.**

42 SECTION 80. IC 9-22-3-20, AS AMENDED BY P.L.93-2010,



1 SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
2 JULY 1, 2015]: Sec. 20. (a) Unless otherwise specified or required, the
3 records required under section 19 of this chapter shall be retained for
4 a period of five (5) years from the date the vehicle or major component
5 part was acquired, in the form prescribed by the secretary of state.

6 **(b) A disposal facility, salvage rebuilder, or used parts dealer**
7 **that knowingly or intentionally fails to comply with subsection (a)**
8 **commits a Class B misdemeanor.**

9 SECTION 81. IC 9-22-3-21, AS AMENDED BY P.L.93-2010,
10 SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
11 JULY 1, 2015]: Sec. 21. (a) The records required under section 19 of
12 this chapter must be available to and produced at the request of a police
13 officer or an authorized agent of the secretary of state under this
14 chapter.

15 **(b) A disposal facility, salvage rebuilder, or used parts dealer**
16 **that fails to make available or produce the records described under**
17 **section 19 of this chapter for a police officer or an authorized agent**
18 **of the secretary of the state commits a Class A infraction.**

19 SECTION 82. IC 9-22-3-22, AS AMENDED BY P.L.92-2013,
20 SECTION 48, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
21 JULY 1, 2015]: Sec. 22. (a) This section applies to vehicles and their
22 component parts that are in either their current model year or in the
23 immediately preceding six (6) model years when purchased by a
24 disposal facility or automotive salvage rebuilder.

25 (b) A disposal facility and automotive salvage rebuilder licensed
26 under IC 9-32-9 must complete the recordkeeping forms developed
27 under section 19 of this chapter for the purchase of a salvage motor
28 vehicle or major component part.

29 **(c) A disposal facility or automotive salvage rebuilder that fails**
30 **to comply with subsection (a) or (b) commits a Class A infraction.**

31 SECTION 83. IC 9-22-3-23 IS AMENDED TO READ AS
32 FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 23. (a) A record
33 required to be maintained under this chapter is subject to inspection by
34 a police officer during normal business hours. In addition to the
35 inspections authorized under section 24 of this chapter, an inspection
36 under this section may include an examination of the premises of the
37 licensee's established place of business for the purpose of determining
38 the accuracy of the required records.

39 **(b) A disposal facility, automotive salvage rebuilder, or used**
40 **parts dealer that knowingly or intentionally fails to:**

41 **(1) maintain records as required under this chapter; or**

42 **(2) allow an inspection of a licensee's established place of**



1 **business for the purpose of determining the accuracy of**
 2 **required records;**
 3 **commits a Class A infraction.**

4 SECTION 84. IC 9-22-3-24, AS AMENDED BY P.L.93-2010,
 5 SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 6 JULY 1, 2015]: Sec. 24. (a) The secretary of state, a police officer, or
 7 an agent of the secretary of state or a police officer may enter upon the
 8 premises of a disposal facility, insurance company, or other business
 9 dealing in salvage vehicles during normal business hours to inspect a
 10 motor vehicle, semitrailer, recreational vehicle, major component part,
 11 records, certificate of title, and other ownership documents to
 12 determine compliance with this chapter.

13 **(b) A person who knowingly or intentionally prevents the**
 14 **secretary of state, a police officer, or agent of the secretary of state**
 15 **from inspecting a motor vehicle, a semitrailer, a recreational**
 16 **vehicle, a major component part, a record, a certificate of title, or**
 17 **another ownership document during normal business hours**
 18 **commits a Class A infraction.**

19 SECTION 85. IC 9-22-3-34 IS REPEALED [EFFECTIVE JULY 1,
 20 2015]. Sec. 34. ~~A person who violates a provision of this chapter for~~
 21 ~~which there is no specific penalty commits a Class B misdemeanor.~~

22 SECTION 86. IC 9-24-1-1, AS AMENDED BY P.L.221-2014,
 23 SECTION 58, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 24 JULY 1, 2015]: Sec. 1. (a) Except as otherwise provided in this
 25 chapter, an individual must have a valid Indiana:

- 26 (1) operator's license;
- 27 (2) chauffeur's license;
- 28 (3) public passenger chauffeur's license;
- 29 (4) commercial driver's license;
- 30 (5) driver's license listed in subdivision (1), (2), (3), or (4) with:
 - 31 (A) a motorcycle endorsement; or
 - 32 (B) a motorcycle endorsement with a Class A motor driven
 - 33 cycle restriction;
 - 34 (6) learner's permit; or
 - 35 (7) motorcycle learner's permit;

36 issued to the individual by the bureau under this article to operate upon
 37 an Indiana highway the type of motor vehicle for which the license or
 38 permit was issued.

39 (b) An individual must have:

- 40 (1) an unexpired identification card with a Class B motor driven
- 41 cycle endorsement issued to the individual by the bureau under
- 42 IC 9-24-16; or



1 (2) a valid driver's license described in subsection (a);
 2 to operate a Class B motor driven cycle upon an Indiana highway.

3 **(c) A person who operates a motor vehicle or motor driven cycle**
 4 **upon a road or highway without the proper license commits a Class**
 5 **C infraction.**

6 SECTION 87. IC 9-24-1-4, AS AMENDED BY P.L.125-2012,
 7 SECTION 162, IS AMENDED TO READ AS FOLLOWS
 8 [EFFECTIVE JULY 1, 2015]: Sec. 4. **(a)** Except as otherwise provided
 9 in this chapter, an individual must:

10 (1) have a valid Indiana driver's license; and
 11 (2) be at least eighteen (18) years of age;
 12 to drive a medical services vehicle upon an Indiana highway.

13 **(b) A person who violates subsection (a) commits a Class C**
 14 **infraction.**

15 SECTION 88. IC 9-24-1-5, AS AMENDED BY P.L.221-2014,
 16 SECTION 59, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 17 JULY 1, 2015]: Sec. 5. (a) An individual must have:

18 (1) a valid operator's, chauffeur's, public passenger chauffeur's, or
 19 commercial driver's license with a motorcycle endorsement;
 20 (2) a valid motorcycle learner's permit subject to the limitations
 21 imposed under IC 9-24-8; or
 22 (3) a valid driver's license from any other jurisdiction that is valid
 23 for the operation of a motorcycle in that jurisdiction;
 24 to operate a motorcycle upon an Indiana highway.

25 (b) An individual who held a motorcycle operator's license on
 26 December 31, 2011, must hold a valid operator's, chauffeur's, public
 27 passenger chauffeur's, or commercial driver's license with a motorcycle
 28 endorsement in order to operate a motorcycle after December 31, 2011,
 29 without restrictions.

30 (c) An individual must have:

31 (1) a driver's license or learner's permit described in subsection
 32 (a); or
 33 (2) a valid operator's, chauffeur's, public passenger chauffeur's, or
 34 commercial driver's license with a motorcycle endorsement with
 35 a Class A motor driven cycle restriction under IC 9-24-8-4(g);
 36 to operate a Class A motor driven cycle upon an Indiana highway.

37 **(d) A person who operates a Class A motor driven cycle in**
 38 **violation of subsection (a), (b), or (c) commits a Class C infraction.**

39 SECTION 89. IC 9-24-1-8 IS REPEALED [EFFECTIVE JULY 1,
 40 2015]. Sec. 8: Except as provided in section 6 of this chapter, a person
 41 who violates this chapter commits a Class C infraction.

42 SECTION 90. IC 9-24-6-8, AS AMENDED BY P.L.125-2012,



1 SECTION 192, IS AMENDED TO READ AS FOLLOWS: Sec. 8. The
 2 following, if committed while driving a commercial motor vehicle or
 3 while holding any class of commercial driver's license or permit, are
 4 disqualifying offenses:

5 (1) Operating a vehicle while under the influence of alcohol in
 6 violation of IC 9-30-5-1(a), IC 9-30-5-1(b), or section 15 of this
 7 chapter.

8 (2) Operating a vehicle while under the influence of a controlled
 9 substance in violation of IC 9-30-5-1(c).

10 (3) Leaving the scene of an accident involving the driver's
 11 commercial motor vehicle in violation of IC 9-26-1.

12 (4) Conviction of a felony involving the use of a commercial
 13 motor vehicle other than a felony described in subdivision (5).

14 (5) Use of a commercial motor vehicle in the commission of a
 15 felony under IC 35-48 involving manufacturing, distributing, or
 16 dispensing of a controlled substance.

17 (6) Violation of ~~IC 9-30-5-2~~ **IC 9-30-5-3** through IC 9-30-5-8
 18 involving operating a vehicle while intoxicated.

19 (7) Refusing to undergo testing for the enforcement of
 20 IC 9-30-5-1 or section 15 of this chapter.

21 SECTION 91. IC 9-24-11-4, AS AMENDED BY P.L.217-2014,
 22 SECTION 83, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 23 JULY 1, 2015]: Sec. 4. (a) An individual may not ~~have~~ **hold or possess**
 24 more than one (1) driver's license or **bureau issued** identification card
 25 issued **to the individual** under IC 9-24 at a time.

26 (b) An individual may not hold a driver's license and an
 27 identification card issued under IC 9-24 at the same time.

28 **(c) A person may not hold or possess an Indiana driver's license**
 29 **or identification card issued under IC 9-24 and a driver's license**
 30 **or identification card that is issued by a government authority that**
 31 **issues driver's licenses and identification cards from another state,**
 32 **territory, or possession of the United States, the District of**
 33 **Columbia, or the Commonwealth of Puerto Rico.**

34 ~~(e)~~ **(d)** A person who violates subsection (a), ~~or~~ (b), **or** (c) commits
 35 a Class C infraction.

36 SECTION 92. IC 9-24-11-8, AS AMENDED BY P.L.217-2014,
 37 SECTION 84, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 38 JULY 1, 2015]: Sec. 8. **(a) Except as provided in subsections (b) and**
 39 **(c), a person who violates this chapter commits a Class C**
 40 **infraction.**

41 ~~(a)~~ **(b)** A person who:

42 (1) has been issued a permit or license on which there is a printed



1 or stamped restriction as provided under section 7 of this chapter;
 2 and
 3 (2) operates a motor vehicle in violation of the restriction;
 4 commits a Class C infraction.

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

13 ~~(c)~~ (d) A person who violates subsection ~~(b)~~ (c) commits a separate
 14 offense for each person whose serious bodily injury or death is caused
 15 by the violation of subsection ~~(b)~~ (c).

16 SECTION 93. IC 9-24-18-7.5 IS ADDED TO THE INDIANA
 17 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
 18 [EFFECTIVE JULY 1, 2015]. **Sec. 7.5. A person who knowingly or**
 19 **intentionally counterfeits or falsely reproduces a driver's license**
 20 **with intent to use the license or to permit another person to use the**
 21 **license commits a Class B misdemeanor.**

22 SECTION 94. IC 9-25-6-3, AS AMENDED BY P.L.59-2013,
 23 SECTION 20, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 24 JULY 1, 2015]: Sec. 3. (a) If the bureau:

25 (1) does not receive a certificate of compliance for a person
 26 identified under IC 9-25-5-2 within forty (40) days after the date
 27 on which the bureau mailed the request for evidence of financial
 28 responsibility to the person; or

29 (2) receives a certificate that does not indicate that financial
 30 responsibility was in effect with respect to the motor vehicle
 31 operated by the person or operation of the motor vehicle by the
 32 person on the date of the accident referred to in IC 9-25-5-2;

33 the bureau shall take action under subsection (d).

34 (b) If the bureau:

35 (1) does not receive a certificate of compliance for a person
 36 presented with a request for evidence of financial responsibility
 37 under IC 9-25-9-1 within forty (40) days after the date on which
 38 the person was presented with the request; or

39 (2) receives a certificate that does not indicate that financial
 40 responsibility was in effect with respect to the motor vehicle or
 41 operation of the motor vehicle that the person was operating when
 42 the person committed the violation described in the judgment or



1 abstract received by the bureau under IC 9-25-9-1;
 2 the bureau shall take action under subsection (d).

3 (c) If the bureau:

4 (1) does not receive a certificate of compliance for a person
 5 presented with a request under IC 9-25-10 (before its repeal) not
 6 later than forty (40) days after the date on which the person was
 7 presented with the request; or

8 (2) receives a certificate that does not indicate that financial
 9 responsibility was in effect on the date requested;

10 the bureau shall take action under subsection (d).

11 (d) Under the conditions set forth in subsection (a), (b), or (c), the
 12 bureau shall immediately suspend the person's driving privileges or
 13 motor vehicle registration, or both, as determined by the bureau, for at
 14 least ninety (90) days and not more than one (1) year. **The suspension
 15 of a person's driving privileges or motor vehicle registration, or
 16 both, may be imposed only one (1) time under this subsection or
 17 IC 9-25-8-2 for the same incident.**

18 (e) Except as provided in subsection (f), if subsection (a), (b), or (c)
 19 applies to a person, the bureau shall suspend the driving privileges of
 20 the person irrespective of the following:

21 (1) The sale or other disposition of the motor vehicle by the
 22 owner.

23 (2) The cancellation or expiration of the registration of the motor
 24 vehicle.

25 (3) An assertion by the person that the person did not own the
 26 motor vehicle and therefore had no control over whether financial
 27 responsibility was in effect with respect to the motor vehicle.

28 (f) The bureau shall not suspend the driving privileges of a person
 29 to which subsection (a), (b), or (c) applies if the person, through a
 30 certificate of compliance or another communication with the bureau,
 31 establishes to the satisfaction of the bureau that the motor vehicle that
 32 the person was operating when the accident referred to in subsection
 33 (a) took place or when the violation referred to in subsection (b) or (c)
 34 was committed was:

35 (1) rented from a rental company; or

36 (2) owned by the person's employer and operated by the person in
 37 the normal course of the person's employment.

38 SECTION 95. IC 9-25-8-2, AS AMENDED BY P.L.10-2014,
 39 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 40 JULY 1, 2015]: Sec. 2. (a) A person who knowingly:

41 (1) operates; or

42 (2) permits the operation of;



1 a motor vehicle on a public highway in Indiana without financial
 2 responsibility in effect as set forth in IC 9-25-4-4 commits a Class A
 3 infraction. However, the offense is a Class C misdemeanor if the
 4 person knowingly or intentionally violates this section and has a prior
 5 unrelated conviction or judgment under this section.

6 (b) Subsection (a)(2) applies to:

- 7 (1) the owner of a rental company under IC 9-25-6-3(f)(1); and
 8 (2) an employer under IC 9-25-6-3(f)(2).

9 (c) In addition to any other penalty imposed on a person for
 10 violating this section, the court shall recommend the suspension of the
 11 person's driving privileges for at least ninety (90) days but not more
 12 than one (1) year. However, if, within the five (5) years preceding the
 13 conviction under this section, the person had a prior unrelated
 14 conviction under this section, the court shall recommend the
 15 suspension of the person's driving privileges and vehicle registration
 16 for one (1) year.

17 (d) Upon receiving the recommendation of the court under
 18 subsection (c), the bureau shall suspend the person's driving privileges
 19 and vehicle registration, as applicable, for the period recommended by
 20 the court. If no suspension is recommended by the court, or if the court
 21 recommends a fixed term that is less than the minimum term required
 22 by statute, the bureau shall impose the minimum period of suspension
 23 required under this article. **The suspension of a person's driving
 24 privileges or vehicle registration, or both, may be imposed only one
 25 (1) time under this subsection or IC 9-25-6 for the same incident.**

26 SECTION 96. IC 9-26-1-1.1, AS ADDED BY P.L.217-2014,
 27 SECTION 104, IS AMENDED TO READ AS FOLLOWS
 28 [EFFECTIVE JULY 1, 2015]: Sec. 1.1. (a) The operator of a motor
 29 vehicle involved in an accident shall do the following:

30 ~~(i)~~ **Either:**

31 ~~(A)~~ **(1)** Immediately stop the operator's motor vehicle:

32 ~~(i)~~ **(A)** at the scene of the accident; or

33 ~~(ii)~~ **(B)** as close to the accident as possible in a manner that
 34 does not obstruct traffic more than is necessary. ~~or~~

35 ~~(B)~~ **(2)** Remain at the scene of the accident until the operator does
 36 the following:

37 ~~(i)~~ **(A)** Gives the operator's name and address and the
 38 registration number of the motor vehicle the operator was
 39 driving to any person involved in the accident.

40 ~~(ii)~~ **(B)** Exhibits the operator's driver's license to any person
 41 involved in the accident or occupant of or any person attending
 42 to any vehicle involved in the accident.



1 (2) (3) If the accident results in the injury or death of another
 2 person, the operator shall, in addition to the requirements of
 3 ~~subdivision~~ **subdivisions (1) and (2):**

4 (A) provide reasonable assistance to each person injured in or
 5 entrapped by the accident, as directed by a law enforcement
 6 officer, medical personnel, or a 911 telephone operator; and

7 (B) **as soon as possible after the accident**, immediately give
 8 notice of the accident, **or ensure that another person gives**
 9 **notice of the accident**, by the quickest means of
 10 communication to one (1) of the following:

11 (i) The local police department, if the accident occurs within
 12 a municipality.

13 (ii) The office of the county sheriff or the nearest state police
 14 post, if the accident occurs outside a municipality.

15 **(iii) A 911 telephone operator.**

16 (3) (4) If the accident involves a collision with an unattended
 17 vehicle or damage to property other than a vehicle, the operator
 18 shall, in addition to the requirements of ~~subdivision~~ **subdivisions**
 19 **(1) and (2):**

20 (A) take reasonable steps to locate and notify the owner or
 21 person in charge of the damaged vehicle or property of the
 22 damage; and

23 (B) if after reasonable inquiry the operator cannot find the
 24 owner or person in charge of the damaged vehicle or property,
 25 ~~do the following~~ **the operator must contact a law**
 26 **enforcement officer or agency and provide the information**
 27 **required by this section.**

28 (i) Notify either the sheriff's department of the county in
 29 which the damaged vehicle or property is located or a
 30 member of the state police department.

31 (ii) Give the sheriff's department or the state police
 32 department the information required by this section.

33 (b) An operator of a motor vehicle who knowingly or intentionally
 34 fails to comply with subsection (a) commits leaving the scene of an
 35 accident, a Class B misdemeanor. However, the offense is:

36 (1) a Class A misdemeanor if the accident results in bodily injury
 37 to another person;

38 (2) a Level 6 felony if:

39 (A) the accident results in serious bodily injury to another
 40 person; or

41 (B) within the five (5) years preceding the commission of the
 42 offense, the operator had a previous conviction of any of the



- 1 offenses listed in IC 9-30-10-4(a);
 2 (3) a Level 5 felony if the accident results in the death of another
 3 person; and
 4 (4) a Level 3 felony if the operator knowingly or intentionally
 5 fails to stop or comply with subsection (a) during or after the
 6 commission of the offense of operating while intoxicated causing
 7 serious bodily injury (IC 9-30-5-4) or operating while intoxicated
 8 causing death (IC 9-30-5-5).
 9 SECTION 97. IC 9-26-1-1.5, AS AMENDED BY P.L.217-2014,
 10 SECTION 105, IS AMENDED TO READ AS FOLLOWS
 11 [EFFECTIVE JULY 1, 2015]: Sec. 1.5. (a) If:
 12 (1) the operator of a motor vehicle is physically incapable of
 13 determining the need for or rendering assistance to any injured or
 14 entrapped person as required under section ~~1-1(a)(2)~~ **1.1(a)(3)** of
 15 this chapter;
 16 (2) there is another occupant in the motor vehicle at the time of
 17 the accident who is:
 18 (A) at least:
 19 (i) fifteen (15) years of age and holds a learner's permit
 20 issued under IC 9-24-7-1 or a driver's license issued under
 21 IC 9-24-11; or
 22 (ii) eighteen (18) years of age; and
 23 (B) capable of determining the need for and rendering
 24 reasonable assistance to injured or entrapped persons as
 25 provided in section ~~1-1(a)(2)~~ **1.1(a)(3)** of this chapter; and
 26 (3) the other occupant in the motor vehicle knows that the
 27 operator of the motor vehicle is physically incapable of
 28 determining the need for or rendering assistance to any injured or
 29 entrapped person;
 30 the motor vehicle occupant referred to in subdivisions (2) and (3) shall
 31 immediately determine the need for and render reasonable assistance
 32 to each person injured or entrapped in the accident as provided in
 33 section ~~1-1(a)(2)~~ **1.1(a)(3)** of this chapter.
 34 (b) If there is more than one (1) motor vehicle occupant to whom
 35 subsection (a) applies, it is a defense to a prosecution of one (1) motor
 36 vehicle occupant under subsection (a) that the defendant reasonably
 37 believed that another occupant of the motor vehicle determined the
 38 need for and rendered reasonable assistance as required under
 39 subsection (a).
 40 **(c) A person who knowingly or intentionally violates this section**
 41 **commits a Class C misdemeanor.**
 42 SECTION 98. IC 9-26-6-1, AS AMENDED BY P.L.217-2014,



1 SECTION 112, IS AMENDED TO READ AS FOLLOWS
 2 [EFFECTIVE JULY 1, 2015]: Sec. 1. (a) A person removing a wrecked
 3 or damaged motor vehicle, including a wrecked or damaged golf cart
 4 or off-road vehicle, from a street or highway must remove any glass or
 5 other foreign material dropped upon the street or highway from the
 6 motor vehicle.

7 **(b) A person who fails to comply with subsection (a) commits a**
 8 **Class C infraction.**

9 SECTION 99. IC 9-26-6-3 IS REPEALED [EFFECTIVE JULY 1,
 10 2015]. ~~Sec. 3: A person who violates section 1 of this chapter commits~~
 11 ~~a Class C infraction.~~

12 SECTION 100. IC 9-28-2-9, AS AMENDED BY P.L.217-2014,
 13 SECTION 116, IS AMENDED TO READ AS FOLLOWS
 14 [EFFECTIVE JULY 1, 2015]: Sec. 9. (a) Upon written notification
 15 from a jurisdiction that is a party to an agreement entered into under
 16 this chapter, the bureau shall take appropriate action against a licensed
 17 driver for failure to meet the conditions set out in the citation of the
 18 jurisdiction in which the traffic offense occurred.

19 (b) The bureau shall notify the driver by first class mail of the
 20 request by the respective jurisdiction to have the driver's driving
 21 privileges suspended. For the purposes of this chapter, a written notice
 22 sent to the driver's last registered address with the bureau meets the
 23 conditions of due notice.

24 (c) The driver has fifteen (15) days from the date of notice to satisfy
 25 the conditions of the citation issued by the jurisdiction or to request a
 26 hearing before a bureau hearing officer to show evidence or present
 27 information why the bureau should not suspend the driver's driving
 28 privileges for failure to meet the terms of the citation.

29 (d) Upon holding the hearing, the bureau may suspend the driver's
 30 driving privileges until the conditions of the citation are met or a
 31 release from the citing jurisdiction is obtained.

32 (e) If the bureau does not receive information from the driver
 33 concerning the notification, the bureau shall suspend the driver's
 34 driving privileges until the conditions of the citation are met or a
 35 release is obtained.

36 ~~(f) The bureau may not suspend driving privileges under this section~~
 37 ~~for a nonmoving traffic offense occurring in another jurisdiction: A~~
 38 **driver whose driving privileges have been suspended for failure to**
 39 **meet the conditions of a citation in another jurisdiction is not**
 40 **eligible for specialized driving privileges under IC 9-30-16.**

41 **(g) The bureau may not suspend driving privileges under this**
 42 **section for a nonmoving traffic offense occurring in another**



1 **jurisdiction.**

2 SECTION 101. IC 9-30-5-7 IS AMENDED TO READ AS
3 FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 7. ~~(a)~~ A person who
4 violates a court order issued under section 16 of this chapter commits
5 a Class A misdemeanor.

6 ~~(b)~~ **(a)** Except as provided in subsection ~~(c)~~; **(b)**, a person who
7 knowingly assists another person who is restricted to the use of an
8 ignition interlock device to violate a court order issued under this
9 chapter commits a Class A misdemeanor.

10 ~~(c)~~ **(b)** Subsection ~~(b)~~ **(a)** does not apply if the starting of a motor
11 vehicle, or the request to start a motor vehicle, equipped with an
12 ignition interlock device:

13 (1) is done for the purpose of safety or mechanical repair of the
14 device or the vehicle; and

15 (2) the restricted person does not operate the vehicle.

16 ~~(d)~~ **(c)** A person who, except in an emergency, knowingly rents,
17 leases, or loans a motor vehicle that is not equipped with a functioning
18 ignition interlock device to a person who is restricted under a court
19 order to the use of a vehicle with an ignition interlock device commits
20 a Class A infraction.

21 ~~(e)~~ **(d)** A person who is subject to an ignition interlock device
22 restriction and drives another vehicle in an emergency situation must
23 notify the court of the emergency within twenty-four (24) hours.

24 SECTION 102. IC 9-30-5-10 IS REPEALED [EFFECTIVE JULY
25 1, 2015]. Sec. ~~10~~. ~~(a)~~ In addition to a criminal penalty imposed for an
26 offense under this chapter, IC 35-46-9, or IC 14-15-8 (before its
27 repeal), the court shall, after reviewing the person's bureau driving
28 record and other relevant evidence, recommend the suspension of the
29 person's driving privileges for the fixed period of time specified under
30 this section. The court may require that a period of suspension
31 recommended under this section be imposed, if applicable, before a
32 period of incarceration or after a period of incarceration, or both before
33 and after a period of incarceration, as long as the suspension otherwise
34 complies with the periods established in this section.

35 ~~(b)~~ If the person:

36 ~~(1)~~ does not have a previous conviction of operating a vehicle or
37 a motorboat while intoxicated; or

38 ~~(2)~~ has a previous conviction of operating a vehicle or a
39 motorboat while intoxicated that occurred at least ten ~~(10)~~ years
40 before the conviction under consideration by the court;

41 the court may recommend the suspension of the person's driving
42 privileges for not more than two ~~(2)~~ years.



1 (c) If the person has a previous conviction of operating a vehicle or
 2 a motorboat while intoxicated and the previous conviction occurred
 3 more than five (5) years but less than ten (10) years before the
 4 conviction under consideration by the court, the court may recommend
 5 the suspension of the person's driving privileges for not more than two
 6 (2) years. The court may stay the execution of part of the suspension
 7 and grant the person specialized driving privileges for a period of time
 8 equal to the length of the stay.

9 (d) If the person has a previous conviction of operating a vehicle or
 10 a motorboat while intoxicated and the previous conviction occurred
 11 less than five (5) years before the conviction under consideration by the
 12 court, the court may recommend the suspension of the person's driving
 13 privileges for not more than two (2) years. The court may stay the
 14 execution of part of the suspension and grant the person specialized
 15 driving privileges for a period of time equal to the length of the stay. If
 16 the court grants specialized driving privileges under this subsection, the
 17 court shall order that the specialized driving privileges include the
 18 requirement that the person may not operate a motor vehicle unless the
 19 motor vehicle is equipped with a functioning certified ignition interlock
 20 device under IC 9-30-8. However, the court may grant specialized
 21 driving privileges under this subsection without requiring the
 22 installation of an ignition interlock device if the person is successfully
 23 participating in a court supervised alcohol treatment program in which
 24 the person is taking disulfiram or a similar substance that the court
 25 determines is effective in treating alcohol abuse. The person granted
 26 specialized driving privileges under this subsection shall pay all costs
 27 associated with the installation of an ignition interlock device unless
 28 the sentencing court determines that the person is indigent.

29 (e) If the conviction under consideration by the court is for an
 30 offense under:

- 31 (1) section 4 of this chapter;
- 32 (2) section 5 of this chapter;
- 33 (3) IC 14-15-8-8(b) (before its repeal);
- 34 (4) IC 14-15-8-8(c) (before its repeal);
- 35 (5) IC 35-46-9-6(b); or
- 36 (6) IC 35-46-9-6(c);

37 the court may recommend the suspension of the person's driving
 38 privileges for not more than five (5) years.

39 (f) If the conviction under consideration by the court is for an
 40 offense involving the use of a controlled substance listed in schedule
 41 I, II, III, IV, or V of IC 35-48-2, in which a vehicle was used in the
 42 offense, the court shall recommend the suspension or revocation of the



1 person's driving privileges for at least six (6) months:

2 (g) ~~The bureau shall fix the period of suspension in accordance with~~
 3 ~~the recommendation of the court under this section and in accordance~~
 4 ~~with IC 9-30-6-9.~~

5 SECTION 103. IC 9-30-5-16, AS AMENDED BY P.L.113-2014,
 6 SECTION 31, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 7 JULY 1, 2015]: Sec. 16. (a) Except as provided in subsection (b), ~~and~~
 8 ~~section 10 of this chapter~~, the court may, in granting specialized driving
 9 privileges under this chapter, also order that the specialized driving
 10 privileges include the requirement that a person may not operate a
 11 motor vehicle unless the vehicle is equipped with a functioning
 12 certified ignition interlock device under IC 9-30-8.

13 (b) A court may not order the installation of an ignition interlock
 14 device on a vehicle operated by an employee to whom any of the
 15 following apply:

- 16 (1) Has been convicted of violating section 1 or 2 of this chapter.
 17 (2) Is employed as the operator of a vehicle owned, leased, or
 18 provided by the employee's employer.
 19 (3) Is subject to a labor agreement that prohibits an employee who
 20 is convicted of an alcohol related offense from operating the
 21 employer's vehicle.

22 **(c) A person who knowingly or intentionally violates a court**
 23 **order issued under this section commits a Class A misdemeanor.**

24 SECTION 104. IC 9-30-6-8, AS AMENDED BY P.L.85-2013,
 25 SECTION 94, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 26 JULY 1, 2015]: Sec. 8. (a) Whenever a judicial officer has determined
 27 that there was probable cause to believe that a person has violated
 28 IC 9-30-5, IC 35-46-9, or IC 14-15-8 (before its repeal), the clerk of the
 29 court shall forward:

- 30 (1) a paper copy of the affidavit, or an electronic substitute; or
 31 (2) a bureau certificate as described in section 16 of this chapter;
 32 to the bureau.

33 (b) The probable cause affidavit required under section 7(b)(2) of
 34 this chapter must do the following:

- 35 (1) Set forth the grounds for the arresting officer's belief that there
 36 was probable cause that the arrested person was operating a
 37 vehicle in violation of IC 9-30-5 or a motorboat in violation of
 38 IC 35-46-9 or IC 14-15-8 (before its repeal).
 39 (2) State that the person was arrested for a violation of IC 9-30-5
 40 or operating a motorboat in violation of IC 35-46-9 or IC 14-15-8
 41 (before its repeal).
 42 (3) State whether the person:



- 1 (A) refused to submit to a chemical test when offered; or
 2 (B) submitted to a chemical test that resulted in prima facie
 3 evidence that the person was intoxicated.
 4 (4) Be sworn to by the arresting officer.
 5 (c) Except as provided in subsection (d), if it is determined under
 6 subsection (a) that there was probable cause to believe that a person
 7 has violated IC 9-30-5, IC 35-46-9, or IC 14-15-8 (before its repeal), at
 8 the initial hearing of the matter held under IC 35-33-7-1 the court shall
 9 recommend immediate suspension of the person's driving privileges to
 10 take effect on the date the order is entered, and forward to the bureau
 11 a copy of the order recommending immediate suspension of driving
 12 privileges.
 13 (d) If it is determined under subsection (a) that there is probable
 14 cause to believe that a person violated IC 9-30-5, the court may, as an
 15 alternative to suspension of the person's driving privileges under
 16 subsection (c), issue an order recommending that the person be
 17 prohibited from operating a motor vehicle unless the motor vehicle is
 18 equipped with a functioning certified ignition interlock device under
 19 IC 9-30-8 until the bureau is notified by a court that the criminal
 20 charges against the person have been resolved.
 21 **(e) A person commits a Class B infraction if the person:**
 22 **(1) operates a motor vehicle without a functioning certified**
 23 **ignition interlock device; and**
 24 **(2) is prohibited from operating a motor vehicle unless the**
 25 **motor vehicle is equipped with a functioning certified**
 26 **ignition interlock device under subsection (d).**
 27 **(f) A person commits a Class B misdemeanor if the person:**
 28 **(1) operates a motor vehicle without a functioning certified**
 29 **ignition interlock device; and**
 30 **(2) knows the person is prohibited from operating a motor**
 31 **vehicle unless the motor vehicle is equipped with a**
 32 **functioning certified ignition interlock device under**
 33 **subsection (d) of this chapter.**
 34 SECTION 105. IC 9-30-6-8.7 IS REPEALED [EFFECTIVE JULY
 35 1, 2015]. Sec. 8:7. (a) A person commits a Class B infraction if the
 36 person:
 37 (1) operates a motor vehicle without a functioning certified
 38 ignition interlock device; and
 39 (2) is prohibited from operating a motor vehicle unless the motor
 40 vehicle is equipped with a functioning certified ignition interlock
 41 device under section 8(d) of this chapter.
 42 (b) A person commits a Class B misdemeanor if the person:



1 (†) operates a motor vehicle without a functioning certified
2 ignition interlock device; and

3 (‡) knows the person is prohibited from operating a motor vehicle
4 unless the motor vehicle is equipped with a functioning certified
5 ignition interlock device under section 8(d) of this chapter.

6 SECTION 106. IC 9-30-6-9, AS AMENDED BY P.L.85-2013,
7 SECTION 96, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
8 JULY 1, 2015]: Sec. 9. (a) This section does not apply if an ignition
9 interlock device order is issued under section 8(d) of this chapter.

10 (b) If the affidavit under section 8(b) of this chapter states that a
11 person refused to submit to a chemical test, the bureau shall suspend
12 the driving privileges of the person:

13 (1) for:

14 (A) one (1) year; or

15 (B) if the person has at least one (1) previous conviction for
16 operating while intoxicated, two (2) years; or

17 (2) until the suspension is ordered terminated under IC 9-30-5.

18 (c) If the affidavit under section 8(b) of this chapter states that a
19 chemical test resulted in prima facie evidence that a person was
20 intoxicated, the bureau shall suspend the driving privileges of the
21 person:

22 (1) for one hundred eighty (180) days; or

23 (2) until the bureau is notified by a court that the charges have
24 been disposed of;

25 whichever occurs first.

26 (d) Whenever the bureau is required to suspend a person's driving
27 privileges under this section, the bureau shall immediately do the
28 following:

29 (1) Mail notice to the person's address contained in the records of
30 the bureau stating that the person's driving privileges will be
31 suspended for a specified period, commencing:

32 (A) seven (7) days after the date of the notice; or

33 (B) on the date the court enters an order recommending
34 suspension of the person's driving privileges under section 8(c)
35 of this chapter;

36 whichever occurs first.

37 (2) Notify the person of the right to a judicial review under
38 section 10 of this chapter.

39 (e) Notwithstanding IC 4-21.5, an action that the bureau is required
40 to take under this article is not subject to any administrative
41 adjudication under IC 4-21.5.

42 (f) If a person is granted probationary driving privileges under



1 IC 9-30-5 and the bureau has not received the probable cause affidavit
 2 described in section 8(b) of this chapter, the bureau shall suspend the
 3 person's driving privileges for a period of thirty (30) days. After the
 4 thirty (30) day period has elapsed, the bureau shall, upon receiving a
 5 reinstatement fee, if applicable, from the person who was granted
 6 probationary driving privileges, issue the person probationary driving
 7 privileges if the person otherwise qualifies.

8 (g) If the bureau receives an order granting probationary driving
 9 privileges to a person who, according to the records of the bureau, has
 10 a prior conviction for operating while intoxicated, the bureau shall do
 11 the following:

12 (1) Issue the person probationary driving privileges and notify the
 13 prosecuting attorney of the county from which the order was
 14 received that the person is not eligible for probationary driving
 15 privileges.

16 (2) Send a certified copy of the person's driving record to the
 17 prosecuting attorney.

18 The prosecuting attorney shall, in accordance with IC 35-38-1-15,
 19 petition the court to correct the court's order. If the bureau does not
 20 receive a corrected order within sixty (60) days, the bureau shall notify
 21 the attorney general, who shall, in accordance with IC 35-38-1-15,
 22 petition the court to correct the court's order.

23 SECTION 107. IC 9-30-8-1, AS AMENDED BY P.L.85-2013,
 24 SECTION 99, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 25 JULY 1, 2015]: Sec. 1. (a) If a court orders the installation of a
 26 certified ignition interlock device on a motor vehicle that a person
 27 whose license is restricted owns or expects to operate, **except as**
 28 **provided in subsection (b)**; the court shall set the time that the
 29 installation must remain in effect. However, the term may not exceed
 30 the maximum term of imprisonment the court could have imposed. The
 31 person shall pay the cost of installation unless the sentencing court
 32 determines that the person is indigent.

33 (b) If the court orders installation of a certified ignition interlock
 34 device under IC 9-30-5-10(d), the installation must remain in effect for
 35 a period of six (6) months.

36 SECTION 108. IC 9-30-10-4, AS AMENDED BY THE
 37 TECHNICAL CORRECTIONS BILL OF THE 2015 GENERAL
 38 ASSEMBLY, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 39 JULY 1, 2015]: Sec. 4. (a) A person who has accumulated at least two
 40 (2) judgments within a ten (10) year period for any of the following
 41 violations, singularly or in combination, and not arising out of the same
 42 incident, is a habitual violator:



- 1 (1) Reckless homicide resulting from the operation of a motor
 2 vehicle.
- 3 (2) Voluntary or involuntary manslaughter resulting from the
 4 operation of a motor vehicle.
- 5 (3) Failure of the *driver operator* of a motor vehicle involved in
 6 an accident resulting in death or injury to any person to stop at the
 7 scene of the accident and give the required information and
 8 assistance.
- 9 (4) Operation of a vehicle while intoxicated resulting in death.
- 10 (5) Before July 1, 1997, operation of a vehicle with at least
 11 ten-hundredths percent (0.10%) alcohol in the blood resulting in
 12 death.
- 13 (6) After June 30, 1997, and before July 1, 2001, operation of a
 14 vehicle with an alcohol concentration equivalent to at least
 15 ten-hundredths (0.10) gram of alcohol per:
 16 (A) one hundred (100) milliliters of the blood; or
 17 (B) two hundred ten (210) liters of the breath;
 18 resulting in death.
- 19 (7) After June 30, 2001, operation of a vehicle with an alcohol
 20 concentration equivalent to at least eight-hundredths (0.08) gram
 21 of alcohol per:
 22 (A) one hundred (100) milliliters of the blood; or
 23 (B) two hundred ten (210) liters of the breath;
 24 resulting in death.
- 25 (b) A person who has accumulated at least three (3) judgments
 26 within a ten (10) year period for any of the following violations,
 27 singularly or in combination, and not arising out of the same incident,
 28 is a habitual violator:
- 29 (1) Operation of a vehicle while intoxicated.
- 30 (2) Before July 1, 1997, operation of a vehicle with at least
 31 ten-hundredths percent (0.10%) alcohol in the blood.
- 32 (3) After June 30, 1997, and before July 1, 2001, operation of a
 33 vehicle with an alcohol concentration equivalent to at least
 34 ten-hundredths (0.10) gram of alcohol per:
 35 (A) one hundred (100) milliliters of the blood; or
 36 (B) two hundred ten (210) liters of the breath.
- 37 (4) After June 30, 2001, operation of a vehicle with an alcohol
 38 concentration equivalent to at least eight-hundredths (0.08) gram
 39 of alcohol per:
 40 (A) one hundred (100) milliliters of the blood; or
 41 (B) two hundred ten (210) liters of the breath.
- 42 (5) *Operating a motor vehicle while the person's license to do so*



1 *has been suspended or revoked as a result of the person's*
 2 *conviction of an offense under IC 9-1-4-52 (repealed July 1,*
 3 *1991), IC 9-24-18-5(b) (repealed July 1, 2000), IC 9-24-19-2, or*
 4 *IC 9-24-19-3.*

5 ~~(6) Operating a motor vehicle without ever having obtained a~~
 6 ~~license to do so.~~

7 ~~(7) (5) Reckless driving.~~

8 ~~(8) (6) Criminal recklessness as a felony involving the operation~~
 9 ~~of a motor vehicle.~~

10 ~~(9) (7) Drag racing or engaging in a speed contest in violation of~~
 11 ~~law.~~

12 ~~(10) (8) Violating IC 9-4-1-40 (repealed July 1, 1991),~~
 13 ~~IC 9-4-1-46 (repealed July 1, 1991), IC 9-26-1-1(1) (repealed~~
 14 ~~January 1, 2015), IC 9-26-1-1(2) (repealed January 1, 2015),~~
 15 ~~IC 9-26-1-2(1) (repealed January 1, 2015), IC 9-26-1-2(2)~~
 16 ~~(repealed January 1, 2015), IC 9-26-1-3 (repealed January 1,~~
 17 ~~2015), IC 9-26-1-4 (repealed January 1, 2015), or~~
 18 ~~IC 9-26-1-1.1.~~

19 ~~(9) Resisting law enforcement under IC 35-44.1-3-1~~
 20 ~~IC 35-44.1-3-1(b)(1)(A), IC 35-44.1-3-1(b)(2),~~
 21 ~~IC 35-44.1-3-1(b)(3), or IC 35-44.1-3-1(b)(4).~~

22 ~~(11) (10) Any felony under an Indiana motor vehicle statute this~~
 23 ~~title or any felony in which the commission operation of which a~~
 24 ~~motor vehicle is used: an element of the offense.~~

25 ~~(12) Operating a Class B motor driven cycle in violation of~~
 26 ~~IC 9-24-1-1(b).~~

27 A judgment for a violation enumerated in subsection (a) shall be added
 28 to the violations described in this subsection for the purposes of this
 29 subsection.

30 (c) A person who has accumulated at least ten (10) judgments
 31 within a ten (10) year period for any traffic violation, except a parking
 32 or an equipment violation, of the type required to be reported to the
 33 bureau, singularly or in combination, and not arising out of the same
 34 incident, is a habitual violator. However, at least one (1) of the
 35 judgments must be for:

36 (1) a violation enumerated in subsection (a); ~~or~~

37 (2) a violation enumerated in subsection (b);

38 (3) operating a motor vehicle while the person's license to do so
 39 has been suspended or revoked as a result of the person's
 40 conviction of an offense under IC 9-1-4-52 (repealed July 1,
 41 1991), IC 9-24-18-5(b) (repealed July 1, 2000), IC 9-24-19-2, or
 42 IC 9-24-19-3; or



1 (4) *operating a motor vehicle without ever having obtained a*
2 *license to do so.*

3 A judgment for a violation enumerated in subsection (a) or (b) shall be
4 added to the judgments described in this subsection for the purposes of
5 this subsection.

6 (d) For purposes of this section, a judgment includes a judgment in
7 any other jurisdiction in which the elements of the offense for which
8 the conviction was entered are substantially similar to the elements of
9 the offenses described in subsections (a), (b), and (c).

10 (e) For purposes of this section, the offense date is used when
11 determining the number of judgments accumulated within a ten (10)
12 year period.

13 SECTION 109. IC 9-30-10-5, AS AMENDED BY P.L.217-2014,
14 SECTION 134, IS AMENDED TO READ AS FOLLOWS
15 [EFFECTIVE JULY 1, 2015]: Sec. 5. (a) If it appears from the records
16 maintained by the bureau that a person's driving record makes the
17 person a habitual violator under section 4 of this chapter **and a court**
18 **has not already found the person to be a habitual violator under**
19 **section 6.5 of this chapter based on the same underlying violations,**
20 the bureau shall mail a notice to the person's last known address that
21 informs the person that the person's driving privileges will be
22 suspended in thirty (30) days because the person is a habitual violator
23 according to the records of the bureau.

24 (b) Thirty (30) days after the bureau has mailed a notice under this
25 section, the bureau shall suspend the person's driving privileges for:

- 26 (1) except as provided in subdivision (2), ten (10) years if the
27 person is a habitual violator under section 4(a) of this chapter;
28 (2) life if the person is a habitual violator under section 4(a) of
29 this chapter and has at least two (2) violations under section
30 4(a)(4) through 4(a)(7) of this chapter;
31 (3) ten (10) years if the person is a habitual violator under section
32 4(b) of this chapter; or
33 (4) five (5) years if the person is a habitual violator under section
34 4(c) of this chapter.

35 (c) The notice must inform the person that the person may be
36 entitled to relief under section 6 of this chapter or may seek judicial
37 review of the person's suspension under this chapter.

38 (d) Notwithstanding subsection (b), if the bureau does not discover
39 that a person's driving record makes the person a habitual violator
40 under section 4 of this chapter for more than two (2) years after the
41 bureau receives the person's final qualifying conviction, the bureau
42 shall not suspend the person's driving privileges for any period.



1 SECTION 110. IC 9-30-10-6.5, AS ADDED BY P.L.217-2014,
 2 SECTION 135, IS AMENDED TO READ AS FOLLOWS
 3 [EFFECTIVE JULY 1, 2015]: Sec. 6.5. **(a) If the defendant requests,**
 4 **a court may find by clear and convincing a preponderance of**
 5 **the evidence that a the person is a habitual traffic violator under**
 6 **IC 9-30-10-4. If the court finds a person to be a habitual traffic**
 7 **violator under this section, the court:**

8 (1) shall order:

9 (A) that the person is a habitual traffic violator; and

10 (B) the bureau to suspend the person's driving license; and

11 (2) may order that the person is eligible for specialized driving
 12 privileges under IC 9-30-16.

13 **(b) A defendant may file a petition in an independent proceeding**
 14 **to be found a habitual traffic violator following the procedure in**
 15 **subsection (a).**

16 **(c) A petition filed under this section must be filed in the court**
 17 **that entered the latest moving violation judgment against the**
 18 **person. The petition must use the same cause number as in the**
 19 **action in which the moving violation judgment was entered.**

20 **(d) A prosecuting attorney shall appear on behalf of the bureau**
 21 **to respond to a petition filed under this section.**

22 **(e) A filing fee shall not be imposed for a petition filed under this**
 23 **section.**

24 SECTION 111. IC 9-30-10-14.1 IS ADDED TO THE INDIANA
 25 CODE AS A NEW SECTION TO READ AS FOLLOWS
 26 [EFFECTIVE JULY 1, 2015]: Sec. 14.1. **(a) This section does not**
 27 **apply to any person who has the person's license suspended for life**
 28 **under:**

29 (1) IC 9-30-10-5(b)(2); or

30 (2) IC 9-30-10-17(b) for an offense that occurred after
 31 December 31, 2014.

32 **(b) Except as provided in subsection (f), a person whose driving**
 33 **privileges have been suspended for life may petition a court in a**
 34 **civil action for a rescission of the suspension order and**
 35 **reinstatement of driving privileges if the following conditions exist:**

36 (1) Ten (10) years have elapsed since the date on which an
 37 order for the lifetime suspension of the person's driving
 38 privileges was issued.

39 (2) The person has never been convicted of a violation
 40 described in section 4(a) of this chapter.

41 **(c) A petition for rescission and reinstatement under this section**
 42 **must meet the following conditions:**



- 1 (1) Be verified by the petitioner.
 2 (2) State the petitioner's age, date of birth, and place of
 3 residence.
 4 (3) Describe the circumstances leading up to the lifetime
 5 suspension of the petitioner's driving privileges.
 6 (4) Aver a substantial change in the petitioner's circumstances
 7 of the following:
 8 (A) That indicates the petitioner would no longer pose a
 9 risk to the safety of others if the petitioner's driving
 10 privileges are reinstated.
 11 (B) That makes the lifetime suspension of the petitioner's
 12 driving privileges unreasonable.
 13 (C) Indicates it is in the best interests of society for the
 14 petitioner's driving privileges to be reinstated.
 15 (5) Aver that the requisite amount of time has elapsed since
 16 the date on which the order for the lifetime suspension of the
 17 person's driving privileges was issued as required under
 18 subsections (a) and (e).
 19 (6) Aver that the petitioner has never been convicted of a
 20 violation described in section 4(a) of this chapter.
 21 (7) Be filed in a circuit or superior court having jurisdiction
 22 in the county where the petitioner resides. If the petitioner
 23 resides in a state other than Indiana, the petition must be filed
 24 in the county in which the most recent Indiana moving
 25 violation conviction occurred.
 26 (8) If the petition is being filed under subsection (f), aver the
 27 existence of the conditions listed in subsection (f)(1) through
 28 (f)(3).
 29 (d) The petitioner shall serve the prosecuting attorney of the
 30 county in which the petition is filed and the bureau with a copy of
 31 the petition described in subsection (b). A responsive pleading is
 32 not required.
 33 (e) The prosecuting attorney of the county in which the petition
 34 is filed shall represent the state in the matter.
 35 (f) A person whose driving privileges have been suspended for
 36 life may petition a court in a civil action for a rescission of the
 37 suspension order and reinstatement of driving privileges if all of
 38 the following conditions exist:
 39 (1) Three (3) years have elapsed since the date on which the
 40 order for lifetime suspension of the petitioner's driving
 41 privileges was issued.
 42 (2) The petitioner's lifetime suspension was the result of



1 **driving on a suspended license that was suspended for**
 2 **commission of infractions only or for driving on a suspended**
 3 **license.**

4 **(3) The petitioner has never been convicted of a violation**
 5 **described in section 4(a) or 4(b) of this chapter, with the**
 6 **exception of a judgment or conviction under section 4(b)(5) of**
 7 **this chapter.**

8 SECTION 112. IC 9-30-10-16, AS AMENDED BY P.L.158-2013,
 9 SECTION 162, IS AMENDED TO READ AS FOLLOWS
 10 [EFFECTIVE JULY 1, 2015]: Sec. 16. (a) A person who operates a
 11 motor vehicle:

12 (1) while the person's driving privileges are validly suspended
 13 under this chapter or IC 9-12-2 (repealed July 1, 1991) and the
 14 person knows that the person's driving privileges are suspended;
 15 or

16 (2) in violation of restrictions imposed under this chapter or
 17 IC 9-12-2 (repealed July 1, 1991) and who knows of the existence
 18 of the restrictions;

19 commits a Level 6 felony.

20 (b) Service by the bureau of notice of the suspension or restriction
 21 of a person's driving privileges under subsection (a)(1) or (a)(2):

22 (1) in compliance with section 5 of this chapter; and

23 (2) by first class mail to the person at the last address shown for
 24 the person in the bureau's records;

25 establishes a rebuttable presumption that the person knows that the
 26 person's driving privileges are suspended or restricted.

27 (c) ~~In addition to any criminal penalty, a person who is convicted of~~
 28 ~~a felony under subsection (a) forfeits the privilege of operating a motor~~
 29 ~~vehicle for life. However, if judgment for conviction of a Class A~~
 30 ~~misdemeanor is entered for an offense under subsection (a), the court~~
 31 ~~may order a period of suspension of the convicted person's driving~~
 32 ~~privileges that is in addition to any suspension of driving privileges~~
 33 ~~already imposed upon the person.~~

34 SECTION 113. IC 9-30-15.5-1, AS ADDED BY P.L.217-2014,
 35 SECTION 153, IS AMENDED TO READ AS FOLLOWS
 36 [EFFECTIVE JULY 1, 2015]: Sec. 1. As used in this chapter,
 37 "vehicular substance offense" means any misdemeanor or felony in
 38 which operation of a **motor** vehicle while intoxicated, operation of a
 39 **motor** vehicle in excess of the statutory limit for alcohol, or operation
 40 of a **motor** vehicle with a controlled substance or its metabolite in the
 41 person's body, is a material element. The term includes an offense
 42 under IC 9-30-5, IC 9-24-6-15, and an offense under IC 9-11-2 (before



1 its repeal).

2 SECTION 114. IC 9-30-15.5-2, AS ADDED BY P.L.217-2014,
 3 SECTION 153, IS AMENDED TO READ AS FOLLOWS
 4 [EFFECTIVE JULY 1, 2015]: Sec. 2. (a) The state may seek to have a
 5 person sentenced as a habitual vehicular substance offender for any
 6 vehicular substance offense by alleging, on a page separate from the
 7 rest of the charging instrument, that the person has accumulated two
 8 **(2) or three (3)** prior unrelated vehicular substance offense
 9 convictions. **If the state alleges only two (2) prior unrelated**
 10 **vehicular substance offense convictions, the allegation must include**
 11 **that at least one (1) of the prior unrelated vehicular substance**
 12 **offense convictions occurred within the ten (10) years before the**
 13 **date of the current offense.**

14 (b) For purposes of subsection (a), a **prior vehicular substance**
 15 **offense is unrelated if the person has been convicted and sentenced**
 16 **for a vehicular substance offense after that person has been**
 17 **sentenced for a prior vehicular substance offense. However, a**
 18 **conviction does not count for purposes of subsection (a) if:**

19 **(1) it has been set aside; or**

20 **(2) it is a conviction for which the person has been pardoned.**
 21 person has accumulated two (2) prior unrelated vehicular substance
 22 offense convictions if the person is convicted and sentenced for a
 23 vehicular substance offense committed after sentencing for a prior
 24 unrelated vehicular substance offense conviction. However, if the
 25 person has only two (2) prior unrelated vehicular substance offense
 26 convictions, the earlier prior unrelated offense cannot have occurred
 27 more than ten (10) years before the date of the more recent prior
 28 unrelated offense. If the person has at least three (3) prior unrelated
 29 convictions, the person has accumulated the convictions regardless of
 30 when the offenses occurred. However, a conviction does not count for
 31 purposes of subsection (a) and this subsection if:

32 **(1) it has been set aside; or**

33 **(2) it is a conviction for which the person has been pardoned.**

34 **(c) If the person is convicted of a vehicular substance offense in a**
 35 **jury trial, the jury shall reconvene for the sentencing hearing. If the trial**
 36 **is to the court, or the judgment is entered on a guilty plea, the court**
 37 **alone shall conduct the sentencing hearing, under IC 35-38-1-3.**

38 **(d) (c) A person is a habitual vehicular substance offender if the jury**
 39 **(if the hearing is by jury) or the court (if the hearing is to the court**
 40 **alone) finds that the state has proved beyond a reasonable doubt that**
 41 **the person has accumulated ~~four (4)~~ three (3) or more prior** unrelated
 42 **vehicular substance offense convictions at any time, or ~~three (3)~~ two**



1 (2) **prior** unrelated vehicular substance offense ~~convictions.~~
 2 **convictions, with at least one (1) of the prior unrelated vehicular**
 3 **substance offense convictions occurring** within a ten (10) year
 4 ~~period.~~ **years of the date of the occurrence of the current offense.**

5 ~~(c)~~ (d) The court shall sentence a person found to be a habitual
 6 vehicular substance offender to an additional fixed term of at least one
 7 (1) year but not more than eight (8) years of imprisonment, to be added
 8 to the term of imprisonment imposed under IC 35-50-2 or IC 35-50-3.

9 (e) **Charges filed under this section must be filed in a circuit**
 10 **court or superior court.**

11 SECTION 115. IC 9-30-16-1, AS ADDED BY P.L.217-2014,
 12 SECTION 154, IS AMENDED TO READ AS FOLLOWS
 13 [EFFECTIVE JULY 1, 2015]: Sec. 1. (a) Except as provided in
 14 subsection (b), the following are ineligible for a specialized driving
 15 permit under this chapter:

- 16 (1) A person who has never had a valid Indiana driver's license.
 17 (2) ~~A person who holds a commercial driver's license.~~
 18 ~~(3)~~ (2) **A person who has refused whose suspension for which**
 19 **the person is seeking specialized driving privileges is based on**
 20 **refusal** to submit to a chemical test offered under IC 9-30-6 or
 21 **IC 9-30-7.**

22 (b) **This chapter applies to a person** ~~In addition to applying to a~~
 23 ~~person~~ who held an operator's, **a commercial driver's**, a public
 24 passenger chauffeur's, or a chauffeur's license at the time of the
 25 criminal conviction for which the operation of a motor vehicle is an
 26 element of the offense. ~~this chapter applies to an individual who:~~

- 27 ~~(1) held a commercial driver's license at the time the individual~~
 28 ~~committed an offense for which the operation of a motor vehicle~~
 29 ~~was an element of the offense;~~
 30 ~~(2) no longer holds a commercial driver's license; and~~
 31 ~~(3) subsequently was issued an operator's license, chauffeur's~~
 32 ~~license, or public passenger chauffeur's license.~~

33 (c) Except as specifically provided in this chapter, for any criminal
 34 conviction in which the operation of a motor vehicle is an element of
 35 the offense, **or any criminal conviction for an offense under**
 36 **IC 9-30-5**, a court may suspend the person's driving privileges for a
 37 period up to the maximum allowable period of incarceration under the
 38 penalty for the offense.

39 (d) ~~A suspension of driving privileges under this chapter may begin~~
 40 ~~before the conviction. Multiple suspensions of driving privileges~~
 41 ~~ordered by a court that are part of the same episode of criminal conduct~~
 42 ~~shall be served concurrently. A court may grant credit time for any~~



1 **suspension that began before the conviction, except as prohibited**
 2 **by section 6(a)(2) of this chapter.**

3 (e) If a person has had an ignition interlock device installed as a
 4 condition of specialized driving privileges **or under IC 9-30-6-8(d)**,
 5 the period of the installation shall be credited as part of the suspension
 6 of driving privileges.

7 SECTION 116. IC 9-30-16-2, AS ADDED BY P.L.217-2014,
 8 SECTION 154, IS AMENDED TO READ AS FOLLOWS
 9 [EFFECTIVE JULY 1, 2015]: Sec. 2. (a) ~~If a person is convicted of an~~
 10 ~~offense that includes the element of causing serious bodily injury of~~
 11 ~~another person and the offense involved the operation of a motor~~
 12 ~~vehicle; the court shall order that the person's driving privileges are~~
 13 ~~suspended for a period of at least one (1) year and not more than the~~
 14 ~~maximum allowable period of incarceration of the criminal penalty for~~
 15 ~~the offense. A person whose driving privileges are suspended under~~
 16 ~~this section is eligible for specialized driving privileges under section~~
 17 ~~3 of this chapter. The court shall order the license of a person~~
 18 ~~suspended for a period of at least one (1) year for a person~~
 19 ~~convicted of the following:~~

20 (1) ~~An offense that includes the element of causing or~~
 21 ~~resulting in serious bodily injury while operating a motor~~
 22 ~~vehicle.~~

23 (2) ~~An offense under IC 9-30-5 that includes the element of~~
 24 ~~causing or resulting in serious bodily injury.~~

25 (3) ~~An offense under IC 9-30-5 when the person has a prior~~
 26 ~~conviction for an offense under IC 9-30-5.~~

27 (b) ~~A person whose driving privileges are suspended under~~
 28 ~~subsection (a) is eligible for specialized driving privileges under~~
 29 ~~section 3 of this chapter.~~

30 ~~(c) If a person is convicted of an offense that includes the~~
 31 ~~element of causing the death of another person and the offense~~
 32 ~~involved the operation of a motor vehicle **or was an offense under**~~
 33 ~~**IC 9-30-5**, the court shall order that the person's driving privileges are~~
 34 ~~suspended for a period of at least two (2) years and not more than the~~
 35 ~~maximum allowable period of incarceration of the criminal penalty for~~
 36 ~~the offense. A person whose driving privileges are suspended under~~
 37 ~~this section is not eligible for specialized driving privileges under~~
 38 ~~section 3 of this chapter.~~

39 SECTION 117. IC 9-30-16-3, AS ADDED BY P.L.217-2014,
 40 SECTION 154, IS AMENDED TO READ AS FOLLOWS
 41 [EFFECTIVE JULY 1, 2015]: Sec. 3. (a) ~~If a court imposing orders a~~
 42 ~~suspension of driving privileges under this chapter, **or imposes a**~~



1 **suspension of driving privileges under IC 9-30-6-9(c), the court** may
 2 stay the suspension and grant a specialized driving privilege as set forth
 3 in this section.

4 (b) Regardless of the underlying offense, specialized driving
 5 privileges granted under this section shall be granted for at least one
 6 hundred eighty (180) days.

7 (c) Specialized driving privileges must be determined by a court and
 8 may include, but are not limited to:

- 9 (1) requiring the use of **certified** ignition interlock devices; and
 10 (2) restricting a person to being allowed to operate a motor
 11 vehicle:

12 (A) during certain hours of the day; or

13 (B) between specific locations and the person's residence.

14 (d) A stay of a **conviction suspension** and specialized driving
 15 privileges may not be granted to a person who has previously been
 16 granted specialized driving privileges and the person has more than one
 17 (1) conviction under section 5 of this chapter.

18 (e) A person who has been granted specialized driving privileges
 19 shall:

20 (1) maintain proof of future financial responsibility insurance
 21 during the period of specialized driving privileges;

22 (2) carry a copy of the order granting specialized driving
 23 privileges or have the order in the vehicle being operated by the
 24 person; **and**

25 (3) produce the copy of the order granting specialized driving
 26 privileges upon the request of a police officer; **and**

27 (4) **carry a validly issued state identification card.**

28 (f) **A person who holds a commercial driver's license and has**
 29 **been granted specialized driving privileges under this chapter may**
 30 **not, for the duration of the suspension for which the specialized**
 31 **driving privileges are sought, operate any vehicle that requires the**
 32 **person to hold a commercial driver's license to operate the vehicle.**

33 (g) **A person may independently file a petition for specialized**
 34 **driving privileges in the court from which the ordered suspension**
 35 **originated.**

36 SECTION 118. IC 9-30-16-4, AS ADDED BY P.L.217-2014,
 37 SECTION 154, IS AMENDED TO READ AS FOLLOWS
 38 [EFFECTIVE JULY 1, 2015]: Sec. 4. (a) A person whose driving
 39 privileges have been suspended by the bureau **by an administrative**
 40 **action and not by a court order** may petition a court for specialized
 41 driving privileges **as described in section 3(b) through 3(e) of this**
 42 **chapter.**



1 (b) A petition filed under this section must:

- 2 (1) be verified by the petitioner;
- 3 (2) state the petitioner's age, date of birth, and address;
- 4 (3) state the grounds for relief and the relief sought;
- 5 (4) be filed in the county in which the petitioner resides;
- 6 (5) be filed in a circuit or superior court; and
- 7 (6) be served on the bureau and the prosecuting attorney.

8 (c) A prosecuting attorney ~~may~~ **shall** appear on behalf of the bureau
9 to respond to a petition filed under this section.

10 **(d) A person who was an Indiana resident and whose driving**
11 **privileges are suspended in Indiana, but the person is currently a**
12 **resident of a state other than Indiana, may petition the court for**
13 **specialized driving privileges in the county in which the person's**
14 **most recent Indiana moving violation judgment was entered**
15 **against the person.**

16 SECTION 119. IC 9-30-16-5, AS ADDED BY P.L.217-2014,
17 SECTION 154, IS AMENDED TO READ AS FOLLOWS
18 [EFFECTIVE JULY 1, 2015]: Sec. 5. (a) A person who knowingly or
19 intentionally violates a condition imposed by a court under section ~~2~~ **3**
20 **or 4** of this chapter commits a Class C misdemeanor.

21 (b) For a person convicted of an offense under subsection (a), the
22 court may modify or revoke specialized driving privileges. The court
23 may order the bureau to lift the stay of a suspension of driving
24 privileges and suspend the person's driving license as originally
25 ordered **in addition to any additional suspension.**

26 SECTION 120. IC 9-30-16-6 IS ADDED TO THE INDIANA
27 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
28 [EFFECTIVE JULY 1, 2015]: Sec. 6. (a) **A person whose driving**
29 **privileges are suspended under section 1(c) of this chapter:**

- 30 **(1) is entitled to credit for any days during which the license**
31 **was suspended under IC 9-30-6-9(c); and**
32 **(2) may not receive any credit for days during which the**
33 **person's driving privileges were suspended under**
34 **IC 9-30-6-9(b).**

35 **(b) A period of suspension of driving privileges imposed under**
36 **section 1(c) of this chapter must be consecutive to any period of**
37 **suspension imposed under IC 9-30-6-9(b). However, if the court**
38 **finds in the sentencing order that it is in the best interest of society,**
39 **the court may terminate all or any part of the remaining**
40 **suspension under IC 9-30-6-9(b).**

41 **(c) The bureau shall designate a period of suspension of driving**
42 **privileges imposed under section 1(c) of this chapter as consecutive**



1 **to any period of suspension imposed under IC 9-30-6-9(b) unless**
 2 **the sentencing order of the court, under subsection (b) terminates**
 3 **all or part of the remaining suspension under IC 9-30-6-9(b).**

4 SECTION 121. IC 9-32-6-11, AS AMENDED BY P.L.217-2014,
 5 SECTION 166, IS AMENDED TO READ AS FOLLOWS
 6 [EFFECTIVE JULY 1, 2015]: Sec. 11. (a) The secretary may issue an
 7 interim license plate to a dealer or manufacturer who is licensed and
 8 has been issued a license plate under section 2 of this chapter.

9 (b) The secretary shall prescribe the form of an interim license plate
 10 issued under this section. However, an interim license plate must bear
 11 the assigned registration number and provide sufficient space for the
 12 expiration date as provided in subsection (c).

13 (c) Whenever a dealer or manufacturer sells or leases a motor
 14 vehicle, the dealer or manufacturer may provide the buyer or lessee
 15 with an interim license plate. The dealer shall, in the manner provided
 16 by the secretary, affix on the plate in numerals and letters at least three
 17 (3) inches high the date on which the interim license plate expires.

18 (d) An interim license plate authorizes a motor vehicle owner or
 19 lessor to operate the vehicle for a maximum period of thirty-one (31)
 20 days after the date of sale or lease of the vehicle to the vehicle's owner
 21 or lessor or until a regular license plate is issued, whichever occurs
 22 first. A person who violates this subsection commits a Class A
 23 infraction.

24 (e) A motor vehicle that is required by law to display license plates
 25 on the front and rear of the vehicle is required to display only a single
 26 interim license plate.

27 (f) An interim license plate shall be displayed:

28 (1) in the same manner required in IC 9-18-2-26; or

29 (2) in a location on the left side of a window facing the rear of the
 30 motor vehicle that is clearly visible and unobstructed. The plate
 31 must be affixed to the window of the motor vehicle.

32 (g) The dealer must provide an ownership document to the
 33 purchaser at the time of issuance of the interim license plate that must
 34 be kept in the motor vehicle during the period an interim license plate
 35 is used.

36 (h) All interim license plates not issued by the dealer must be
 37 retained in the possession of the dealer at all times.

38 **(i) A person who fails to display an interim license plate as**
 39 **prescribed in subsection (f)(1) or (f)(2) commits a Class C**
 40 **infraction.**

41 SECTION 122. IC 35-44.1-2-13, AS ADDED BY P.L.158-2013,
 42 SECTION 508, IS AMENDED TO READ AS FOLLOWS



1 [EFFECTIVE JULY 1, 2015]: Sec. 13. (a) Except as provided in
 2 subsection (b), a person who, **with the intent to obstruct vehicular or**
 3 **pedestrian traffic, recklessly, knowingly, or intentionally** obstructs
 4 vehicular or pedestrian traffic commits obstruction of traffic, a Class
 5 B misdemeanor.

6 (b) The offense described in subsection (a) is:

7 (1) a Class A misdemeanor if the offense includes the use of a
 8 motor vehicle; and

9 (2) a Level 6 felony if the offense results in serious bodily injury.

10 (c) **A person who unreasonably obstructs vehicular or**
 11 **pedestrian traffic commits a Class C infraction.**

12 (d) **It is a defense to an action under subsection (c) that the**
 13 **obstruction was caused by a vehicle malfunction.**

14 SECTION 123. IC 35-52-9-6.8 IS ADDED TO THE INDIANA
 15 CODE AS A NEW SECTION TO READ AS FOLLOWS
 16 [EFFECTIVE JULY 1, 2015]: **Sec. 6.8. IC 9-18-19-1 defines a crime**
 17 **concerning vehicle registration and license plates.**

18 SECTION 124. IC 35-52-9-7 IS REPEALED [EFFECTIVE JULY
 19 1, 2015]. ~~Sec. 7. IC 9-18-19-4 defines a crime concerning vehicle~~
 20 ~~registration and license plates.~~

21 SECTION 125. IC 35-52-9-8.5 IS ADDED TO THE INDIANA
 22 CODE AS A NEW SECTION TO READ AS FOLLOWS
 23 [EFFECTIVE JULY 1, 2015]: **Sec. 8.5. IC 9-18-27-2 defines a crime**
 24 **concerning motor vehicle registration and license plates.**

25 SECTION 126. IC 35-52-9-8.8 IS ADDED TO THE INDIANA
 26 CODE AS A NEW SECTION TO READ AS FOLLOWS
 27 [EFFECTIVE JULY 1, 2015]: **Sec. 8.8. IC 9-18-27-5 defines a crime**
 28 **concerning motor vehicle registration and license plates.**

29 SECTION 127. IC 35-52-9-9 IS REPEALED [EFFECTIVE JULY
 30 1, 2015]. ~~Sec. 9. IC 9-18-27-9 defines a crime concerning motor~~
 31 ~~vehicle registration and license plates.~~

32 SECTION 128. IC 35-52-9-11.5 IS ADDED TO THE INDIANA
 33 CODE AS A NEW SECTION TO READ AS FOLLOWS
 34 [EFFECTIVE JULY 1, 2015]: **Sec. 11.5. IC 9-19-14-5.5 defines a**
 35 **crime concerning motor vehicle equipment.**

36 SECTION 129. IC 35-52-9-12 IS REPEALED [EFFECTIVE JULY
 37 1, 2015]. ~~Sec. 12. IC 9-19-14-6 defines a crime concerning motor~~
 38 ~~vehicle equipment.~~

39 SECTION 130. IC 35-52-9-13 IS REPEALED [EFFECTIVE JULY
 40 1, 2015]. ~~Sec. 13. IC 9-21-5-13 defines a crime concerning traffic~~
 41 ~~regulation.~~

42 SECTION 131. IC 35-52-9-13.1 IS ADDED TO THE INDIANA



1 CODE AS A NEW SECTION TO READ AS FOLLOWS
 2 [EFFECTIVE JULY 1, 2015]: **Sec. 13.1. IC 9-21-5-14 defines a crime**
 3 **concerning traffic regulation.**

4 SECTION 132. IC 35-52-9-13.2 IS ADDED TO THE INDIANA
 5 CODE AS A NEW SECTION TO READ AS FOLLOWS
 6 [EFFECTIVE JULY 1, 2015]: **Sec. 13.2. IC 9-21-6-1 defines a crime**
 7 **concerning traffic regulation.**

8 SECTION 133. IC 35-52-9-13.3 IS ADDED TO THE INDIANA
 9 CODE AS A NEW SECTION TO READ AS FOLLOWS
 10 [EFFECTIVE JULY 1, 2015]: **Sec. 13.3. IC 9-21-6-2 defines a crime**
 11 **concerning traffic regulation.**

12 SECTION 134. IC 35-52-9-14 IS REPEALED [EFFECTIVE JULY
 13 1, 2015]. ~~Sec. 14. IC 9-21-6-3 defines a crime concerning traffic~~
 14 ~~regulation.~~

15 SECTION 135. IC 35-52-9-25.5 IS ADDED TO THE INDIANA
 16 CODE AS A NEW SECTION TO READ AS FOLLOWS
 17 [EFFECTIVE JULY 1, 2015]: **Sec. 25.5. IC 9-22-3-3 defines a crime**
 18 **concerning abandoned, salvaged, and scrap vehicles.**

19 SECTION 136. IC 35-52-9-25.6 IS ADDED TO THE INDIANA
 20 CODE AS A NEW SECTION TO READ AS FOLLOWS
 21 [EFFECTIVE JULY 1, 2015]: **Sec. 25.6. IC 9-22-3-7.5 defines a**
 22 **crime concerning abandoned, salvaged, and scrap vehicles.**

23 SECTION 137. IC 35-52-9-25.7 IS ADDED TO THE INDIANA
 24 CODE AS A NEW SECTION TO READ AS FOLLOWS
 25 [EFFECTIVE JULY 1, 2015]: **Sec. 25.7. IC 9-22-3-10 defines a crime**
 26 **concerning abandoned, salvaged, and scrap vehicles.**

27 SECTION 138. IC 35-52-9-25.8 IS ADDED TO THE INDIANA
 28 CODE AS A NEW SECTION TO READ AS FOLLOWS
 29 [EFFECTIVE JULY 1, 2015]: **Sec. 25.8. IC 9-22-3-13 defines a crime**
 30 **concerning abandoned, salvaged, and scrap vehicles.**

31 SECTION 139. IC 35-52-8-25.9 IS ADDED TO THE INDIANA
 32 CODE AS A NEW SECTION TO READ AS FOLLOWS
 33 [EFFECTIVE JULY 1, 2015]: **Sec. 25.9. IC 9-22-3-15 defines a crime**
 34 **concerning abandoned, salvaged, and scrap vehicles.**

35 SECTION 140. IC 35-52-9-26.1 IS ADDED TO THE INDIANA
 36 CODE AS A NEW SECTION TO READ AS FOLLOWS
 37 [EFFECTIVE JULY 1, 2015]: **Sec. 26.1. IC 9-22-3-16 defines a crime**
 38 **concerning abandoned, salvaged, and scrap vehicles.**

39 SECTION 141. IC 35-52-9-26.2 IS ADDED TO THE INDIANA
 40 CODE AS A NEW SECTION TO READ AS FOLLOWS
 41 [EFFECTIVE JULY 1, 2015]: **Sec. 26.2. IC 9-22-3-18 defines a crime**
 42 **concerning abandoned, salvaged, and scrap vehicles.**



1 SECTION 142. IC 35-52-9-26.3 IS ADDED TO THE INDIANA
 2 CODE AS A NEW SECTION TO READ AS FOLLOWS
 3 [EFFECTIVE JULY 1, 2015]: **Sec. 26.3. IC 9-22-3-18.5 defines a**
 4 **crime concerning abandoned, salvaged, and scrap vehicles.**

5 SECTION 143. IC 35-52-9-26.4 IS ADDED TO THE INDIANA
 6 CODE AS A NEW SECTION TO READ AS FOLLOWS
 7 [EFFECTIVE JULY 1, 2015]: **Sec. 26.4. IC 9-22-3-19 defines a crime**
 8 **concerning abandoned, salvaged, and scrap vehicles.**

9 SECTION 144. IC 35-52-9-26.5 IS ADDED TO THE INDIANA
 10 CODE AS A NEW SECTION TO READ AS FOLLOWS
 11 [EFFECTIVE JULY 1, 2015]: **Sec. 26.5. IC 9-22-3-20 defines a crime**
 12 **concerning abandoned, salvaged, and scrap vehicles.**

13 SECTION 145. IC 35-52-9-26.6 IS ADDED TO THE INDIANA
 14 CODE AS A NEW SECTION TO READ AS FOLLOWS
 15 [EFFECTIVE JULY 1, 2015]: **Sec. 26.6. IC 9-22-3-21 defines a crime**
 16 **concerning abandoned, salvaged, and scrap vehicles.**

17 SECTION 146. IC 35-52-9-26.7 IS ADDED TO THE INDIANA
 18 CODE AS A NEW SECTION TO READ AS FOLLOWS
 19 [EFFECTIVE JULY 1, 2015]: **Sec. 26.7. IC 9-22-3-22 defines a crime**
 20 **concerning abandoned, salvaged, and scrap vehicles.**

21 SECTION 147. IC 35-52-9-26.8 IS ADDED TO THE INDIANA
 22 CODE AS A NEW SECTION TO READ AS FOLLOWS
 23 [EFFECTIVE JULY 1, 2015]: **Sec. 26.8. IC 9-22-3-23 defines a crime**
 24 **concerning abandoned, salvaged, and scrap vehicles.**

25 SECTION 148. IC 35-52-9-26.9 IS ADDED TO THE INDIANA
 26 CODE AS A NEW SECTION TO READ AS FOLLOWS
 27 [EFFECTIVE JULY 1, 2015]: **Sec. 26.9. IC 9-22-3-24 defines a crime**
 28 **concerning abandoned, salvaged, and scrap vehicles.**

29 SECTION 149. IC 35-52-9-27 IS REPEALED [EFFECTIVE JULY
 30 1, 2015]. ~~Sec. 27. IC 9-22-3-34 defines a crime concerning abandoned,~~
 31 ~~salvaged, and scrap vehicles."~~

32 SECTION 150. IC 35-52-9-37.5 IS ADDED TO THE INDIANA
 33 CODE AS A NEW SECTION TO READ AS FOLLOWS
 34 [EFFECTIVE JULY 1, 2015]: **Sec. 37.5. IC 9-24-18-7.5 defines a**
 35 **crime concerning driver's licenses.**

36 SECTION 151. IC 35-52-9-41.5 IS ADDED TO THE INDIANA
 37 CODE AS A NEW SECTION TO READ AS FOLLOWS
 38 [EFFECTIVE JULY 1, 2015]: **Sec. 41.5. IC 9-26-1-1.5 defines a**
 39 **crime concerning motor vehicle accidents.**

40 SECTION 152. IC 35-52-9-45 IS REPEALED [EFFECTIVE JULY
 41 1, 2015]. ~~Sec. 45. IC 9-30-5-2 defines a crime concerning operating a~~
 42 ~~vehicle while intoxicated.~~



1 SECTION 153. IC 35-52-9-50.3 IS ADDED TO THE INDIANA
2 CODE AS A NEW SECTION TO READ AS FOLLOWS
3 [EFFECTIVE JULY 1, 2015]: **Sec. 50.3. IC 9-30-5-16 defines a crime**
4 **concerning operating a vehicle while intoxicated.**
5 SECTION 154. IC 35-52-9-50.8 IS ADDED TO THE INDIANA
6 CODE AS A NEW SECTION TO READ AS FOLLOWS
7 [EFFECTIVE JULY 1, 2015]: **Sec. 50.8. IC 9-30-6-8 defines a crime**
8 **concerning operating a vehicle while intoxicated.**
9 SECTION 155. IC 35-52-9-51 IS REPEALED [EFFECTIVE JULY
10 1, 2015]. ~~Sec. 51. IC 9-30-6-8.7 defines a crime concerning implied~~
11 ~~consent.~~



COMMITTEE REPORT

Mr. Speaker: Your Committee on Roads and Transportation, to which was referred House Bill 1305, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 2, line 12, delete "The" and insert "**Except as provided in IC 9-30-16-1(c), the**".

Page 2, line 40, delete "The license of a person who violates".

Page 2, delete lines 41 through 42.

Page 5, delete lines 22 through 42, begin a new paragraph and insert:

"SECTION 7. IC 9-26-1-1.1, AS ADDED BY P.L.217-2014, SECTION 104, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 1.1. (a) The operator of a motor vehicle involved in an accident shall do the following:

(1) ~~Either:~~

(A) (1) Immediately stop the operator's motor vehicle:

(i) (A) at the scene of the accident; or

(ii) (B) as close to the accident as possible in a manner that does not obstruct traffic more than is necessary. ~~or~~

(B) (2) Remain at the scene of the accident until the operator does the following:

(i) (A) Gives the operator's name and address and the registration number of the motor vehicle the operator was driving to any person involved in the accident.

(ii) (B) Exhibits the operator's driver's license to any person involved in the accident or occupant of or any person attending to any vehicle involved in the accident.

(C) **Contacts a 911 telephone operator.**

(2) (3) If the accident results in the injury or death of another person, the operator shall, in addition to the requirements of ~~subdivision~~ **subdivisions (1) and (2):**

(A) provide reasonable assistance to each person injured in or entrapped by the accident, as directed by a law enforcement officer, medical personnel, or a 911 telephone operator; and
(B) immediately give notice of the accident by the quickest means of communication to one (1) of the following:

(i) The local police department, if the accident occurs within a municipality.

(ii) The office of the county sheriff or the nearest state police post, if the accident occurs outside a municipality.



(iii) A 911 telephone operator.

~~(3)~~ **(4)** If the accident involves a collision with an unattended vehicle or damage to property other than a vehicle, the operator shall, in addition to the requirements of ~~subdivision~~ **subdivisions**

(1) and (2):

(A) take reasonable steps to locate and notify the owner or person in charge of the damaged vehicle or property of the damage; and

(B) if after reasonable inquiry the operator cannot find the owner or person in charge of the damaged vehicle or property, ~~do the following~~ **the operator must contact a law enforcement officer or agency and provide the information required by this section.**

(i) Notify either the sheriff's department of the county in which the damaged vehicle or property is located or a member of the state police department.

(ii) Give the sheriff's department or the state police department the information required by this section.

(b) An operator of a motor vehicle who knowingly or intentionally fails to comply with subsection (a) commits leaving the scene of an accident, a Class B misdemeanor. However, the offense is:

(1) a Class A misdemeanor if the accident results in bodily injury to another person;

(2) a Level 6 felony if:

(A) the accident results in serious bodily injury to another person; or

(B) within the five (5) years preceding the commission of the offense, the operator had a previous conviction of any of the offenses listed in IC 9-30-10-4(a);

(3) a Level 5 felony if the accident results in the death of another person; and

(4) a Level 3 felony if the operator knowingly or intentionally fails to stop or comply with subsection (a) during or after the commission of the offense of operating while intoxicated causing serious bodily injury (IC 9-30-5-4) or operating while intoxicated causing death (IC 9-30-5-5)."

Delete page 6.

Page 7, delete lines 1 through 2.

Page 7, line 8, strike "1.1(a)(2)" and insert "**1.1(a)(3)**".

Page 7, line 19, strike "1.1(a)(2)" and insert "**1.1(a)(3)**".

Page 7, line 27, strike "1.1(a)(2)" and insert "**1.1(a)(3)**".

Page 13, line 31, delete "IC 9-26-1-1(1)," and insert "IC 9-26-1-1(1)



(repealed January 1, 2015),"

Page 13, line 32, delete "IC 9-26-1-1(2), IC 9-26-1-2(1), IC 9-26-1-2(2), IC 9-26-1-3," and insert "IC 9-26-1-1(2) **(repealed January 1, 2015)**, IC 9-26-1-2(1) **(repealed January 1, 2015)**, IC 9-26-1-2(2) **(repealed January 1, 2015)**, IC 9-26-1-3 **(repealed January 1, 2015),"**

Page 13, line 32, strike "or".

Page 13, line 33, delete "IC 9-26-1-4." and insert "IC 9-26-1-4 **(repealed January 1, 2015), or"**.

Page 15, line 19, strike "clear and convincing" and insert "**a preponderance of the**".

Page 15, line 41, delete "14." and insert "**14.1.**".

Page 16, line 5, delete "(e)," and insert "**(f),"**

Page 16, delete lines 34 through 38.

Page 16, line 39, delete "(8)" and insert "**(6)**".

Page 16, line 41, delete "(9)" and insert "**(7)**".

Page 17, line 4, delete "(10)" and insert "**(8)**".

Page 17, line 8, delete "where the petitioner resides" and insert "**in which the petition is filed**".

Page 17, line 11, delete "where the petitioner" and insert "**in which the petition is filed**".

Page 17, line 12, delete "resides".

Page 17, delete lines 28 through 31.

Page 18, line 32, after "(2)" insert "**or three (3)**".

Page 18, line 32, after "convictions." insert "**If the state alleges only two (2) prior unrelated vehicular substance offense convictions, the allegation must include that at least one (1) of the prior unrelated vehicular substance offense convictions occurred within the ten (10) years before the date of the current offense.**".

Page 18, line 33, after "(a), a" insert "**prior vehicular substance offense is unrelated if the person has been convicted and sentenced for a vehicular substance offense after that person has been sentenced for a prior vehicular substance offense. However, a conviction does not count for purposes of subsection (a) if:**

(1) it has been set aside; or

(2) it is a conviction for which the person has been pardoned."

Page 18, line 33, strike "person has accumulated two (2)".

Page 18, strike lines 34 through 37.

Page 18, line 38, strike "vehicular substance offense convictions,".

Page 18, line 38, delete "one (1) of the".

Page 18, line 38, strike "prior".

Page 18, line 39, strike "unrelated".



Page 18, line 39, delete "convictions must".
 Page 18, line 40, delete "have occurred within".
 Page 18, line 40, strike "ten (10) years before the date of the".
 Page 18, line 41, delete "current".
 Page 18, line 41, strike "offense. If the person has at least three (3) prior".
 Page 18, strike line 42.
 Page 19, strike lines 1 through 4.
 Page 19, line 13, after "convictions" insert "**at any time,**".
 Page 19, line 14, strike "convictions." and insert "**convictions, with at least one (1) of the prior unrelated vehicular substance offense convictions occurring**".
 Page 19, line 14, delete "The two (2)".
 Page 19, line 15, delete "convictions must be".
 Page 19, line 35, after "operator's," insert "**a commercial driver's,**".
 Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to HB 1305 as introduced.)

SOLIDAY

Committee Vote: yeas 12, nays 0.

HOUSE MOTION

Mr. Speaker: I move that House Bill 1305 be amended to read as follows:

Page 1, between the enacting clause and line 1, begin a new paragraph and insert:

"SECTION 1. IC 9-21-5-7 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 7. A person may not drive a motor vehicle at a slow speed that impedes or blocks the normal and reasonable movement of traffic, except when reduced speed is necessary for safe operation or in compliance with the law. A person who is driving:

(1) on a roadway that has not more than one (1) lane of traffic in each direction; and

(2) at a slow speed so that three (3) or more other vehicles are blocked and cannot pass on the left around the vehicle;

shall give right-of-way to the other vehicles by pulling off to the right of the right lane at the earliest reasonable opportunity and allowing the

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blocked vehicles to pass.

SECTION 2. IC 9-21-5-9 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 9. **(a)** A vehicle that travels at a speed less than the established maximum shall travel in the right lanes to provide for better flow of traffic on the interstate highways.

(b) This subsection applies to the operation of a vehicle:

- (1) on a roadway that has two (2) or more lanes of traffic in each direction; and**
- (2) in the left most lane, other than a lane designated for high occupancy vehicles.**

Except as provided in subsection (c), a person who knows, or should reasonably know, that another vehicle is overtaking from the rear the vehicle that the person is operating may not continue to operate the vehicle in the left most lane.

(c) Subsection (b) does not apply:

- (1) when traffic conditions or congestion make it necessary to operate a vehicle in the left most lane;**
- (2) when inclement weather, obstructions, or hazards make it necessary to operate a vehicle in the left most lane;**
- (3) when compliance with a law, a regulation, an ordinance, or a traffic control device makes it necessary to operate a vehicle in the left most lane;**
- (4) when exiting a roadway or turning to the left;**
- (5) when paying a toll or user fee at a toll collection facility;**
- (6) to an authorized emergency vehicle operated in the course of duty; or**
- (7) to vehicles operated or used in the course of highway maintenance or construction."**

Renumber all SECTIONS consecutively.

(Reference is to HB 1305 as printed January 23, 2015.)

OBER

COMMITTEE REPORT

Madam President: The Senate Committee on Corrections and Criminal Law, to which was referred House Bill No. 1305, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 1, between the enacting clause and line 1, begin a new

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paragraph and insert:

"SECTION 1. IC 9-14-3-6, AS AMENDED BY P.L.125-2012, SECTION 35, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 6. (a) Upon the submission to the bureau of a specific written request from an individual or organization for a compilation of specific information requested for the purposes described in subsection (c), the bureau may contract with the individual or organization to compile the requested information from the records of the bureau.

(b) The bureau may charge an amount agreeable to the parties, as described in IC 9-29-2-3.

(c) An individual or organization making a request under this section must certify one (1) of the following:

(1) That the information is required for the purposes of notifying vehicle owners of vehicle defects and recall for modifications, and that the individual or organization will use the information provided only for that purpose.

(2) That the information will be used only for research or statistical reporting purposes and that individual identities will be properly protected in the preparation of the research or reports and not ascertainable from the published reports or research results.

(3) That the information will be used for the purpose of documenting the sale of motor vehicles in Indiana.

(4) That the information will be used for purposes of the federal Selective Service System.

(5) That the information will be used solely for law enforcement purposes by police officers.

(6) That the information will be used to locate a parent described in IC 31-25-3-2(c) as provided under IC 31-25-3-2.

(d) The bureau may not compile or release information concerning voter registration under this section.

(e) The bureau shall provide the requested information under this section in a format that is agreeable to the parties.

(f) A person who requests information under this section for a purpose not specified in subsection (c) commits a Class C infraction.

SECTION 1. IC 9-14-3-11 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 11. A person who violates this chapter commits a Class C infraction.~~

SECTION 2. IC 9-17-2-1, AS AMENDED BY P.L.262-2013, SECTION 20, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE



JULY 1, 2015]: Sec. 1. (a) This section does not apply to an off-road vehicle that is at least five (5) model years old.

(b) A person must obtain a certificate of title for all vehicles owned by the person that:

- (1) are subject to the motor vehicle excise tax under IC 6-6-5; or
- (2) are off-road vehicles;

and that will be operated in Indiana.

(c) A person must obtain a certificate of title for all commercial vehicles owned by the person that:

- (1) are subject to the commercial vehicle excise tax under IC 6-6-5.5;
- (2) are not subject to proportional registration under the International Registration Plan; and
- (3) will be operated in Indiana.

(d) A person must obtain a certificate of title for all recreational vehicles owned by the person that:

- (1) are subject to the excise tax imposed under IC 6-6-5.1; and
- (2) will be operated in Indiana.

(e) A person must obtain a certificate of title for all vehicles owned by the person not later than sixty (60) days after becoming an Indiana resident. Upon request by the bureau, a person must produce evidence concerning the date on which the person became an Indiana resident.

(f) A person who fails to obtain a certificate of title as required under subsection (b), (c), (d), or (e) commits a Class C infraction.

SECTION 3. IC 9-17-2-1.5, AS ADDED BY P.L.219-2005, SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 1.5. (a) This section does not apply to an off-road vehicle that is at least five (5) model years old.

(b) A person who purchases an off-road vehicle after December 31, 2005, must obtain a certificate of title for the off-road vehicle from the bureau.

(c) A person who fails to obtain a certificate of title as required under subsection (b) commits a Class C infraction.

SECTION 4. IC 9-17-2-6, AS AMENDED BY P.L.219-2005, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 6. (a) This section does not apply to a motor vehicle requiring a certificate of title under section 1(b)(2) or 1.5 of this chapter.

(b) A certificate of title issued for a vehicle that is required to be registered under this title at a declared gross weight of sixteen thousand (16,000) pounds or less must contain the odometer reading of the vehicle in miles or kilometers as of the date of sale or transfer of the



vehicle.

(c) A person may not knowingly furnish to the bureau odometer information that does not accurately indicate the total recorded miles or kilometers on the vehicle.

(d) The bureau and its license branches are not subject to a criminal or civil action by a person for an invalid odometer reading on a certificate of title.

(e) A person who:

(1) fails to provide an odometer reading as required under subsection (b); or

(2) knowingly provides an erroneous odometer reading for purposes of subsection (c);

commits a Class B infraction.

SECTION 5. IC 9-17-2-9, AS AMENDED BY P.L.262-2013, SECTION 21, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 9. (a) This section does not apply to a vehicle requiring a certificate of title under this chapter but that is not required to be registered under IC 9-18.

(b) A person applying for a certificate of title must:

(1) apply for registration of the vehicle described in the application for the certificate of title; or

(2) transfer the current registration of the vehicle owned or previously owned by the person.

(c) A person who fails to:

(1) apply for a certificate of title as required under subsection (b); or

(2) fails to transfer the current registration of the vehicle owned or previously owned by the person;

commits a Class C infraction.

SECTION 6. IC 9-17-2-13 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 13. (a) Except as provided in subsection (b), a person may not operate or permit to be operated upon the highways a motor vehicle, semitrailer, or recreational vehicle under an Indiana registration number unless a certificate of title has been issued under this chapter for the motor vehicle, semitrailer, or recreational vehicle.

(b) A person may operate a motor vehicle, semitrailer, or recreational vehicle upon highways without an Indiana certificate of title if the motor vehicle, semitrailer, or recreational vehicle:

(1) is:

(A) fully titled and registered in another state; and

(B) operating under an Indiana trip permit or temporary



registration; or

(2) is registered under apportioned registration of the International Registration Plan and based in a state other than Indiana.

(c) A person who owns a motor vehicle, semitrailer, or recreational vehicle may declare Indiana as the person's base without obtaining an Indiana certificate of title if:

(1) the person's state of residence is not a member of the International Registration Plan; and

(2) the person presents satisfactory proof of ownership from the resident state.

(d) Except as provided in subsection (b), a person who operates a motor vehicle without a certificate of title commits a Class C infraction.

SECTION 7. IC 9-17-2-14 IS REPEALED [EFFECTIVE JULY 1, 2015]. Sec. 14: (a) Except as provided in:

(1) subsection (b); and

(2) section 15 of this chapter;

a person who violates this chapter commits a Class E infraction:

(b) A person who violates section 6 of this chapter commits a Class B infraction:

SECTION 8. IC 9-17-4-4.5, AS ADDED BY P.L.125-2012, SECTION 91, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 4.5. (a) A person must obtain a body change title whenever a vehicle is altered so that the alteration changes the type of the vehicle, as noted on the:

(1) current title; or

(2) certificate of origin;

of the vehicle.

(b) To receive a body change title, an applicant must provide:

(1) the former title or certificate of origin;

(2) a properly completed body change affidavit using a bureau designated form; and

(3) proof of a vehicle inspection.

(c) An assembled vehicle and a vehicle that is altered such that the vehicle type is changed must meet all applicable federal and state highway safety requirements before the vehicle may be titled and registered for operation on highways.

(d) A person who fails to obtain an updated certificate of title as required under subsection (a) commits a Class C infraction.

SECTION 9. IC 9-17-4-13 IS REPEALED [EFFECTIVE JULY 1, 2015]. Sec. 13: Except as otherwise provided in this chapter, a person



who violates this chapter commits a Class C infraction:

SECTION 10. IC 9-17-5-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 1. **(a)** A person having possession of a certificate of title for a motor vehicle, semitrailer, or recreational vehicle because the person has a lien or an encumbrance on the motor vehicle, semitrailer, or recreational vehicle must deliver not more than ten (10) business days after receipt of the payment the satisfaction or discharge of the lien or encumbrance indicated upon the certificate of title to the person who:

- (1) is listed on the certificate of title as owner of the motor vehicle, semitrailer, or recreational vehicle; or
- (2) is acting as an agent of the owner and who holds power of attorney for the owner of the motor vehicle, semitrailer, or recreational vehicle.

(b) A person who:

- (1) fails to remove a lien or encumbrance; or**
- (2) fails to deliver a certificate of title to the owner of a motor vehicle;**

as required under subsection (a) commits a Class C infraction.

SECTION 11. IC 9-17-5-3 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 3: A person who violates this chapter commits a Class E infraction:~~

SECTION 12. IC 9-17-6-1, AS AMENDED BY P.L.106-2007, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 1. **(a)** A person who owns a manufactured home that is:

- (1) personal property not held for resale; or
- (2) not attached to real estate by a permanent foundation;

shall obtain a certificate of title for the manufactured home under this chapter.

(b) A person who fails to obtain a certificate of title for a manufactured home as required under subsection (a) commits a Class C infraction.

SECTION 13. IC 9-17-6-16 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 16: A person who violates this chapter commits a Class E infraction:~~

SECTION 14. IC 9-17-7-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 1. **(a)** Except as provided in section 2 of this chapter, an owner of a trailer used on highways must obtain a certificate of title for the trailer from the bureau.

(b) A person who uses a trailer on a highway without first



obtaining a certificate of title as required under subsection (a) commits a Class C infraction.

SECTION 15. IC 9-17-7-3 IS REPEALED [EFFECTIVE JULY 1, 2015]. Sec. 3: A person who violates this chapter commits a Class C infraction:

SECTION 16. IC 9-18-2-1, AS AMENDED BY P.L.221-2014, SECTION 18, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 1. (a) A person must register all motor vehicles owned by the person that:

- (1) are subject to the motor vehicle excise tax under IC 6-6-5; and
- (2) will be operated in Indiana.

(b) A person must register all commercial vehicles owned by the person that:

- (1) are subject to the commercial vehicle excise tax under IC 6-6-5.5;
- (2) are not subject to proportional registration under the International Registration Plan; and
- (3) will be operated in Indiana.

(c) A person must register all recreational vehicles owned by the person that:

- (1) are subject to the excise tax imposed under IC 6-6-5.1; and
- (2) will be operated in Indiana.

(d) A person must register all vehicles owned by the person not later than sixty (60) days after becoming an Indiana resident.

(e) Except as provided in subsection (f), an Indiana resident must register all motor vehicles operated in Indiana.

(f) An Indiana resident who has a legal residence in a state that is not contiguous to Indiana may operate a motor vehicle in Indiana for not more than sixty (60) days without registering the motor vehicle in Indiana.

(g) An Indiana resident who has registered a motor vehicle in Indiana in any previous registration year is not required to register the motor vehicle, is not required to pay motor vehicle excise tax under IC 6-6-5 or the commercial vehicle excise tax under IC 6-6-5.5 on the motor vehicle, and is exempt from property tax on the motor vehicle for any registration year in which:

- (1) the Indiana resident is:
 - (A) an active member of the armed forces of the United States; and
 - (B) assigned to a duty station outside Indiana; and
- (2) the motor vehicle is not operated inside or outside Indiana.

This subsection may not be construed as granting the bureau authority



to require the registration of any vehicle that is not operated in Indiana.

(h) When an Indiana resident registers a motor vehicle in Indiana after the period of exemption described in subsection (g), the Indiana resident may submit an affidavit that:

- (1) states facts demonstrating that the motor vehicle is a motor vehicle described in subsection (g); and
- (2) is signed by the owner of the motor vehicle under penalties of perjury;

as sufficient proof that the owner of the motor vehicle is not required to register the motor vehicle during a registration year described in subsection (g). The commission or bureau may not require the Indiana resident to pay any civil penalty or any reinstatement or other fee that is not also charged to other motor vehicles being registered in the same registration year.

(i) Notwithstanding IC 9-18-1-1(a)(7), a person shall register all motor driven cycles owned by the person that:

- (1) are subject to the motor vehicle excise tax under IC 6-6-5; and
- (2) will be operated in Indiana.

(j) A person who fails to register a motor vehicle as required under:

- (1) subsections (a) through (e); or**
- (2) subsection (i);**

commits a Class C infraction.

SECTION 17. IC 9-18-2-6 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 6. (a) Except as provided in subsection (b), notwithstanding the time of temporary residence in Indiana, a nonresident who owns a vehicle that:

- (1) must be registered under this article; and
- (2) is operated intrastate upon the highways of Indiana solely for the purpose of transporting, for hire, nonprocessed agricultural products grown in Indiana;

is not required to apply for annual registration of the vehicle.

(b) A nonresident who owns a vehicle must obtain a permit from the bureau in the form of a decal that must be displayed on the vehicle.

(c) A nonresident agricultural permit:

- (1) may be issued by a license branch;
- (2) may be issued for a period of ninety (90) days; and
- (3) must display the expiration date of the permit.

(d) Only one (1) decal shall be issued for any one (1) vehicle in a year.

(e) A person who fails to:

- (1) obtain a permit from the bureau; or**

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**(2) display a permit obtained from the bureau;
as required under subsection (b) commits a Class C infraction.**

SECTION 18. IC 9-18-2-7, AS AMENDED BY P.L.2-2014, SECTION 37, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 7. (a) A person who owns a vehicle that is operated on Indiana roadways and subject to registration shall register each vehicle owned by the person as follows:

(1) A vehicle subject to section 8 of this chapter shall be registered under section 8 of this chapter.

(2) Subject to subsection (g) or (h), a vehicle not subject to section 8 or 8.5 of this chapter or to the International Registration Plan shall be registered before:

(A) March 1 of each year;

(B) February 1 or later dates each year, if:

(i) the vehicle is being registered with the department of state revenue; and

(ii) staggered registration has been adopted by the department of state revenue; or

(C) an earlier date subsequent to January 1 of each year as set by the bureau, if the vehicle is being registered with the bureau.

(3) School buses owned by a school corporation are exempt from annual registration but are subject to registration under IC 20-27-7.

(4) Subject to subsection (f), a vehicle subject to the International Registration Plan shall be registered before April 1 of each year.

(5) A school bus not owned by a school corporation shall be registered subject to section 8.5 of this chapter.

(b) Registrations and reregistrations under this section are for the calendar year. Registration and reregistration for school buses owned by a school corporation may be for more than a calendar year.

(c) License plates for a vehicle subject to this section may be displayed during:

(1) the calendar year for which the vehicle is registered; and

(2) the period of time:

(A) subsequent to the calendar year; and

(B) before the date that the vehicle must be reregistered.

(d) Except as provided in IC 9-18-12-2.5, a person who owns or operates a vehicle may not operate or permit the operation of a vehicle that:

(1) is required to be registered under this chapter; and

(2) has expired license plates.



(e) If a vehicle that is required to be registered under this chapter has:

- (1) been operated on the highways; and
- (2) not been properly registered under this chapter;

the bureau shall, before the vehicle is reregistered, collect the registration fee that the owner of the vehicle would have paid if the vehicle had been properly registered.

(f) The department of state revenue may adopt rules under IC 4-22-2 to issue staggered registration to motor vehicles subject to the International Registration Plan.

(g) Except as provided in section 8.5 of this chapter, the bureau may adopt rules under IC 4-22-2 to issue staggered registration to motor vehicles described in subsection (a)(2).

(h) After June 30, 2011, the registration of a vehicle under IC 9-18-16-1(a)(1) or IC 9-18-16-1(a)(2) expires on December 14 of each year. However, if a vehicle is registered under IC 9-18-16-1(a)(1) or IC 9-18-16-1(a)(2) and the registration of the vehicle is in effect on June 30, 2011, the registration of the vehicle remains valid:

- (1) throughout calendar year 2011; and
- (2) during the period that:
 - (A) begins January 1, 2012; and
 - (B) ends on the date on which the vehicle was due for reregistration under the law in effect before this subsection took effect.

(i) A person who fails to register or reregister a motor vehicle as required under subsection (a), (c), or (d) commits a Class C infraction.

(j) A person who operates or permits the operation of a motor vehicle in violation of subsection (d) commits a Class C infraction.

SECTION 19. IC 9-18-2-21, AS AMENDED BY P.L.262-2013, SECTION 53, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 21. **(a)** A certificate of registration or a legible reproduction of the certificate of registration must be carried:

- (1) in the vehicle to which the registration refers; or
- (2) by the person driving or in control of the vehicle, who shall display the registration upon the demand of a police officer.

(b) A person who fails to carry a certificate of registration or a legible reproduction of a certificate of registration as required under subsection (a) commits a Class C infraction.

SECTION 20. IC 9-18-2-26, AS AMENDED BY P.L.221-2014, SECTION 21, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 26. (a) License plates, including temporary license



plates, shall be displayed as follows:

- (1) For a motorcycle, motor driven cycle, trailer, semitrailer, or recreational vehicle, upon the rear of the vehicle, except as provided in subdivision (4).
- (2) For a tractor or dump truck, upon the front of the vehicle.
- (3) For every other vehicle, upon the rear of the vehicle, except as provided in subdivision (4).
- (4) For a truck with a rear mounted forklift or a mechanism to carry a rear mounted forklift or implement, upon the front of the vehicle.

(b) A license plate shall be securely fastened, in a horizontal position, to the vehicle for which the plate is issued:

- (1) to prevent the license plate from swinging;
- (2) at a height of at least twelve (12) inches from the ground, measuring from the bottom of the license plate;
- (3) in a place and position that are clearly visible;
- (4) maintained free from foreign materials and in a condition to be clearly legible; and
- (5) not obstructed or obscured by tires, bumpers, accessories, or other opaque objects.

(c) An interim license plate must be displayed in the manner required by IC 9-32-6-11(f).

(d) The bureau may adopt rules the bureau considers advisable to enforce the proper mounting and securing of license plates on vehicles consistent with this chapter.

(e) A person who fails to display:

- (1) a license plate as specified under subsection (a) or (b); or**
- (2) an interim license plate as required by IC 9-32-6-11(f);**

commits a Class C infraction.

SECTION 21. IC 9-18-2-27, AS AMENDED BY P.L.79-2006, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 27. (a) Except as provided in subsections (b) and (c), a vehicle required to be registered under this chapter may not be used or operated upon the highways if the motor vehicle displays any of the following:

- (1) A registration number belonging to any other vehicle.
- (2) A fictitious registration number.
- (3) A sign or placard bearing the words "license applied for" or "in transit" or other similar signs.

(b) Any other number may be displayed for any lawful purpose upon a:

- (1) motor vehicle;

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- (2) trailer;
- (3) semitrailer; or
- (4) recreational vehicle;

in addition to the license plates issued by the bureau under this chapter.

(c) After December 31, 2007, if a vehicle is registered as an antique motor vehicle under IC 9-18-12, an authentic Indiana license plate from the antique vehicle's model year may be displayed on the vehicle under IC 9-18-12-2.5.

(d) A person who operates a motor vehicle in violation of subsection (a) commits a Class C infraction.

SECTION 22. IC 9-18-2-29, AS AMENDED BY P.L.221-2014, SECTION 22, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 29. **(a)** Except as otherwise provided, before:

- (1) a motor vehicle;
- (2) a motorcycle;
- (3) a truck;
- (4) a trailer;
- (5) a semitrailer;
- (6) a tractor;
- (7) a bus;
- (8) a school bus;
- (9) a recreational vehicle;
- (10) special machinery; or
- (11) a motor driven cycle;

is operated or driven on a highway, the person who owns the vehicle must register the vehicle with the bureau and pay the applicable registration fee.

(b) A person who operates a motor vehicle in violation of subsection (a) commits a Class C infraction.

SECTION 23. IC 9-18-2-29.5, AS AMENDED BY P.L.125-2012, SECTION 102, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 29.5. **(a)** Before a piece of special machinery is operated off a highway or in a farm field, the person who owns the piece of special machinery must:

- (1) register the piece of special machinery with the bureau; and
- (2) pay the applicable special machinery registration fee.

(b) A person who operates a piece of special machinery on a highway or in a farm field without first:

- (1) registering the piece of special machinery with the bureau;**
- or**

- (2) paying any applicable registration fees;**

commits a Class C infraction.



SECTION 24. IC 9-18-2-40 IS REPEALED [EFFECTIVE JULY 1, 2015]. Sec. 40: (a) This section does not apply to section 43 or 44 of this chapter.

(b) A person who violates this chapter commits a Class C infraction.

(c) A person who owns or operates or permits the operation of a vehicle required to be registered under this chapter with expired license plates commits a Class C infraction.

SECTION 25. IC 9-18-2-41 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 41. (a) In addition to:

- (1) the penalty described under ~~section 40~~ **sections 1, 6, 7, 21, 26, 27, 29, and 29.5** of this chapter; and
- (2) any judgment assessed under IC 34-28-5 (or IC 34-4-32 before its repeal);

a person who violates section 1 of this chapter shall be assessed a judgment equal to the amount of excise tax due under IC 6-6-5 or IC 6-6-5.5 on the vehicle involved in the violation.

(b) The clerk of the court shall do the following:

- (1) Collect the additional judgment described under subsection (a) in an amount specified by a court order.
- (2) Transfer the additional judgment to the county auditor on a calendar year basis.

(c) The auditor shall distribute the judgments described under subsection (b) to law enforcement agencies, including the state police department, responsible for issuing citations to enforce section 1 of this chapter.

(d) The percentage of funds distributed to a law enforcement agency under subsection (c):

- (1) must equal the percentage of the total number of citations issued by the law enforcement agency for the purpose of enforcing section 1 of this chapter during the applicable year; and
- (2) may be used for the following:
 - (A) Any law enforcement purpose.
 - (B) Contributions to the pension fund of the law enforcement agency.

SECTION 26. IC 9-18-2.5-3, AS ADDED BY P.L.259-2013, SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 3. (a) The following may not be operated on a public roadway, in accordance with IC 14-16-1-20:

- (1) An off-road vehicle.
- (2) A snowmobile (including a collector snowmobile).

(b) Except as provided under subsections (c) and (d), the following must be registered under this chapter:

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- (1) An off-road vehicle.
- (2) A snowmobile.
- (c) Registration is not required for the following vehicles:
 - (1) An off-road vehicle or snowmobile that is exclusively operated in a special event of limited duration that is conducted according to a prearranged schedule under a permit from the governmental unit having jurisdiction.
 - (2) An off-road vehicle or snowmobile being operated by a nonresident of Indiana as authorized under IC 14-16-1-19.
 - (3) An off-road vehicle or snowmobile that is being operated for purposes of testing or demonstration and on which certificate numbers have been placed under section 11 of this chapter.
 - (4) An off-road vehicle or snowmobile, the operator of which 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, which may not be more than thirty-one (31) days before the date on which the operator is required to show the bill of sale.
 - (C) The make, model, and vehicle number of the off-road vehicle or snowmobile provided by the manufacturer, as required by section 12 of this chapter.
 - (5) An off-road vehicle or snowmobile that is owned or leased and used for official business by:
 - (A) the state;
 - (B) a municipal corporation (as defined in IC 36-1-2-10); or
 - (C) a volunteer fire department (as defined in IC 36-8-12-2).
- (d) The owner of an off-road vehicle or a snowmobile that was properly registered under IC 14-16-1 is not required to register the off-road vehicle or snowmobile under this chapter until the date on which the registration expires under IC 14-16-1-11(c).
- (e) **A person who:**
 - (1) operates an off-road vehicle or snowmobile on a public roadway; or**
 - (2) fails to register an off-road vehicle or snowmobile as required by this section;****commits a Class C infraction.**

SECTION 27. IC 9-18-2.5-4, AS ADDED BY P.L.259-2013, SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 4. (a) The owner of each off-road vehicle or snowmobile required to be registered under this chapter must do the following every three (3) years:

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(1) Provide:

(A) either:

(i) the name, bona fide residence address, and mailing address, including the name of the county, of the person who owns the off-road vehicle or snowmobile, if the person is an individual; or

(ii) the business address, including the name of the county, of the person that owns the off-road vehicle or snowmobile, if the person is a firm, a partnership, an association, a corporation, a limited liability company, or a unit of government; and

(B) a brief description of the off-road vehicle or snowmobile to be registered, including the following information, if available:

(i) The name of the manufacturer of the off-road vehicle or snowmobile.

(ii) The vehicle identification number.

(iii) The type of body of the off-road vehicle or snowmobile.

(iv) The model year of the off-road vehicle or snowmobile.

(v) The color of the off-road vehicle or snowmobile.

(vi) Any other information reasonably required by the bureau to enable the bureau to determine whether the off-road vehicle or snowmobile may be registered.

(2) File an application for registration or renewal of registration with the bureau on forms provided by the bureau.

(3) Sign the application.

(4) Include a signed affidavit in which the applicant swears or affirms that the information set forth in the application by the applicant is correct.

(5) Pay the fee set forth in IC 9-29-5-44(b) or IC 9-29-5-44(c).

(b) Upon receipt of an application in approved form, the bureau shall enter the application in the records of the bureau and issue to the applicant the following:

(1) A certificate of registration containing the following:

(A) The registration number awarded to the off-road vehicle or snowmobile.

(B) The name and address of the owner.

(C) The vehicle number as described in section 12 of this chapter.

(D) Other information that the bureau requires.

(2) Two (2) decals indicating the off-road vehicle's or snowmobile's registration number and the year in which the



registration will expire, which must be attached to the off-road vehicle or snowmobile as provided in section 7 of this chapter.

(c) A certificate of registration issued under this section must:

- (1) be pocket size;
- (2) accompany the off-road vehicle or snowmobile; and
- (3) be made available for inspection upon demand by a police officer.

(d) A person who:

- (1) fails to maintain registration for an off-road vehicle or snowmobile under subsection (a); or**
- (2) fails to carry or produce an off-road vehicle's or snowmobile's registration under subsection (c);**

commits a Class C infraction.

SECTION 28. IC 9-18-2.5-7, AS ADDED BY P.L.259-2013, SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 7. (a) The owner of an off-road vehicle or snowmobile shall attach the registration decals issued under section 4 of this chapter on the forward half of the off-road vehicle or snowmobile. All decals shall be maintained in a legible condition and displayed only for the period for which the registration is valid.

(b) If a registration decal is lost or destroyed, the owner may apply for a duplicate registration decal. An application submitted under this subsection must be accompanied by the fee set forth in IC 9-29-5-44(d) for each decal. Upon receipt of a proper application and the required fee, the bureau shall issue a duplicate registration decal to the owner.

(c) A person who fails to properly display a registration decal as prescribed under subsection (a) commits a Class C infraction.

SECTION 29. IC 9-18-2.5-8, AS ADDED BY P.L.259-2013, SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 8. (a) The owner of an off-road vehicle or snowmobile that must be registered under this chapter must, within thirty-one (31) days after acquiring the vehicle, make application to the bureau for a certificate of registration to be issued for the off-road vehicle or snowmobile and pay the fee set forth in IC 9-29-5-44(b). Upon receipt of the application and fee, the bureau shall issue a certificate of registration to the owner. Unless the application is made and the fee paid within thirty-one (31) days after the owner acquires it, the off-road vehicle or snowmobile is considered to be without a certificate of registration and a person may not operate the off-road vehicle or snowmobile until a certificate of registration is issued for it.

(b) A person who operates an off-road vehicle or snowmobile without a certificate of registration as described in subsection (a)



commits a Class C infraction.

SECTION 30. IC 9-18-2.5-10, AS ADDED BY P.L.259-2013, SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 10. (a) If a certificate of registration is lost, mutilated, or becomes illegible, the owner of the off-road vehicle or snowmobile may obtain a duplicate of the certificate upon application and payment of the fee set forth in IC 9-29-5-44(f).

(b) If any of the information on a certificate of registration changes, the owner of the off-road vehicle or snowmobile shall obtain an amended certificate of registration from the bureau bearing the amended information upon application and payment of the fee set forth in IC 9-29-5-44(f).

(c) A person who fails to replace or update a certificate of registration under subsection (b) commits a Class C infraction.

SECTION 31. IC 9-18-2.5-16 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 16. Except as provided in section 12 of this chapter, a person that violates this chapter commits a Class C infraction.~~

SECTION 32. IC 9-18-3-6.5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 6.5. (a) An employee of an agency that is exempt from the payment of registration fees under section 1(5) through 1(7) of this chapter is exempt from the payment of any fees for licensing under IC 9-24-6 while employed by the exempt agency if the director of the agency notifies the bureau in writing that the employee's duties include driving a commercial motor vehicle for the agency.

(b) The director of an agency that is exempt from the payment of registration fees under section 1(5) through 1(7) of this chapter shall notify the bureau if an individual who received a license without the payment of fees under subsection (a) ceases to be employed by the exempt agency.

(c) Not later than thirty (30) days following the day on which an individual ceases to be employed by an exempt agency, the individual must do the following:

- (1) Renew the individual's license.
- (2) Pay the appropriate fee for licensing under IC 9-24-6.

(d) A person who fails to:

- (1) renew the person's license; and**
- (2) pay an appropriate license fee under IC 9-24-6;**

subsequent to ending employment with an exempt agency commits a Class C infraction.

SECTION 33. IC 9-18-3-7 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 7. A person who violates this chapter commits a Class C~~



infraction:

SECTION 34. IC 9-18-5-6 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 6: A person who violates this chapter commits a Class C~~
infraction:

SECTION 35. IC 9-18-6-5, AS AMENDED BY P.L.262-2013, SECTION 68, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 5. (a) Upon the disposition by sale or other means of a motor vehicle, trailer, semitrailer, recreational vehicle, or motor home currently registered in Indiana, the license plate from the disposed motor vehicle, trailer, semitrailer, recreational vehicle, or motor home may be:

- (1) transferred by the person who is the current registrant to any other vehicle of the same type acquired by the person; and
- (2) operated in Indiana for not more than thirty-one (31) days after the date the person acquires ownership of the vehicle.

(b) The person who is the registrant must have in the person's possession a:

- (1) manufacturer's certificate of origin;
- (2) duly assigned certificate of title; or
- (3) bill of sale;

indicating that the person is the owner of the vehicle to which the unexpired license plates are affixed.

(c) A person who operates a motor vehicle, trailer, semitrailer, recreational vehicle, or motor home in violation of subsection (b) commits a Class C infraction.

SECTION 36. IC 9-18-6-6 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 6: A person who violates this chapter commits a Class C~~
infraction:

SECTION 37. IC 9-18-7-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 2. (a) A trip permit may be issued for:

- (1) a vehicle that could be operated in Indiana for a period of seventy-two (72) hours instead of full registration; and
- (2) both interstate and intrastate travel.

(b) A trip permit may not be used to evade full registration.

(c) The department of state revenue or agents for the department of state revenue may issue trip permits under rules adopted under IC 4-22-2.

(d) A person who uses a trip permit:

- (1) for a period greater than seventy-two (72) hours; or**
- (2) to evade full registration;**

commits a Class C infraction.



SECTION 38. IC 9-18-7-4 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 4. (a) An Indiana resident who owns a vehicle required to be registered under this title may, for the purpose of delivering or having delivered the vehicle to the residence or place of business of the resident, apply for and obtain a temporary permit that allows the person or the person's agent or employee to operate the vehicle upon the highways without obtaining a certificate of title or registration for the vehicle. The permit is valid for not more than ninety-six (96) hours.

(b) A person must do the following to obtain a permit under this section:

- (1) Pay the required fee with the application.
- (2) Provide proof of financial responsibility in the amounts specified under IC 9-25 in the form required by the bureau.

(c) A person who uses a temporary permit:

- (1) for a period greater than ninety-six (96) hours; or**
- (2) for a purpose not specified in subsection (a);**

commits a Class C infraction.

SECTION 39. IC 9-18-7-5 IS REPEALED [EFFECTIVE JULY 1, 2015]. Sec. 5: A person who violates this chapter commits a Class C infraction:

SECTION 40. IC 9-18-9-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 1. (a) A trailer used on the highways, including a pop-up camper trailer, must be registered with the bureau.

(b) A person who:

- (1) uses or operates a trailer or pop-up camper; and**
- (2) fails to register the trailer or pop-up camper with the bureau;**

commits a Class C infraction.

SECTION 41. IC 9-18-9-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 2. (a) A person who owns a trailer required to be registered under this chapter must register the trailer on an annual basis under IC 9-18-2-7.

(b) A person who fails to annually renew a trailer registration as prescribed in subsection (a) commits a Class C infraction.

SECTION 42. IC 9-18-9-5 IS REPEALED [EFFECTIVE JULY 1, 2015]. Sec. 5: A person who violates this chapter commits a Class C infraction:

SECTION 43. IC 9-18-10-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 1. (a) A semitrailer used on the highways must be registered with the bureau.



(b) A person who fails to register with the bureau a semitrailer used or operated on a highway commits a Class C infraction.

SECTION 44. IC 9-18-10-2, AS AMENDED BY P.L.63-2007, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 2. (a) A person who owns a semitrailer required to be registered under this chapter may register the semitrailer:

- (1) on an annual basis under IC 9-18-2-7;
- (2) on a five (5) year basis as provided in section 3 of this chapter;
- or
- (3) permanently under section 3 of this chapter.

(b) The registration of a semitrailer permanently registered under section 3 of this chapter must be renewed on an annual basis.

(c) A person who fails to register a semitrailer or renew a semitrailer registration as required under subsection (a) or (b) commits a Class C infraction.

SECTION 45. IC 9-18-10-6 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 6: A person who violates this chapter commits a Class C infraction.~~

SECTION 46. IC 9-18-12-1, AS AMENDED BY P.L.79-2006, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 1. (a) An antique motor vehicle must be registered annually.

- (b) The bureau may adopt a:
- (1) registration form; and
 - (2) certificate of registration;

to implement this chapter.

(c) After December 31, 2007, a person who:

- (1) registers an antique motor vehicle under this chapter; and
- (2) wishes to display on the antique motor vehicle an authentic license plate from the model year of the antique motor vehicle under section 2.5 of this chapter;

must pay the required fee under IC 9-29-5-32.5.

(d) A person who fails to register an antique motor vehicle as required under subsection (a) or (c) commits a Class C infraction.

SECTION 47. IC 9-18-12-4, AS AMENDED BY P.L.221-2014, SECTION 23, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 4. (a) If a person who registers an antique motor vehicle under this chapter makes substantial alterations or changes to the vehicle after the date of the antique motor vehicle's registration, the registrant shall have the vehicle reinspected by the state police department.

(b) If the antique motor vehicle is not found to be in a mechanical



condition that guarantees the vehicle's safe operation upon the highways, the mechanical condition shall be reported to the bureau. The bureau shall do the following:

- (1) Immediately cancel the registration of the antique motor vehicle.
- (2) Notify the person who registered the antique motor vehicle of the cancellation.

(c) A person who:

- (1) fails to have an antique motor vehicle inspected by the state police department subsequent to making substantial alterations or changes to the vehicle after the date of the vehicle's registration; or**
- (2) operates an antique motor vehicle subsequent to the registration being canceled;**

commits a Class C infraction.

SECTION 48. IC 9-18-12-7 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 7: A person who violates this chapter commits a Class C infraction.~~

SECTION 49. IC 9-18-16-3 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 3: A person who violates this chapter commits a Class C infraction.~~

SECTION 50. IC 9-18-19-1, AS AMENDED BY P.L.216-2014, SECTION 42, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 1. (a) The bureau shall design a license plate that will designate a vehicle as being registered to a person who has received a Purple Heart decoration that is awarded to a person who suffers an injury while serving as a member of the armed forces of the United States.

(b) Upon proper application, the bureau may modify a license plate designed under subsection (a) to designate a vehicle as being registered to a person who is:

- (1) described in subsection (a); and
- (2) eligible to be issued:
 - (A) a placard under IC 9-14-5; or
 - (B) a person with a disability registration plate under IC 9-18-22.

(c) The bureau may issue a license plate designed under subsection (a) or modified under subsection (b) to the following types of vehicles:

- (1) A passenger motor vehicle.
- (2) A truck with a declared gross weight of at least seven thousand (7,000) pounds but less than eleven thousand (11,000) pounds.



(3) A recreational vehicle.

(4) A motorcycle.

(d) A person who knowingly or intentionally professes to have the qualifications to obtain a license plate under subsection (b) commits a Class C misdemeanor.

(e) A person who owns a motor vehicle bearing a license plate issued under subsection (b) and knows that the person is not entitled to a license plate issued under subsection (b) commits a Class C misdemeanor.

SECTION 51. IC 9-18-19-4 IS REPEALED [EFFECTIVE JULY 1, 2015]. Sec. 4. (a) A person who knowingly and falsely professes to have the qualifications to obtain a license plate under section 1(b) of this chapter commits a Class C misdemeanor.

(b) A person who owns a motor vehicle bearing a license plate issued under section 1(b) of this chapter when the person knows that the person is not entitled to a license plate issued under section 1(b) of this chapter commits a Class C misdemeanor.

SECTION 52. IC 9-18-27-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 2. (a) An interim manufacturer transporter license plate may only be issued to a manufacturer of semitrailers or trailers who is licensed as a manufacturer under IC 9-23. The plate may only be used in connection with delivery of newly manufactured semitrailers or trailers.

(b) A person who knowingly or intentionally uses an interim manufacturer transporter license plate for a purpose other than the delivery of a newly manufactured semitrailer or trailer commits a Class B misdemeanor.

SECTION 53. IC 9-18-27-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 3. (a) The bureau shall prescribe the form of an interim manufacturer transporter license plate, and the plate shall be displayed on the vehicle in the manner determined by the bureau. The bureau may provide for the bulk issuance of the plates. A license plate must display the assigned manufacturer's registration number and the date the license plate is first displayed on the semitrailer or trailer.

(b) A person who knowingly or intentionally fails to display:

(1) an interim manufacturer transporter license plate; or

(2) the assigned manufacturer's registration number and date of first display on an interim manufacturer transporter license plate;

under subsection (a) commits a Class B misdemeanor.

SECTION 54. IC 9-18-27-4 IS AMENDED TO READ AS



FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 4. **(a)** A manufacturer shall affix the proper vehicle identification number and date when an interim manufacturer transporter license plate is assigned to a specific vehicle. A license plate remains valid for twenty-one (21) days from the date the plate is affixed to the semitrailer or trailer and may not be renewed. Only one (1) interim manufacturer transporter license plate may be issued for a newly manufactured trailer or semitrailer.

(b) A person who knowingly or intentionally:

(1) displays an interim manufacturer transporter license plate past its date of expiration; or

(2) uses an interim manufacturer transporter license plate for more than one (1) newly manufactured trailer or semitrailer;

commits a Class B misdemeanor.

SECTION 55. IC 9-18-27-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **(a)** Sec. 5. An interim manufacturer transporter license plate may only be used when:

(1) a manufacturer is delivering a semitrailer or trailer to a:

(A) purchaser;

(B) person who will offer the vehicle for sale; or

(C) motor carrier (as defined in IC 8-2.1-17-10);

(2) a purchaser or dealer accepts the vehicle at the manufacturer's facility; or

(3) a motor carrier will deliver the semitrailer or trailer from the manufacturer to either the purchaser, a seller, or to another motor carrier who will make the delivery.

(b) A person who knowingly or intentionally uses an interim manufacturer transporter license plate for a purpose not specified in subsection (a) commits a Class B misdemeanor.

SECTION 56. IC 9-18-27-9 IS REPEALED [EFFECTIVE JULY 1, 2015]. Sec. 9: ~~A person who violates this chapter commits a Class B misdemeanor.~~

SECTION 57. IC 9-19-14-4 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 4. **(a)** The use of signal equipment described in this chapter imposes upon a driver of another vehicle the duty to yield right-of-way and stop as prescribed in IC 9-21-8-35.

(b) A driver who fails to yield right-of-way to and stop as prescribed in IC 9-21-8-35 for an emergency vehicle operating in an official capacity commits a Class C infraction.

SECTION 58. IC 9-19-14-5.5, AS AMENDED BY P.L.80-2012, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 5.5. (a) Except for a:



- (1) vehicle utilized in a funeral procession; or
- (2) funeral escort vehicle bearing markings as described in IC 9-21-13-0.7;

a vehicle that is not described by sections 2 or 5 of this chapter may not display a red and white lamp or a red and blue lamp.

(b) A person who:

- (1) possesses a vehicle with equipment described by sections 2 or 5 of this chapter; and
- (2) is not authorized to display a red and white or red and blue lamp upon the vehicle;

shall immediately remove the red and white or red and blue lamp from the vehicle.

(c) A funeral escort vehicle, other than an authorized emergency vehicle used in a funeral procession or as a funeral escort vehicle, may display only red and white, red, or amber lights.

(d) A person who fails to comply with subsection (b) or (c) commits a Class C misdemeanor.

SECTION 59. IC 9-19-14-6, AS AMENDED BY P.L.80-2012, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 6. ~~(a)~~ This section does not apply to a person who owns or operates a vehicle or combination of vehicles that:

- (1) contains parts and accessories; and
- (2) is equipped;

as required under regulations of the United States Department of Transportation.

~~(b) Except as provided in subsection (c), a person who violates this chapter commits a Class E infraction.~~

~~(c) A person commits a Class E misdemeanor if the person knowingly or intentionally violates section 5.5 of this chapter.~~

SECTION 60. IC 9-21-5-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 1. **(a)** A person may not drive a vehicle on a highway at a speed greater than is reasonable and prudent under the conditions, having regard to the actual and potential hazards then existing. Speed shall be restricted as necessary to avoid colliding with a person, vehicle, or other conveyance on, near, or entering a highway in compliance with legal requirements and with the duty of all persons to use due care.

(b) A person who drives at a speed greater than is reasonable and prudent for the given weather or road conditions commits a Class C infraction.

SECTION 61. IC 9-21-5-2, AS AMENDED BY P.L.1-2006, SECTION 163, IS AMENDED TO READ AS FOLLOWS



[EFFECTIVE JULY 1, 2015]: Sec. 2. (a) Except when a special hazard exists that requires lower speed for compliance with section 1 of this chapter, the slower speed limit specified in this section or established as authorized by section 3 of this chapter is the maximum lawful speed. A person may not drive a vehicle on a highway at a speed in excess of the following maximum limits:

- (1) Thirty (30) miles per hour in an urban district.
- (2) Fifty-five (55) miles per hour, except as provided in subdivisions (1), (3), (4), (5), (6), and (7).
- (3) Seventy (70) miles per hour on a highway on the national system of interstate and defense highways located outside of an urbanized area (as defined in 23 U.S.C. 101) with a population of at least fifty thousand (50,000), except as provided in subdivision (4).
- (4) Sixty-five (65) miles per hour for a vehicle (other than a bus) having a declared gross weight greater than twenty-six thousand (26,000) pounds on a highway on the national system of interstate and defense highways located outside an urbanized area (as defined in 23 U.S.C. 101) with a population of at least fifty thousand (50,000).
- (5) Sixty-five (65) miles per hour on:
 - (A) U.S. 20 from the intersection of U.S. 20 and County Road 17 in Elkhart County to the intersection of U.S. 20 and U.S. 31 in St. Joseph County;
 - (B) U.S. 31 from the intersection of U.S. 31 and U.S. 20 in St. Joseph County to the boundary line between Indiana and Michigan; and
 - (C) a highway classified by the Indiana department of transportation as an INDOT Freeway.
- (6) On a highway that is the responsibility of the Indiana finance authority established by IC 4-4-11:
 - (A) seventy (70) miles per hour for:
 - (i) a motor vehicle having a declared gross weight of not more than twenty-six thousand (26,000) pounds; or
 - (ii) a bus; or
 - (B) sixty-five (65) miles per hour for a motor vehicle having a declared gross weight greater than twenty-six thousand (26,000) pounds.
- (7) Sixty (60) miles per hour on a highway that:
 - (A) is not designated as a part of the national system of interstate and defense highways;
 - (B) has four (4) or more lanes;



(C) is divided into two (2) or more roadways by:

- (i) an intervening space that is unimproved and not intended for vehicular travel;
- (ii) a physical barrier; or
- (iii) a dividing section constructed to impede vehicular traffic; and

(D) is located outside an urbanized area (as defined in 23 U.S.C. 101) with a population of at least fifty thousand (50,000).

(8) Fifteen (15) miles per hour in an alley.

(b) A person who violates subsection (a) commits a Class C infraction.

SECTION 62. IC 9-21-5-4 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 4. **(a)** The driver of each vehicle shall, consistent with section 1 of this chapter, drive at an appropriate reduced speed as follows:

- (1) When approaching and crossing an intersection or railway grade crossing.
- (2) When approaching and going around a curve.
- (3) When approaching a hill crest.
- (4) When traveling upon a narrow or winding roadway.
- (5) When special hazard exists with respect to pedestrians or other traffic or by reason of weather or highway conditions.

(b) A person who fails to drive at a reduced speed as required under subsection (a) commits a Class C infraction.

SECTION 63. IC 9-21-5-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 5. **(a)** In addition to the other limitations in this chapter, and in any oversize vehicle permit issued under IC 9-20, a vehicle that exceeds:

- (1) a width of ten (10) feet, six (6) inches;
- (2) a height of thirteen (13) feet, six (6) inches; or
- (3) a length of eighty-five (85) feet;

may not be operated at a speed greater than fifty-five (55) miles per hour.

(b) A person who operates a vehicle to which subsection (a) applies at a speed greater than fifty-five (55) miles per hour commits a Class C infraction.

SECTION 64. IC 9-21-5-6, AS AMENDED BY P.L.52-2011, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 6. **(a)** Except as provided in subsections (e) and (f), whenever a local authority in the authority's jurisdiction determines that the maximum speed permitted under this chapter is greater or less



than reasonable and safe under the conditions found to exist on a highway or part of a highway, the local authority may determine and declare a reasonable and safe maximum limit on the highway. The maximum limit declared under this section may do any of the following:

- (1) Decrease the limit within urban districts, but not to less than twenty (20) miles per hour.
- (2) Increase the limit within an urban district, but not to more than fifty-five (55) miles per hour during daytime and fifty (50) miles per hour during nighttime.
- (3) Decrease the limit outside an urban district, but not to less than thirty (30) miles per hour.
- (4) Decrease the limit in an alley, but to not less than five (5) miles per hour.
- (5) Increase the limit in an alley, but to not more than thirty (30) miles per hour.

The local authority must perform an engineering and traffic investigation before a determination may be made to change a speed limit under subdivision (2), (3), (4), or (5) or before the speed limit within an urban district may be decreased to less than twenty-five (25) miles per hour under subdivision (1).

(b) Except as provided in subsection (f), a local authority in the authority's jurisdiction shall determine by an engineering and traffic investigation the proper maximum speed for all local streets and shall declare a reasonable and safe maximum speed permitted under this chapter for an urban district. However, an engineering and traffic study is not required to be performed for the local streets in an urban district under this subsection if the local authority determines that the proper maximum speed in the urban district is not less than twenty-five (25) miles per hour.

(c) An altered limit established under this section is effective at all times or during hours of darkness or at other times as may be determined when appropriate signs giving notice of the altered limit are erected on the street or highway.

(d) Except as provided in this subsection, a local authority may not alter a speed limit on a highway or extension of a highway in the state highway system. A city or town may establish speed limits on state highways upon which a school is located. **A person who violates the speed limit in a reduced speed zone commits a Class B infraction.** However, a speed limit established under this subsection is valid only if the following conditions exist:

- (1) The limit is not less than twenty (20) miles per hour.



- (2) The limit is imposed only in the immediate vicinity of the school.
- (3) Children are present.
- (4) The speed zone is properly signed. After June 30, 2011, there must be:
 - (A) a sign located:
 - (i) where the reduced speed zone begins; or
 - (ii) as near as practical to the point where the reduced speed zone begins;
 - indicating the reduced speed limit; and
 - (B) a sign located at the end of the reduced speed zone indicating:
 - (i) the speed limit for the section of highway that follows; or
 - (ii) the end of the reduced speed zone.
- (5) The Indiana department of transportation has been notified of the limit imposed by certified mail.
- (e) A local authority may decrease a limit on a street to not less than fifteen (15) miles per hour if the following conditions exist:
 - (1) The street is located within a park or playground established under IC 36-10.
 - (2) The:
 - (A) board established under IC 36-10-3;
 - (B) board established under IC 36-10-4; or
 - (C) park authority established under IC 36-10-5;
 requests the local authority to decrease the limit.
 - (3) The speed zone is properly signed.
- (f) A city, town, or county may establish speed limits on a street or highway upon which a school is located if the street or highway is under the jurisdiction of the city, town, or county, respectively. However, a speed limit established under this subsection is valid only if the following conditions exist:
 - (1) The limit is not less than:
 - (A) twenty (20) miles per hour within an urban district; and
 - (B) thirty (30) miles per hour outside an urban district.
 - (2) The limit is imposed only in the immediate vicinity of the school.
 - (3) Children are present.
 - (4) The speed zone is properly signed. After:
 - (A) June 30, 2011, there must be:
 - (i) a sign located where the reduced speed zone begins or as near as practical to the point where the reduced speed zone begins indicating the reduced speed limit; and



- (ii) a sign located at the end of the reduced speed zone indicating the end of the reduced speed zone; and
- (B) June 30, 2012, if the school operates on a twelve (12) month schedule, there must be a sign indicating that the school is an all year school."

Page 1, line 2, after "7." insert "(a)".

Page 1, between lines 13 and 14, begin a new paragraph and insert:

"(b) A person who fails to give right-of-way as required by subsection (a) commits a Class C infraction.

SECTION 65. IC 9-21-5-8.5, AS AMENDED BY P.L.221-2014, SECTION 38, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 8.5. (a) A person may not operate a low speed vehicle on a highway that has a speed limit in excess of thirty-five (35) miles per hour.

(b) A person who operates a low speed vehicle on a highway that has a speed limit in excess of thirty-five (35) miles per hour commits a Class C infraction."

Page 2, delete lines 4 through 26, begin a new paragraph and insert:

"(b) A person who violates subsection (a) commits a Class C infraction.

SECTION 69. IC 9-21-5-10 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 10. (a) A person may not drive a vehicle over a bridge or other elevated structure constituting a part of a highway at a speed that is greater than the maximum speed that can be maintained with safety to the bridge or structure, when the structure is signposted as provided in this section.

(b) The Indiana department of transportation may conduct an investigation of a bridge or other elevated structure constituting a part of a highway. If the Indiana department of transportation finds that the structure cannot with safety to the structure withstand vehicles traveling at the speed otherwise permissible under this chapter, the Indiana department of transportation shall determine and declare the maximum speed of vehicles that the structure can withstand. The Indiana department of transportation shall cause or permit suitable signs stating the maximum speed to be erected and maintained at a distance of one hundred (100) feet or as near as practicable before each end of the structure.

(c) Upon the trial of a person charged with a violation of this section, proof of the determination of the maximum speed by the Indiana department of transportation and the existence of signs erected under subsection (b) constitutes conclusive evidence of the maximum speed that can be maintained with safety to the bridge or structure.



(d) A person who exceeds the speed limit sign posted on a bridge or other elevated structure under this section commits a Class C infraction.

SECTION 66. IC 9-21-5-11, AS AMENDED BY P.L.66-2011, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 11. (a) Subject to subsection (b), the Indiana department of transportation, the Indiana finance authority, or a local authority may establish temporary maximum speed limits in their respective jurisdictions and in the vicinity of a worksite without conducting an engineering study and investigation required under this article. The establishing authority shall post signs notifying the traveling public of the temporary maximum speed limits established under this section.

(b) Worksite speed limits set under this section must be at least ten (10) miles per hour below the maximum established speed limit.

(c) A worksite speed limit set under this section may be enforced only if:

- (1) workers are present in the immediate vicinity of the worksite; or
- (2) if workers are not present in the immediate vicinity of the worksite, the establishing authority determines that the safety of the traveling public requires enforcement of the worksite speed limit.

(d) Notwithstanding IC 34-28-5-4(b), a judgment for the infraction of violating a speed limit set under this section must be entered as follows:

- (1) If the person has not previously committed the infraction of violating a speed limit set under this section, a judgment **for a Class B infraction and a fine** of at least three hundred dollars (\$300) **shall be imposed.**
- (2) If the person has committed one (1) infraction of violating a speed limit set under this section in the previous three (3) years, a judgment **for a Class B infraction and a fine** of at least five hundred dollars (\$500) **shall be imposed.**
- (3) If the person has committed two (2) or more infractions of violating a speed limit set under this section in the previous three (3) years, a judgment **for a Class B infraction and a fine** of one thousand dollars (\$1,000) **shall be imposed.**

(e) Notwithstanding IC 34-28-5-5(c), the funds collected as judgments for the infraction of violating a speed limit set under this section shall be transferred to the Indiana department of transportation to pay the costs of hiring off duty police officers to perform the duties



described in IC 8-23-2-15(b).

SECTION 67. IC 9-21-5-13 IS REPEALED [EFFECTIVE JULY 1, 2015]. Sec. 13: (a) Except as provided in subsections (b) and (c), a person who violates this chapter commits a Class C infraction:

(b) A person who exceeds a speed limit that is:

(1) established under section 6 of this chapter and imposed only in the immediate vicinity of a school when children are present; or

(2) established under section 11 of this chapter and imposed only in the immediate vicinity of a worksite when workers are present;

commits a Class B infraction:

(c) A person who while operating a school bus knowingly or intentionally exceeds a speed limit set forth in section 14 of this chapter commits a Class C misdemeanor:

SECTION 68. IC 9-21-5-14, AS AMENDED BY P.L.114-2007, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 14. (a) A person may not operate a school bus or a special purpose bus at a speed greater than:

(1) sixty (60) miles per hour on a federal or state highway; or

(2) forty (40) miles per hour on a county or township highway.

(b) If the posted speed limit is lower than the absolute limits set in this section or if the absolute limits do not apply, the maximum lawful speed of a bus is the posted speed limit.

(c) A person who knowingly or intentionally exceeds a speed limit set forth in subsection (a) or (b) commits a Class C misdemeanor."

Page 3, line 12, after "section" insert "**that results in damage to the property of another person or bodily injury to another person**".

Page 3, between lines 13 and 14, begin a new paragraph and insert:

"SECTION 73. IC 9-21-8-56, AS AMENDED BY P.L.217-2014, SECTION 50, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 56. (a) For purposes of this section, "highway work zone" has the meaning set forth in IC 8-23-2-15.

(b) Except as provided in subsections (f) through (h), a person who recklessly operates a vehicle in the immediate vicinity of a highway work zone when workers are present commits a Class A misdemeanor.

(c) Except as provided in subsections (f) through (h), a person who knowingly or intentionally operates a motor vehicle in the immediate vicinity of a highway work zone when workers are present with the intent to:

(1) damage traffic control devices; or

(2) inflict bodily injury on a worker;



commits a Class A misdemeanor.

(d) Except as provided in subsections (f) through (h), a person who knowingly, intentionally, or recklessly engages in:

- (1) aggressive driving, as defined in section 55 of this chapter; or
- (2) a speed contest, as prohibited under IC 9-21-6-1;

in the immediate vicinity of a highway work zone when workers are present commits a Class A misdemeanor.

(e) Except as provided in subsections (f) through (h), a person who recklessly fails to obey a traffic control device or flagman, as prohibited under section 41 of this chapter, in the immediate vicinity of a highway work zone when workers are present commits a Class A misdemeanor.

(f) An offense under subsection (b), (c), (d), or (e) is a Level 6 felony if the person who commits the offense:

- (1) has a prior unrelated conviction under this section in the previous five (5) years; or
- (2) is operating the vehicle in violation of IC 9-30-5-1. ~~or IC 9-30-5-2.~~

(g) An offense under subsection (b), (c), (d), or (e) is a Level 6 felony if the offense results in bodily injury to a worker in the worksite.

(h) An offense under subsection (b), (c), (d), or (e) is a Level 5 felony if the offense results in the death of a worker in the worksite.

(i) A person who knowingly, intentionally, or recklessly engages in an act described in section 55(b)(1), 55(b)(2), 55(b)(3), 55(b)(4), 55(b)(5), or 55(b)(6) of this chapter in the immediate vicinity of a highway work zone when workers are present commits a Class B infraction. Notwithstanding IC 34-28-5-5(c), the funds collected as judgments for an infraction under this subsection shall be transferred to the Indiana department of transportation to pay the costs of hiring off duty police officers to perform the duties described in IC 8-23-2-15(b).

SECTION 69. IC 9-22-3-3, AS AMENDED BY P.L.110-2006, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 3. (a) A certificate of salvage title is required for a motor vehicle, motorcycle, semitrailer, or recreational vehicle that meets any of the following criteria:

- (1) An insurance company has determined that it is economically impractical to repair the wrecked or damaged motor vehicle, motorcycle, semitrailer, or recreational vehicle and has made an agreed settlement with the insured or claimant.
- (2) If the owner of the vehicle is a business that insures its own vehicles, the cost of repairing the wrecked or damaged motor vehicle, motorcycle, semitrailer, or recreational vehicle exceeds



seventy percent (70%) of the fair market value immediately before the motor vehicle, motorcycle, semitrailer, or recreational vehicle was wrecked or damaged.

(3) The motor vehicle is a flood damaged vehicle.

(b) For the purposes of this section, the bureau shall, upon request, determine the fair market value of a wrecked or damaged motor vehicle, motorcycle, semitrailer, or recreational vehicle if the fair market value cannot be determined from the source referred to in section 2(1) of this chapter.

(c) Except as described in section 11(c) of this chapter, an insurance company shall apply for a salvage title for a vehicle that the insurance company has determined is economically impractical to repair.

(d) An owner described in subsection (a)(2) shall apply for a salvage title for any vehicle that has sustained damages of seventy percent (70%) or more of the fair market value immediately before the motor vehicle, motorcycle, semitrailer, or recreational vehicle was wrecked or damaged if the vehicle meets the criteria specified in subsection (a)(2).

(e) A person who knowingly or intentionally fails to apply for a salvage title as required by subsection (a), (c), or (d) commits a Class B misdemeanor.

SECTION 70. IC 9-22-3-7.5, AS AMENDED BY P.L.106-2010, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 7.5. (a) A dealer licensed as a dealer under IC 9-23 on the date of receiving a title by sale or transfer shall secure an affidavit from the person who holds the certificate of title. The affidavit must state whether the vehicle is a flood damaged vehicle.

(b) The dealer shall file the affidavit secured under subsection (a) with the bureau upon receiving the affidavit and shall retain a copy of the affidavit with the records of the dealer.

(c) The bureau shall retain an affidavit regarding flood damage to the vehicle submitted to the bureau by a dealer under this section.

(d) Submission of a fraudulent affidavit under subsection (a) will subject the affiant to civil liability for all damages incurred by a dealer subsequent purchaser or transferee of the title, including reasonable attorney's fees and court costs (including fees).

(e) A dealer that knowingly or intentionally fails to comply with subsection (a) or (b) commits a Class B misdemeanor.

(f) A person who knowingly or intentionally submits a fraudulent affidavit under subsection (a) commits a Class B misdemeanor.

SECTION 71. IC 9-22-3-10, AS AMENDED BY P.L.125-2012,



SECTION 131, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 10. (a) If a certificate of salvage title is lost, mutilated, or destroyed or becomes illegible, the person who owns the vehicle or the legal representative or legal successor in interest of the person who owns the motor vehicle, semitrailer, or recreational vehicle for which the certificate of salvage title was issued, as shown by the records of the bureau, shall immediately apply for a duplicate certificate of salvage title.

(b) A person described in subsection (a) may obtain a duplicate certificate of salvage title when the person furnishes information concerning the loss, mutilation, destruction, or illegibility satisfactory to the bureau and pays the fee set forth in IC 9-29-7. Upon the issuance of a duplicate certificate of salvage title, the most recent certificate of salvage title issued is considered void by the bureau.

(c) A certificate of salvage title issued under this section must have recorded upon the title's face and back the words "DUPLICATE SALVAGE TITLE".

(d) If the lost, mutilated, destroyed, or illegible certificate of salvage title contained the notation "FLOOD DAMAGED", the duplicate certificate of salvage title must have recorded upon the title's face and back the words "FLOOD DAMAGED".

(e) A person who knowingly or intentionally fails to obtain a replacement salvage title under subsection (a) commits a Class B misdemeanor.

(f) A person who knowingly or intentionally fails to comply with subsection (c) or (d) commits a Class B misdemeanor.

SECTION 72. IC 9-22-3-13, AS AMENDED BY P.L.262-2013, SECTION 110, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 13. (a) A scrap metal processor or other appropriate facility that purchases or acquires a salvage motor vehicle that has been totally demolished or destroyed as a result of normal processing performed by a disposal facility is not required to apply for and receive a certificate of salvage title for the vehicle. The facility or processor that performed the processing that resulted in the vehicle being demolished or destroyed shall surrender the certificate of title, the certificate of authority, or the certificate of salvage title to the bureau.

(b) A scrap metal processor or other appropriate facility that knowingly or intentionally fails to surrender:

- (1) a certificate of title;**
- (2) a certificate of authority; or**
- (3) a certificate of salvage title;**



to the bureau under subsection (a) commits a Class B misdemeanor.

SECTION 73. IC 9-22-3-15 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 15. (a) If a salvage motor vehicle is rebuilt for operation upon the highways and ownership is evidenced by a certificate of salvage title, the person who owns the vehicle shall apply to the bureau for a certificate of title. The bureau shall issue a certificate of title that lists each person who holds a lien on the vehicle to the person who owns the vehicle when the following are completed:

- (1) The inspection of the vehicle by a police officer.
- (2) The verification of proof of ownership of major component parts used and the source of the major component parts.
- (3) The surrender of the certificate of salvage title properly executed with an affidavit concerning the major component parts on a form prescribed by the bureau.
- (4) The payment of the fee required under IC 9-29-7.

(b) A person who knowingly or intentionally fails to obtain a certificate of title as required under subsection (a) commits a Class B misdemeanor.

SECTION 74. IC 9-22-3-16, AS AMENDED BY P.L.262-2013, SECTION 111, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 16. (a) Except as provided in subsection (b), a certificate of title issued under this chapter and a certificate of title subsequently issued must conspicuously bear the designation:

- (1) "REBUILT VEHICLE--MILEAGE NOT ACTUAL" if the motor vehicle is not a flood damaged vehicle; or
- (2) "REBUILT FLOOD DAMAGED VEHICLE" if the motor vehicle is a flood damaged vehicle.

(b) An insurance company authorized to do business in Indiana may obtain a certificate of title that does not bear the designation if the company submits to the bureau, in the form and manner the bureau requires, satisfactory evidence that the damage, if any, to a recovered stolen motor vehicle did not meet the criteria set forth in section 3 of this chapter.

(c) An affidavit submitted under section 8 of this chapter must conspicuously bear the designation:

- (1) "REBUILT VEHICLE" if the motor vehicle is not a flood damaged vehicle; or
- (2) "REBUILT FLOOD DAMAGED VEHICLE" if the motor vehicle is a flood damaged vehicle.



(d) A certificate of title for a salvage motor vehicle issued under subsection (a) may not designate the mileage of the vehicle.

(e) A person who knowingly or intentionally fails to comply with subsection (c) commits a Class B misdemeanor.

SECTION 75. IC 9-22-3-18, AS AMENDED BY P.L.125-2012, SECTION 138, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 18. **(a)** A vehicle that has been designated "JUNK", "DISMANTLED", "SCRAP", "DESTROYED", or any similar designation in another state or jurisdiction shall not be titled in Indiana.

(b) A person who knowingly or intentionally issues a title for a vehicle described under subsection (a) commits a Class B misdemeanor.

SECTION 76. IC 9-22-3-18.5, AS ADDED BY P.L.125-2012, SECTION 139, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 18.5. (a) This section does not apply to a person who sells, exchanges, or transfers golf carts.

(b) A seller that is:

- (1) a dealer; or
- (2) another person who sells, exchanges, or transfers at least five
- (5) vehicles each year;

may not sell, exchange, or transfer a rebuilt vehicle without disclosing in writing to the purchaser, customer, or transferee before consummating the sale, exchange, or transfer, the fact that the vehicle is a rebuilt vehicle if the dealer or other person knows or should reasonably know the vehicle is a rebuilt vehicle.

(c) A person who knowingly or intentionally sells, exchanges, or transfers a rebuilt vehicle without disclosing in writing under subsection (b) the fact that the vehicle is a rebuilt vehicle commits a Class B misdemeanor.

SECTION 77. IC 9-22-3-19, AS AMENDED BY P.L.92-2013, SECTION 47, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 19. (a) The secretary of state shall prescribe recordkeeping forms to be used by:

- (1) a disposal facility;
- (2) an automotive salvage rebuildder; and
- (3) a used parts dealer licensed under IC 9-32-9;

to preserve information about salvage vehicles or major component parts acquired or sold by the business.

(b) The recordkeeping forms required under subsection (a) must contain the following information:

- (1) For each new or used vehicle acquired or disposed of or for



the major component parts of a new or used vehicle, the following:

- (A) A description of the vehicle or major component part, including numbers or other marks identifying the vehicle or major component part.
 - (B) The date the vehicle or major component part was acquired and disposed of.
 - (C) The name and address of the person from whom the vehicle or major component part was acquired.
 - (D) Verification of the purchaser of the vehicle or major component part by driver's license, state identification card, or other reliable means.
- (2) For motor vehicles acquired or disposed of, in addition to the information required by subdivision (1), the following:
- (A) The vehicle's trade name.
 - (B) The vehicle's manufacturer.
 - (C) The vehicle's type.
 - (D) The model year and vehicle identification number.
 - (E) A statement of whether any number has been defaced, destroyed, or changed.
- (3) For wrecked, dismantled, or rebuilt vehicles, the date the vehicle was dismantled or rebuilt.
- (c) Separate records for each vehicle or major component part must be maintained.
- (d) The recordkeeping requirements of this section do not apply to hulk crushers or to scrap metal processors when purchasing scrap from a person who is licensed under IC 9-32-9 and who is required to keep records under this section.

(e) A disposal facility, automotive salvage rebuilder, or used parts dealer licensed under IC 9-32-9 that knowingly or intentionally fails to:

- (1) maintain records regarding salvage vehicles or major component parts acquired or sold by the business; or**
 - (2) maintain records regarding salvage vehicles or major component parts on forms that comply with subsection (b);**
- commits a Class B misdemeanor.**

SECTION 78. IC 9-22-3-20, AS AMENDED BY P.L.93-2010, SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 20. **(a)** Unless otherwise specified or required, the records required under section 19 of this chapter shall be retained for a period of five (5) years from the date the vehicle or major component part was acquired, in the form prescribed by the secretary of state.



(b) A disposal facility, salvage rebuilder, or used parts dealer that knowingly or intentionally fails to comply with subsection (a) commits a Class B misdemeanor.

SECTION 79. IC 9-22-3-21, AS AMENDED BY P.L.93-2010, SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 21. (a) The records required under section 19 of this chapter must be available to and produced at the request of a police officer or an authorized agent of the secretary of state under this chapter.

(b) A disposal facility, salvage rebuilder, or used parts dealer that fails to make available or produce the records described under section 19 of this chapter for a police officer or an authorized agent of the secretary of the state commits a Class B misdemeanor.

SECTION 80. IC 9-22-3-22, AS AMENDED BY P.L.92-2013, SECTION 48, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 22. (a) This section applies to vehicles and their component parts that are in either their current model year or in the immediately preceding six (6) model years when purchased by a disposal facility or automotive salvage rebuilder.

(b) A disposal facility and automotive salvage rebuilder licensed under IC 9-32-9 must complete the recordkeeping forms developed under section 19 of this chapter for the purchase of a salvage motor vehicle or major component part.

(c) A disposal facility or automotive salvage rebuilder that fails to comply with subsection (a) or (b) commits a Class B misdemeanor.

SECTION 81. IC 9-22-3-23 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 23. (a) A record required to be maintained under this chapter is subject to inspection by a police officer during normal business hours. In addition to the inspections authorized under section 24 of this chapter, an inspection under this section may include an examination of the premises of the licensee's established place of business for the purpose of determining the accuracy of the required records.

(b) A disposal facility, automotive salvage rebuilder, or used parts dealer that knowingly or intentionally fails to:

- (1) maintain records as required under this chapter; or**
- (2) allow an inspection of a licensee's established place of business for the purpose of determining the accuracy of required records;**

commits a Class B misdemeanor.

SECTION 82. IC 9-22-3-24, AS AMENDED BY P.L.93-2010,



SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 24. **(a)** The secretary of state, a police officer, or an agent of the secretary of state or a police officer may enter upon the premises of a disposal facility, insurance company, or other business dealing in salvage vehicles during normal business hours to inspect a motor vehicle, semitrailer, recreational vehicle, major component part, records, certificate of title, and other ownership documents to determine compliance with this chapter.

(b) A person who knowingly or intentionally prevents the secretary of state, a police officer, or agent of the secretary of state from inspecting a motor vehicle, a semitrailer, a recreational vehicle, a major component part, a record, a certificate of title, or another ownership document during normal business hours commits a Class B misdemeanor.

SECTION 83. IC 9-22-3-34 IS REPEALED [EFFECTIVE JULY 1, 2015]. Sec. 34. ~~A person who violates a provision of this chapter for which there is no specific penalty commits a Class B misdemeanor.~~

SECTION 84. IC 9-24-1-1, AS AMENDED BY P.L.221-2014, SECTION 58, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 1. (a) Except as otherwise provided in this chapter, an individual must have a valid Indiana:

- (1) operator's license;
- (2) chauffeur's license;
- (3) public passenger chauffeur's license;
- (4) commercial driver's license;
- (5) driver's license listed in subdivision (1), (2), (3), or (4) with:
 - (A) a motorcycle endorsement; or
 - (B) a motorcycle endorsement with a Class A motor driven cycle restriction;
- (6) learner's permit; or
- (7) motorcycle learner's permit;

issued to the individual by the bureau under this article to operate upon an Indiana highway the type of motor vehicle for which the license or permit was issued.

(b) An individual must have:

- (1) an unexpired identification card with a Class B motor driven cycle endorsement issued to the individual by the bureau under IC 9-24-16; or
- (2) a valid driver's license described in subsection (a);

to operate a Class B motor driven cycle upon an Indiana highway.

(c) A person who operates a motor vehicle or motor driven cycle upon a road or highway without the proper license commits a Class



C infraction.

SECTION 85. IC 9-24-1-4, AS AMENDED BY P.L.125-2012, SECTION 162, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 4. (a) Except as otherwise provided in this chapter, an individual must:

- (1) have a valid Indiana driver's license; and
- (2) be at least eighteen (18) years of age;

to drive a medical services vehicle upon an Indiana highway.

(b) A person who violates subsection (a) commits a Class C infraction.

SECTION 86. IC 9-24-1-5, AS AMENDED BY P.L.221-2014, SECTION 59, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 5. (a) An individual must have:

- (1) a valid operator's, chauffeur's, public passenger chauffeur's, or commercial driver's license with a motorcycle endorsement;
- (2) a valid motorcycle learner's permit subject to the limitations imposed under IC 9-24-8; or
- (3) a valid driver's license from any other jurisdiction that is valid for the operation of a motorcycle in that jurisdiction;

to operate a motorcycle upon an Indiana highway.

(b) An individual who held a motorcycle operator's license on December 31, 2011, must hold a valid operator's, chauffeur's, public passenger chauffeur's, or commercial driver's license with a motorcycle endorsement in order to operate a motorcycle after December 31, 2011, without restrictions.

(c) An individual must have:

- (1) a driver's license or learner's permit described in subsection (a); or
- (2) a valid operator's, chauffeur's, public passenger chauffeur's, or commercial driver's license with a motorcycle endorsement with a Class A motor driven cycle restriction under IC 9-24-8-4(g);

to operate a Class A motor driven cycle upon an Indiana highway.

(d) A person who operates a Class A motor driven cycle in violation of subsection (a), (b), or (c) commits a Class C infraction.

SECTION 87. IC 9-24-1-8 IS REPEALED [EFFECTIVE JULY 1, 2015]. Sec. 8: Except as provided in section 6 of this chapter, a person who violates this chapter commits a Class C infraction.

SECTION 88. IC 9-24-6-8, AS AMENDED BY P.L.125-2012, SECTION 192, IS AMENDED TO READ AS FOLLOWS: Sec. 8. The following, if committed while driving a commercial motor vehicle or while holding any class of commercial driver's license or permit, are disqualifying offenses:

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- (1) Operating a vehicle while under the influence of alcohol in violation of IC 9-30-5-1(a), IC 9-30-5-1(b), or section 15 of this chapter.
- (2) Operating a vehicle while under the influence of a controlled substance in violation of IC 9-30-5-1(c).
- (3) Leaving the scene of an accident involving the driver's commercial motor vehicle in violation of IC 9-26-1.
- (4) Conviction of a felony involving the use of a commercial motor vehicle other than a felony described in subdivision (5).
- (5) Use of a commercial motor vehicle in the commission of a felony under IC 35-48 involving manufacturing, distributing, or dispensing of a controlled substance.
- (6) Violation of ~~IC 9-30-5-2~~ **IC 9-30-5-3** through IC 9-30-5-8 involving operating a vehicle while intoxicated.
- (7) Refusing to undergo testing for the enforcement of IC 9-30-5-1 or section 15 of this chapter."

Page 6, delete line 36.

Page 7, line 1, delete "(B)" and insert "(B) **as soon as possible after the accident,**".

Page 7, line 1, delete "accident" and insert "accident, **or ensure that another person gives notice of the accident,**".

Page 8, between lines 33 and 34, begin a new paragraph and insert:
 "SECTION 94. IC 9-26-6-1, AS AMENDED BY P.L.217-2014, SECTION 112, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 1. **(a)** A person removing a wrecked or damaged motor vehicle, including a wrecked or damaged golf cart or off-road vehicle, from a street or highway must remove any glass or other foreign material dropped upon the street or highway from the motor vehicle.

(b) A person who fails to comply with subsection (a) commits a Class C infraction.

SECTION 89. IC 9-26-6-3 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 3: A person who violates section 1 of this chapter commits a Class C infraction.~~

Page 9, between lines 23 and 24, begin a new paragraph and insert:
 "SECTION 96. IC 9-30-5-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 1. (a) A person who operates a vehicle with an alcohol concentration equivalent to at least eight-hundredths (0.08) gram of alcohol but less than fifteen-hundredths (0.15) gram of alcohol per:

- (1) one hundred (100) milliliters of the person's blood; or
- (2) two hundred ten (210) liters of the person's breath;



commits a Class C misdemeanor.

(b) A person who operates a vehicle with an alcohol concentration equivalent to at least fifteen-hundredths (0.15) gram of alcohol per:

- (1) one hundred (100) milliliters of the person's blood; or
- (2) two hundred ten (210) liters of the person's breath;

commits a Class A misdemeanor.

(c) A person who operates a vehicle with a controlled substance listed in schedule I or II of IC 35-48-2 or its metabolite in the person's body commits a Class C misdemeanor.

(d) It is a defense to subsection (c) that the accused person consumed the controlled substance under a valid prescription or order of a practitioner (as defined in IC 35-48-1) who acted in the course of the practitioner's professional practice.

(e) An offense described in subsection (a) or (c) is a Class A misdemeanor if the person operates a vehicle in a manner that endangers a person.

SECTION 90. IC 9-30-5-2 IS REPEALED [EFFECTIVE JULY 1, 2015]. Sec. 2: ~~(a) Except as provided in subsection (b), a person who operates a vehicle while intoxicated commits a Class C misdemeanor.~~

~~(b) An offense described in subsection (a) is a Class A misdemeanor if the person operates a vehicle in a manner that endangers a person.~~

SECTION 91. IC 9-30-5-7 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 7. ~~(a) A person who violates a court order issued under section 16 of this chapter commits a Class A misdemeanor."~~

Page 9, between lines 23 and 24, begin a new paragraph and insert:
"SECTION 90. IC 9-30-5-7 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 7. ~~(a) A person who violates a court order issued under section 16 of this chapter commits a Class A misdemeanor.~~

~~(b) (a)~~ Except as provided in subsection ~~(e)~~, **(b)**, a person who knowingly assists another person who is restricted to the use of an ignition interlock device to violate a court order issued under this chapter commits a Class A misdemeanor.

~~(e) (b)~~ Subsection ~~(b) (a)~~ does not apply if the starting of a motor vehicle, or the request to start a motor vehicle, equipped with an ignition interlock device:

- (1) is done for the purpose of safety or mechanical repair of the device or the vehicle; and
- (2) the restricted person does not operate the vehicle.

~~(d) (c)~~ A person who, except in an emergency, knowingly rents, leases, or loans a motor vehicle that is not equipped with a functioning



ignition interlock device to a person who is restricted under a court order to the use of a vehicle with an ignition interlock device commits a Class A infraction.

(~~e~~) (d) A person who is subject to an ignition interlock device restriction and drives another vehicle in an emergency situation must notify the court of the emergency within twenty-four (24) hours."

Page 11, between lines 21 and 22, begin a new paragraph and insert:

"(c) A person who knowingly or intentionally violates a court order issued under this section commits a Class A misdemeanor.

SECTION 92. IC 9-30-6-8, AS AMENDED BY P.L.85-2013, SECTION 94, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 8. (a) Whenever a judicial officer has determined that there was probable cause to believe that a person has violated IC 9-30-5, IC 35-46-9, or IC 14-15-8 (before its repeal), the clerk of the court shall forward:

- (1) a paper copy of the affidavit, or an electronic substitute; or
- (2) a bureau certificate as described in section 16 of this chapter;

to the bureau.

(b) The probable cause affidavit required under section 7(b)(2) of this chapter must do the following:

- (1) Set forth the grounds for the arresting officer's belief that there was probable cause that the arrested person was operating a vehicle in violation of IC 9-30-5 or a motorboat in violation of IC 35-46-9 or IC 14-15-8 (before its repeal).
- (2) State that the person was arrested for a violation of IC 9-30-5 or operating a motorboat in violation of IC 35-46-9 or IC 14-15-8 (before its repeal).
- (3) State whether the person:
 - (A) refused to submit to a chemical test when offered; or
 - (B) submitted to a chemical test that resulted in prima facie evidence that the person was intoxicated.
- (4) Be sworn to by the arresting officer.

(c) Except as provided in subsection (d), if it is determined under subsection (a) that there was probable cause to believe that a person has violated IC 9-30-5, IC 35-46-9, or IC 14-15-8 (before its repeal), at the initial hearing of the matter held under IC 35-33-7-1 the court shall recommend immediate suspension of the person's driving privileges to take effect on the date the order is entered, and forward to the bureau a copy of the order recommending immediate suspension of driving privileges.

(d) If it is determined under subsection (a) that there is probable cause to believe that a person violated IC 9-30-5, the court may, as an



alternative to suspension of the person's driving privileges under subsection (c), issue an order recommending that the person be prohibited from operating a motor vehicle unless the motor vehicle is equipped with a functioning certified ignition interlock device under IC 9-30-8 until the bureau is notified by a court that the criminal charges against the person have been resolved.

(e) A person commits a Class B infraction if the person:

(1) operates a motor vehicle without a functioning certified ignition interlock device; and

(2) is prohibited from operating a motor vehicle unless the motor vehicle is equipped with a functioning certified ignition interlock device under subsection (d).

(f) A person commits a Class B misdemeanor if the person:

(1) operates a motor vehicle without a functioning certified ignition interlock device; and

(2) knows the person is prohibited from operating a motor vehicle unless the motor vehicle is equipped with a functioning certified ignition interlock device under subsection (d) of this chapter.

SECTION 93. IC 9-30-6-8.7 IS REPEALED [EFFECTIVE JULY 1, 2015]. Sec. 8.7: (a) A person commits a Class B infraction if the person:

(1) operates a motor vehicle without a functioning certified ignition interlock device; and

(2) is prohibited from operating a motor vehicle unless the motor vehicle is equipped with a functioning certified ignition interlock device under section 8(d) of this chapter:

(b) A person commits a Class B misdemeanor if the person:

(1) operates a motor vehicle without a functioning certified ignition interlock device; and

(2) knows the person is prohibited from operating a motor vehicle unless the motor vehicle is equipped with a functioning certified ignition interlock device under section 8(d) of this chapter."

Page 16, line 21, delete "that the" and insert "that a **the**".

Page 24, line 3, delete "IC 9-30-5-10 or".

Page 24, line 10, delete "IC 9-30-5-10 or".

Page 24, line 16, delete "IC 9-30-5-10 or".

Page 24, between lines 20 and 21, begin a new paragraph and insert:

"SECTION 102. IC 9-32-6-11, AS AMENDED BY P.L.217-2014, SECTION 166, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 11. (a) The secretary may issue an interim license plate to a dealer or manufacturer who is licensed and



has been issued a license plate under section 2 of this chapter.

(b) The secretary shall prescribe the form of an interim license plate issued under this section. However, an interim license plate must bear the assigned registration number and provide sufficient space for the expiration date as provided in subsection (c).

(c) Whenever a dealer or manufacturer sells or leases a motor vehicle, the dealer or manufacturer may provide the buyer or lessee with an interim license plate. The dealer shall, in the manner provided by the secretary, affix on the plate in numerals and letters at least three (3) inches high the date on which the interim license plate expires.

(d) An interim license plate authorizes a motor vehicle owner or lessor to operate the vehicle for a maximum period of thirty-one (31) days after the date of sale or lease of the vehicle to the vehicle's owner or lessor or until a regular license plate is issued, whichever occurs first. A person who violates this subsection commits a Class A infraction.

(e) A motor vehicle that is required by law to display license plates on the front and rear of the vehicle is required to display only a single interim license plate.

(f) An interim license plate shall be displayed:

(1) in the same manner required in IC 9-18-2-26; or

(2) in a location on the left side of a window facing the rear of the motor vehicle that is clearly visible and unobstructed. The plate must be affixed to the window of the motor vehicle.

(g) The dealer must provide an ownership document to the purchaser at the time of issuance of the interim license plate that must be kept in the motor vehicle during the period an interim license plate is used.

(h) All interim license plates not issued by the dealer must be retained in the possession of the dealer at all times.

(i) A person who fails to display an interim license plate as prescribed in subsection (f)(1) or (f)(2) commits a Class C infraction.

SECTION 94. IC 35-52-9-6.8 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION TO READ AS FOLLOWS** [EFFECTIVE JULY 1, 2015]: **Sec. 6.8. IC 9-18-19-1 defines a crime concerning vehicle registration and license plates.**

SECTION 95. IC 35-52-9-7 IS REPEALED [EFFECTIVE JULY 1, 2015]. **Sec. 7: IC 9-18-19-4 defines a crime concerning vehicle registration and license plates.**

SECTION 96. IC 35-52-9-8.5 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION TO READ AS FOLLOWS**



[EFFECTIVE JULY 1, 2015]: **Sec. 8.5. IC 9-18-27-2 defines a crime concerning motor vehicle registration and license plates.**

SECTION 97. IC 35-52-9-8.6 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 8.6. IC 9-18-27-3 defines a crime concerning motor vehicle registration and license plates.**

SECTION 98. IC 35-52-9-8.7 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 8.7. IC 9-18-27-4 defines a crime concerning motor vehicle registration and license plates.**

SECTION 99. IC 35-52-9-8.8 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 8.8. IC 9-18-27-5 defines a crime concerning motor vehicle registration and license plates.**

SECTION 100. IC 35-52-9-9 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 9. IC 9-18-27-9 defines a crime concerning motor vehicle registration and license plates.~~

SECTION 101. IC 35-52-9-11.5 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 11.5. IC 9-19-14-5.5 defines a crime concerning motor vehicle equipment.**

SECTION 102. IC 35-52-9-12 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 12. IC 9-19-14-6 defines a crime concerning motor vehicle equipment.~~

SECTION 103. IC 35-52-9-13 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 13. IC 9-21-5-13 defines a crime concerning traffic regulation.~~

SECTION 104. IC 35-52-9-13.1 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 13.1. IC 9-21-5-14 defines a crime concerning traffic regulation.**

SECTION 105. IC 35-52-9-13.2 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 13.2. IC 9-21-6-1 defines a crime concerning traffic regulation.**

SECTION 106. IC 35-52-9-13.3 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 13.3. IC 9-21-6-2 defines a crime concerning traffic regulation.**

SECTION 107. IC 35-52-9-14 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 14. IC 9-21-6-3 defines a crime concerning traffic regulation.~~



SECTION 108. IC 35-52-9-25.5 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 25.5. IC 9-22-3-3 defines a crime concerning abandoned, salvaged, and scrap vehicles.**

SECTION 109. IC 35-52-9-25.6 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 25.6. IC 9-22-3-7.5 defines a crime concerning abandoned, salvaged, and scrap vehicles.**

SECTION 110. IC 35-52-9-25.7 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 25.7. IC 9-22-3-10 defines a crime concerning abandoned, salvaged, and scrap vehicles.**

SECTION 111. IC 35-52-9-25.8 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 25.8. IC 9-22-3-13 defines a crime concerning abandoned, salvaged, and scrap vehicles.**

SECTION 112. IC 35-52-8-25.9 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 25.9. IC 9-22-3-15 defines a crime concerning abandoned, salvaged, and scrap vehicles.**

SECTION 113. IC 35-52-9-26.1 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 26.1. IC 9-22-3-16 defines a crime concerning abandoned, salvaged, and scrap vehicles.**

SECTION 114. IC 35-52-9-26.2 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 26.2. IC 9-22-3-18 defines a crime concerning abandoned, salvaged, and scrap vehicles.**

SECTION 115. IC 35-52-9-26.3 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 26.3. IC 9-22-3-18.5 defines a crime concerning abandoned, salvaged, and scrap vehicles.**

SECTION 116. IC 35-52-9-26.4 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 26.4. IC 9-22-3-19 defines a crime concerning abandoned, salvaged, and scrap vehicles.**

SECTION 117. IC 35-52-9-26.5 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 26.5. IC 9-22-3-20 defines a crime concerning abandoned, salvaged, and scrap vehicles.**

SECTION 118. IC 35-52-9-26.6 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION** TO READ AS FOLLOWS



[EFFECTIVE JULY 1, 2015]: **Sec. 26.6. IC 9-22-3-21 defines a crime concerning abandoned, salvaged, and scrap vehicles.**

SECTION 119. IC 35-52-9-26.7 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 26.7. IC 9-22-3-22 defines a crime concerning abandoned, salvaged, and scrap vehicles.**

SECTION 120. IC 35-52-9-26.8 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 26.8. IC 9-22-3-23 defines a crime concerning abandoned, salvaged, and scrap vehicles.**

SECTION 121. IC 35-52-9-26.9 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 26.9. IC 9-22-3-24 defines a crime concerning abandoned, salvaged, and scrap vehicles.**

SECTION 122. IC 35-52-9-27 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 27. IC 9-22-3-34 defines a crime concerning abandoned, salvaged, and scrap vehicles."~~

Page 24, after line 28, begin a new paragraph and insert:

"SECTION 123. IC 35-52-9-45 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 45. IC 9-30-5-2 defines a crime concerning operating a vehicle while intoxicated.~~

SECTION 125. IC 35-52-9-50.3 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 50.3. IC 9-30-5-16 defines a crime concerning operating a vehicle while intoxicated.**

SECTION 126. IC 35-52-9-50.8 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 50.8. IC 9-30-6-8 defines a crime concerning operating a vehicle while intoxicated.**

SECTION 127. IC 35-52-9-51 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 51. IC 9-30-6-8.7 defines a crime concerning implied consent."~~

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to HB 1305 as reprinted January 27, 2015.)

YOUNG R MICHAEL, Chairperson

Committee Vote: Yeas 10, Nays 0.

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SENATE MOTION

Madam President: I move that House Bill 1305, which is eligible for third reading, be returned to second reading for purposes of amendment.

YOUNG R MICHAEL

 SENATE MOTION

Madam President: I move that Engrossed House Bill 1305 be amended to read as follows:

Page 22, line 26, delete "misdemeanor." and insert "**infraction.**".

Page 22, line 40, delete "misdemeanor." and insert "**infraction.**".

Page 23, line 13, delete "misdemeanor." and insert "**infraction.**".

Page 24, line 1, delete "A" and insert "**Except as provided in subsection (e), a**".

Page 24, between lines 2 and 3, begin a new paragraph and insert:

"(e) Subsection (d) does not apply to a person who owns or operates a vehicle or combination of vehicles that:

(1) contains parts and accessories; and

(2) is equipped;

as required under regulations of the United States Department of Transportation."

Page 24, delete lines 3 through 14, begin a new paragraph, and insert:

"SECTION 60. IC 9-19-14-6 IS REPEALED [EFFECTIVE JULY 1, 2015]. Sec. 6: (a) This section does not apply to a person who owns or operates a vehicle or combination of vehicles that:

(1) contains parts and accessories; and

(2) is equipped;

as required under regulations of the United States Department of Transportation:

(b) Except as provided in subsection (c), a person who violates this chapter commits a Class C infraction.

(c) A person commits a Class C misdemeanor if the person knowingly or intentionally violates section 5.5 of this chapter."

Page 34, line 6, delete "B misdemeanor." and insert "**A infraction.**".

Page 34, line 25, delete "B" and insert "**A infraction.**".

Page 34, delete lines 26 through 42.

Delete page 35.



Page 36, delete lines 1 through 5.

Page 36, line 31, delete "B misdemeanor." and insert "**A infraction.**".

Page 36, delete lines 32 through 40.

Page 37, line 15, delete "Class B misdemeanor." and insert "**Class A misdemeanor. However, the offense is a Level 6 felony if the fact that the vehicle is a rebuilt vehicle causes the fair market value of the vehicle to decline by at least seven hundred fifty dollars (\$750).**".

Page 38, line 21, delete "B misdemeanor." and insert "**A infraction.**".

Page 38, line 40, delete "B misdemeanor." and insert "**A infraction.**".

Page 39, line 10, after "Class" delete "B" and insert "**A infraction.**".

Page 39, delete line 11.

Page 39, line 26, delete "B misdemeanor." and insert "**A infraction.**".

Page 39, line 41, delete "B misdemeanor." and insert "**A infraction.**".

Page 48, delete lines 25 through 42.

Page 49, delete lines 1 through 14.

Page 67, between lines 11 and 12, begin a new paragraph and insert:
"SECTION 129. IC 35-44.1-2-13, AS ADDED BY P.L.158-2013, SECTION 508, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 13. (a) Except as provided in subsection (b), a person who, **with the intent to obstruct vehicular or pedestrian traffic, recklessly, knowingly, or intentionally** obstructs vehicular or pedestrian traffic commits obstruction of traffic, a Class B misdemeanor.

(b) The offense described in subsection (a) is:

(1) a Class A misdemeanor if the offense includes the use of a motor vehicle; and

(2) a Level 6 felony if the offense results in serious bodily injury.

(c) **A person who unreasonably obstructs vehicular or pedestrian traffic commits a Class C infraction.**

(d) **It is a defense to an action under subsection (c) that the obstruction was caused by a vehicle malfunction.**".

Page 67, delete lines 23 through 30.

Re-number all SECTIONS consecutively.

(Reference is to EHB 1305 as printed March 27, 2015.)

YOUNG R MICHAEL

