



HOUSE BILL No. 1506

DIGEST OF HB 1506 (Updated February 8, 2019 2:16 pm - DI 123)

Citations Affected: IC 6-3.5; IC 6-6; IC 9-13; IC 9-18.1; IC 9-18.5; IC 9-21; IC 9-24; IC 9-25; IC 9-26; IC 9-27; IC 9-28; IC 9-30; IC 34-30.

Synopsis: Bureau of motor vehicles. Exempts collector vehicles from the motor vehicle excise tax in certain instances. Provides that if one or more of the following taxes have not been paid for one or more preceding years, the bureau of motor vehicles may collect only the tax for the year immediately preceding the current registration year, the current registration year, and the year immediately following the current registration year: (1) The county vehicle excise tax. (2) The county wheel tax. (3) The municipal vehicle excise tax. (4) The municipal wheel tax. (5) The motor vehicle excise tax. (6) The recreational vehicle excise tax. (7) The commercial vehicle excise tax. (8) The boat excise tax. Specifies to which vehicles a county vehicle excise tax, county wheel tax, municipal vehicle excise tax, and municipal wheel tax apply. Provides that an owner who has paid a surtax or wheel tax and moves out of state may be entitled to a refund. Specifies the minimum and maximum vehicle registration periods for a vehicle with an: (1) expired; and (2) unexpired; registration. Requires that all copies of all ordinances that impose, rescind, or change the rate or amount of a surtax or wheel tax be submitted in a manner prescribed by the bureau of motor vehicles (bureau). Provides that the maximum design speed for a low speed vehicle is 25 miles per hour. (Current law provides for 35 miles per hour.) Provides that, in certain instances, off-road vehicles and snowmobiles need to be registered. Provides that,
(Continued next page)

Effective: July 1, 2019; January 1, 2020.

Soliday

January 14, 2019, read first time and referred to Committee on Roads and Transportation.
February 7, 2019, amended, reported — Do Pass.

HB 1506—LS 7547/DI 132



Digest Continued

during the registration or registration renewal process, the bureau may provide information concerning a manufacturer issued motor vehicle safety recall to the registered owner of a motor vehicle subject to an ongoing recall. Specifies that the bureau may not charge a fee for providing information concerning an ongoing, manufacturer issued safety recall. Provides that: (1) the bureau; (2) the commissioner of the bureau; (3) employees of the bureau; and (4) third party vendors responsible for providing the bureau with manufacturer issued safety recall information; are immune from civil liability for any act or omission related to the bureau providing safety recall information. Provides that a person may transfer a plate from a wrecked or destroyed vehicle to a vehicle acquired or owned by the person. Removes the provisions providing for a probationary period for independent colleges under the special group recognition license plate program. Provides that the Indiana department of transportation must review plans for general vehicle platoon operations. (Current law provides that the commissioner of the bureau must review plans). Specifies that an individual who is 75 years of age or older may renew an operator's, chauffeur's, or public passenger chauffeur's license by mail or electronic service if the individual provides proof of an eyesight examination with the renewal application. Establishes distribution by percentage of fees paid for reinstatement of driving privileges. Specifies that a court may waive part or all of a reinstatement fee for driving privileges. Removes the requirement that an emergency contact for the purposes of the emergency contact data base must hold a valid credential. Requires an individual seeking a license to be a driver education instructor to be currently employed or have an employment offer from a licensed driver training school. Requires a rider coach trainer to meet standards established by the bureau for instructors in motorcycle safety and education. (Current law requires that the standards be equivalent to or more stringent than those established by the Motorcycle Safety Foundation.) Requires an applicant from a foreign country that has a reciprocity agreement with the bureau for obtaining an operator's license to possess a valid driver's license for the type of vehicle being operated or the equivalent from the foreign country. (Current law also allows the applicant to possess an international driving permit.) Specifies that the court may grant driving privileges to an individual whose driving privileges have been suspended for life: (1) for a specified period of time; and (2) subject to certain conditions. Requires an individual who has been granted driving privileges through a court order after the individual's driving privileges have been suspended for life to possess the order when operating a vehicle or produce the order upon request of a police officer. Provides that the bureau of motor vehicles may waive certain testing requirements for an applicant seeking a learner's permit or a driver's license in certain instances.

HB 1506—LS 7547/DI 132



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

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2018 Regular and Special Session of the General Assembly.

HOUSE BILL No. 1506

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 6-3.5-4-0.5 IS ADDED TO THE INDIANA CODE
2 AS A **NEW SECTION TO READ AS FOLLOWS [EFFECTIVE**
3 **JANUARY 1, 2020]: Sec. 0.5. (a) This section applies to an**
4 **ordinance adopted under this chapter and in effect on January 1,**
5 **2020.**
6 **(b) An adopting entity is not required to amend an ordinance**
7 **subject to this section as a result of amendments to this chapter**
8 **concerning vehicle type or weight class for purposes of determining**
9 **vehicles that are subject to the surtax.**
10 **(c) The bureau of motor vehicles shall apply an ordinance**
11 **subject to this section as if the ordinance is in compliance with this**
12 **chapter concerning vehicle type or weight class for purposes of**
13 **determining vehicles that are subject to the surtax.**
14 **(d) The bureau of motor vehicles is not liable to an adopting**
15 **entity or any taxpayer for actions taken under this section.**

HB 1506—LS 7547/DI 132



1 SECTION 2. IC 6-3.5-4-2, AS AMENDED BY P.L.256-2017,
 2 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 3 JANUARY 1, 2020]: Sec. 2. (a) An adopting entity of any county may,
 4 subject to the limitation imposed by subsection ~~(f)~~; **(e)**, adopt an
 5 ordinance to impose a county vehicle excise tax in accordance with this
 6 chapter on each vehicle ~~listed in subsection (e)~~ **that is subject to the**
 7 **vehicle excise tax under IC 6-6-5 and** that is registered in the county.

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

11 (1) at a rate of not less than two percent (2%) nor more than ten
 12 percent (10%); or

13 (2) at a specific amount of at least seven dollars and fifty cents
 14 (\$7.50) and not more than twenty-five dollars (\$25).

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

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

21 (1) at a rate of at least two percent (2%) and not more than twenty
 22 percent (20%); or

23 (2) at a specific amount of at least seven dollars and fifty cents
 24 (\$7.50) and not more than fifty dollars (\$50).

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

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

30 (1) Impose the county vehicle excise tax at the same rate or
 31 amount on each vehicle that is subject to the tax.

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

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

36 ~~(1) Passenger vehicles.~~

37 ~~(2) Motorcycles.~~

38 ~~(3) Trucks with a declared gross weight that does not exceed~~
 39 ~~eleven thousand (11,000) pounds.~~

40 ~~(4) Motor driven cycles.~~

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



1 impose the wheel tax.

2 ~~(g)~~ (f) Notwithstanding any other provision of this chapter or
 3 IC 6-3.5-5, ordinances adopted by a county council before June 1,
 4 2013, to impose or change the county vehicle excise tax and the annual
 5 wheel tax in the county remain in effect until the ordinances are
 6 amended or repealed under this chapter or IC 6-3.5-5.

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

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

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

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

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

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

33 SECTION 4. IC 6-3.5-4-4, AS AMENDED BY P.L.218-2017,
 34 SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 35 JANUARY 1, 2020]: Sec. 4. (a) After January 1 but before September
 36 1 of any year, the adopting entity may, subject to the limitations
 37 imposed by subsection (b), adopt an ordinance to rescind the surtax. If
 38 the adopting entity adopts such an ordinance, the surtax does not apply
 39 to a ~~motor~~ vehicle registered after December 31 of the year the
 40 ordinance is adopted.

41 (b) The adopting entity may not adopt an ordinance to rescind the
 42 surtax unless it concurrently adopts an ordinance under IC 6-3.5-5 to



1 rescind the wheel tax. In addition, the adopting entity may not adopt an
2 ordinance to rescind the surtax if:

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

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

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

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

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

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

38 SECTION 7. IC 6-3.5-4-7.3, AS AMENDED BY P.L.147-2018,
39 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
40 JANUARY 1, 2020]: Sec. 7.3. (a) The amount of surtax imposed by
41 rate under this chapter shall be based upon the classification and age
42 of a vehicle as determined by the bureau of motor vehicles under



1 IC 6-6-5, in accordance with **subsection (b) or** the schedule set out in
 2 subsection ~~(b)~~: **(c)**.

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

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

9	Age	I	II	III	IV	V
10	0	\$12	\$36	\$60	\$96	\$132
11	1	12	30	51	84	114
12	2	12	27	42	72	96
13	3	12	24	33	60	78
14	4	12	18	24	48	66
15	5	12	12	18	36	54
16	6	12	12	12	24	42
17	7	12	12	12	18	24
18	8	12	12	12	12	12
19	9	12	12	12	12	12
20	and thereafter					
21	Age	VI	VII	VIII	IX	X
22	0	\$168	\$206	\$246	\$300	\$344
23	1	147	184	220	268	298
24	2	126	154	186	230	260
25	3	104	127	156	196	224
26	4	82	101	128	164	191
27	5	63	74	98	130	157
28	6	49	60	75	104	129
29	7	30	40	54	80	106
30	8	18	21	34	40	50
31	9	12	12	12	12	12
32	and thereafter					
33	Age	XI	XII	XIII	XIV	XV
34	0	\$413	\$500	\$600	\$700	\$812
35	1	358	434	520	607	705
36	2	312	378	450	529	614
37	3	269	326	367	456	513
38	4	229	278	300	389	420
39	5	188	228	242	319	338
40	6	155	188	192	263	268
41	7	127	129	129	181	181
42	8	62	62	62	87	87



1	9	21	26	30	36	42
2	and thereafter					
3	Age	XVI	XVII			
4	0	\$938	\$1,063			
5	1	814	922			
6	2	709	795			
7	3	611	693			
8	4	521	591			
9	5	428	483			
10	6	353	383			
11	7	258	258			
12	8	125	125			
13	9	49	55			

14 and thereafter

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

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

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

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

38 SECTION 9. IC 6-3.5-5-0.5 IS ADDED TO THE INDIANA CODE
 39 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE
 40 JANUARY 1, 2020]: Sec. 0.5. (a) **This section applies to an**
 41 **ordinance adopted under this chapter and in effect on January 1,**
 42 **2020.**



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

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

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

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

17 (1) is included in one (1) of the classes of vehicles listed in
 18 section 3 of this chapter;

19 (2) is not exempt from the wheel tax under section 4 of this
 20 chapter; and

21 (3) is registered in the county.

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

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

32 (1) may not be less than five dollars (\$5) and may not exceed
 33 forty dollars (\$40), if the county does not use a transportation
 34 asset management plan approved by the Indiana department of
 35 transportation; or

36 (2) may not be less than five dollars (\$5) and may not exceed
 37 eighty dollars (\$80), if the county uses a transportation asset
 38 management plan approved by the Indiana department of
 39 transportation.

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

42 (d) **Subject to subsection (e)**, a wheel tax imposed by this chapter



1 for a vehicle is due and shall be paid each year at the time the vehicle
2 is registered.

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

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

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

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

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

14 (1) buses;

15 (2) recreational vehicles;

16 (3) semitrailers;

17 ~~(4) tractors;~~

18 ~~(5) (4) trailers with a declared gross weight of at least nine~~
19 ~~thousand (9,000) pounds; and~~

20 ~~(6) (5) trucks and tractors with a declared gross weight of at~~
21 ~~least eleven thousand (11,000) pounds.~~

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

30 (1) the bureau of motor vehicles; and

31 (2) the department of state revenue;

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

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

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

42 **(b) An adopting municipality is not required to amend an**



1 ordinance subject to this section as a result of amendments to this
 2 chapter concerning vehicle type or weight class for purposes of
 3 determining vehicles that are subject to the surtax.

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

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

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

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

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

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

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

29 ~~(e)~~ The municipal vehicle excise tax applies to the following
 30 vehicles:

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

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

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



1 department of transportation.

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

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

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

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

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

14 SECTION 15. IC 6-3.5-10-3, AS AMENDED BY P.L.218-2017,
15 SECTION 24, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
16 JANUARY 1, 2020]: Sec. 3. If the fiscal body of an eligible
17 municipality adopts an ordinance imposing the surtax after December
18 31 but on or before September 1 of the following year, a ~~motor~~ vehicle
19 is subject to the tax if the ~~motor~~ vehicle is registered in the adopting
20 municipality after December 31 of the year in which the ordinance is
21 adopted. If the fiscal body of an eligible municipality adopts an
22 ordinance imposing the surtax after September 1 but before the
23 following January 1, a ~~motor~~ vehicle is subject to the tax if the ~~motor~~
24 vehicle is registered in the adopting municipality after December 31 of
25 the year following the year in which the ordinance is adopted.
26 However, in the first year the surtax is effective, the surtax does not
27 apply to the registration of a ~~motor~~ vehicle for the registration year that
28 commenced in the calendar year preceding the year the surtax is first
29 effective.

30 SECTION 16. IC 6-3.5-10-4, AS AMENDED BY P.L.218-2017,
31 SECTION 25, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
32 JANUARY 1, 2020]: Sec. 4. (a) After January 1 but before September
33 1 of any year, the fiscal body of an adopting municipality may, subject
34 to the limitations imposed by subsection (b), adopt an ordinance to
35 rescind the surtax. If a fiscal body adopts an ordinance to rescind the
36 surtax, the surtax does not apply to a ~~motor~~ vehicle registered after
37 December 31 of the year in which the ordinance is adopted.

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

41 SECTION 17. IC 6-3.5-10-6, AS AMENDED BY P.L.218-2017,
42 SECTION 27, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE



1 JANUARY 1, 2020]: Sec. 6. (a) If the fiscal body of an eligible
 2 municipality adopts an ordinance to impose, rescind, or change the
 3 amount of the surtax, the fiscal body shall send a copy of the ordinance
 4 and a copy of a letter from the Indiana department of transportation
 5 approving the eligible municipality's transportation asset management
 6 plan to the bureau of motor vehicles on or before September 1 to be
 7 effective January 1 of the following calendar year.

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

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

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

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

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

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

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

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



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

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

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

12 (1) is included in one (1) of the classes of vehicles listed in
 13 section 3 of this chapter;

14 (2) is not exempt from the wheel tax under section 4 of this
 15 chapter; and

16 (3) is registered in the eligible municipality.

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

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

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

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

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



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

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

- 10 (1) Buses.
 11 (2) Recreational vehicles.
 12 (3) Semitrailers.
 13 ~~(4) Tractors.~~
 14 ~~(5) (4) Trailers with a declared gross weight of at least nine~~
 15 ~~thousand (9,000) pounds.~~
 16 ~~(6) (5) Trucks and tractors with a declared gross weight of at~~
 17 ~~least eleven thousand (11,000) pounds.~~

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

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

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

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

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

- 36 (1) Passenger motor vehicles.
 37 (2) Motorcycles.
 38 (3) Motor driven cycles.
 39 (4) Collector vehicles.
 40 (5) Trailer vehicles with a declared gross weight of nine thousand
 41 (9,000) pounds or less.
 42 (6) Trucks with a declared gross weight of eleven thousand



- 1 (11,000) pounds or less.
- 2 (7) Mini-trucks.
- 3 (8) Military vehicles.
- 4 (b) The vehicle excise tax is imposed on a vehicle:
- 5 (1) instead of the ad valorem property tax levied for state or local
- 6 purposes; and
- 7 (2) in addition to any registration fees imposed under IC 9-18.1 on
- 8 the vehicle.
- 9 (c) The vehicle excise tax imposed by this chapter is a listed tax and
- 10 subject to the provisions of IC 6-8.1.
- 11 (d) **Subject to subsection (e)**, the vehicle excise tax imposed by this
- 12 chapter for a vehicle is due and shall be paid each year at the time the
- 13 vehicle is registered.
- 14 **(e) If the vehicle excise tax imposed by this chapter was not paid**
- 15 **for one (1) or more preceding registration years, the bureau may**
- 16 **collect only the vehicle excise tax imposed by this chapter for the:**
- 17 **(1) registration year immediately preceding the current**
- 18 **registration year;**
- 19 **(2) current registration year; and**
- 20 **(3) registration year immediately following the current**
- 21 **registration year.**
- 22 SECTION 24. IC 6-6-5-2.5 IS ADDED TO THE INDIANA CODE
- 23 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE
- 24 JANUARY 1, 2020]: **Sec. 2.5. (a) A collector vehicle is exempt from**
- 25 **the excise tax imposed under this chapter:**
- 26 **(1) if the owner submits an affidavit to the bureau under**
- 27 **IC 9-18.1-11-4 demonstrating that the vehicle will not be used**
- 28 **upon a highway; and**
- 29 **(2) if the vehicle is not used upon a highway during the period**
- 30 **affirmed in the affidavit under IC 9-18.1-11-4.**
- 31 **(b) A collector vehicle described in subsection (a) becomes**
- 32 **subject to excise tax as imposed under this chapter on the date on**
- 33 **which the vehicle is used upon a highway.**
- 34 SECTION 25. IC 6-6-5.1-10, AS AMENDED BY P.L.256-2017,
- 35 SECTION 51, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 36 JANUARY 1, 2020]: **Sec. 10. (a) An excise tax is imposed on the**
- 37 **following in accordance with this chapter:**
- 38 **(1) Recreational vehicles.**
- 39 **(2) Truck campers.**
- 40 (b) The excise tax is imposed:
- 41 (1) instead of the ad valorem property tax levied for state or local
- 42 purposes; and



- 1 (2) in addition to any registration fees imposed on recreational
- 2 vehicles.
- 3 (c) The excise tax imposed by this chapter is a listed tax and subject
- 4 to IC 6-8.1.
- 5 (d) **Subject to subsection (e)**, the excise tax imposed by this chapter
- 6 is due and shall be paid:
- 7 (1) for recreational vehicles, at the time the recreational vehicle
- 8 is registered; and
- 9 (2) for truck campers, on or before the owner's annual registration
- 10 date for vehicles determined by the bureau on the schedule
- 11 established under IC 9-18.1-11-1.
- 12 **(e) If the excise tax imposed by this chapter was not paid for one**
- 13 **(1) or more preceding registration years, the bureau may collect**
- 14 **only the excise tax imposed by this chapter for the:**
- 15 **(1) registration year immediately preceding the current**
- 16 **registration year;**
- 17 **(2) current registration year; and**
- 18 **(3) registration year immediately following the current**
- 19 **registration year.**
- 20 ~~(e)~~ (f) A truck camper subject to taxation under this chapter is
- 21 taxable in the county of the owner's residence.
- 22 SECTION 26. IC 6-6-5.5-3, AS AMENDED BY P.L.256-2017,
- 23 SECTION 69, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 24 JANUARY 1, 2020]: Sec. 3. (a) The commercial vehicle excise tax is
- 25 imposed on the following vehicles in accordance with this chapter:
- 26 (1) Trucks or tractors with a declared gross weight of more than
- 27 eleven thousand (11,000) pounds.
- 28 (2) Trailers with a declared gross weight of more than nine
- 29 thousand (9,000) pounds.
- 30 (3) Semitrailers.
- 31 (b) The commercial vehicle excise tax is imposed on a vehicle
- 32 described in subsection (a):
- 33 (1) instead of the ad valorem property tax levied for state or local
- 34 purposes; and
- 35 (2) in addition to any registration fees imposed under IC 9-18.1 on
- 36 the vehicle.
- 37 (c) Owners of commercial vehicles paying an apportioned
- 38 registration to the state under the International Registration Plan shall
- 39 pay an apportioned excise tax calculated by dividing in-state actual
- 40 miles by total fleet miles generated during the preceding year. If
- 41 in-state miles are estimated for purposes of proportional registration,
- 42 these miles are divided by total actual and estimated fleet miles.



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

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

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

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

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

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

15 SECTION 27. IC 6-6-11-13, AS AMENDED BY P.L.256-2017,
 16 SECTION 76, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 17 JANUARY 1, 2020]: Sec. 13. (a) A boat owner shall pay:

18 (1) the boat excise tax;

19 (2) the department of natural resources fee imposed by section
 20 12(a) of this chapter;

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

23 (4) if:

24 (A) the motorboat is legally registered in another state; and

25 (B) the boat owner pays:

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

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

29 for a boating year to the bureau of motor vehicles.

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

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

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

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

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



1 **year.**
 2 SECTION 28. IC 9-13-1-5 IS ADDED TO THE INDIANA CODE
 3 AS A **NEW SECTION TO READ AS FOLLOWS [EFFECTIVE**
 4 **JANUARY 1, 2020]: Sec. 5. (a) This section applies to an ordinance**
 5 **adopted under this title and in effect on January 1, 2020.**

6 **(b) An adopting municipality is not required to amend an**
 7 **ordinance subject to this section as a result of amendments to this**
 8 **title.**

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

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

14 SECTION 29. IC 9-13-2-94.5, AS AMENDED BY P.L.262-2013,
 15 SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 16 JANUARY 1, 2020]: Sec. 94.5. "Low speed vehicle" means a four (4)
 17 wheeled electrically powered motor vehicle:

18 (1) with a maximum design speed of not more than ~~thirty-five~~
 19 ~~(35)~~ **twenty-five (25)** miles per hour;

20 (2) with operational and equipment specifications described in 49
 21 CFR 571.500;

22 (3) that is equipped with:

23 (A) headlamps;

24 (B) front and rear turn signal lamps, tail lamps, and stop
 25 lamps;

26 (C) reflex reflectors;

27 (D) exterior or interior mirrors;

28 (E) brakes as specified in IC 9-19-3-1;

29 (F) a windshield;

30 (G) a vehicle identification number; and

31 (H) a safety belt installed at each designated seating position;
 32 and

33 (4) that has not been privately assembled as described in
 34 IC 9-17-4-1.

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

36 SECTION 30. IC 9-18.1-2-2, AS AMENDED BY P.L.128-2018,
 37 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 38 JANUARY 1, 2020]: Sec. 2. The following vehicles are not required
 39 to be registered under this article:

40 (1) A vehicle that is propelled by electric power obtained from
 41 overhead trolley wires but is not operated on rails or tracks.

42 (2) A firetruck and apparatus used for fire protection.



- 1 (3) A new motor vehicle if the new motor vehicle is being
- 2 operated in Indiana solely to remove it from an accident site to a
- 3 storage location because:
- 4 (A) the new motor vehicle was being transported on a railroad
- 5 car or semitrailer; and
- 6 (B) the railroad car or semitrailer was involved in an accident
- 7 that required the unloading of the new motor vehicle to
- 8 preserve or prevent further damage to it.
- 9 (4) A vehicle that is:
- 10 (A) owned or leased; and
- 11 (B) used;
- 12 by the United States government for official government
- 13 purposes.
- 14 (5) A school bus or special purpose bus that is:
- 15 (A) owned by a school corporation; and
- 16 (B) registered under IC 20-27-7.
- 17 (6) Golf carts when operated in accordance with an ordinance
- 18 adopted under IC 9-21-1-3(a)(14) or IC 9-21-1-3.3(a).
- 19 (7) A vehicle that is not designed for or employed in general
- 20 highway transportation of persons or property and is occasionally
- 21 operated or moved over the highway, including the following:
- 22 (A) An electric personal assistive mobility device.
- 23 (B) Road construction or maintenance machinery.
- 24 (C) A movable device designed, used, or maintained to alert
- 25 motorists of hazardous conditions on highways.
- 26 (D) Construction dust control machinery.
- 27 (E) A well boring apparatus.
- 28 (F) A ditch digging apparatus.
- 29 (G) An implement of agriculture designed to be operated
- 30 primarily in a farm field or on farm premises.
- 31 (H) A farm tractor.
- 32 (I) A farm wagon.
- 33 (J) A tractor:
- 34 (i) that is used to move semitrailers around a terminal or a
- 35 loading or spotting facility; and
- 36 (ii) for which a permit is issued under IC 6-6-4.1-13(f).
- 37 (8) **Except as provided in IC 9-18.1-14**, an off-road vehicle or a
- 38 snowmobile.
- 39 (9) A vehicle that is operated and displays a license plate in
- 40 accordance with IC 9-32.
- 41 (10) A disposable trailer.
- 42 SECTION 31. IC 9-18.1-4-9 IS ADDED TO THE INDIANA CODE



1 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE
2 JANUARY 1, 2020]: **Sec. 9. (a) The bureau may provide notice of
3 a manufacturer issued motor vehicle safety recall to the owner of
4 a motor vehicle at the time the owner of the motor vehicle:**

5 **(1) registers; or**

6 **(2) renews registration for;**

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

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

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

13 **(1) The bureau.**

14 **(2) The commissioner.**

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

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

19 SECTION 32. IC 9-18.1-11-3, AS ADDED BY P.L.198-2016,
20 SECTION 326, IS AMENDED TO READ AS FOLLOWS
21 [EFFECTIVE JANUARY 1, 2020]: **Sec. 3. (a) Upon becoming subject
22 to registration under this article, a vehicle must be registered for a
23 period that is not:**

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

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

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

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

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

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

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

34 **(c) Subject to subsection (a), the registration year for a registration,
35 other than a renewal described in subsection (b), begins on the date on
36 which the vehicle becomes subject to registration as determined under
37 section 4 of this chapter and ends on the following date selected by the
38 person registering the vehicle:**

39 **(1) The date on which the vehicle's registration expires, as
40 determined under the schedule established under section 1 of this
41 chapter.**

42 **(2) Twelve (12) months after the date described in subdivision**



- 1 (1).
- 2 SECTION 33. IC 9-18.1-11-5, AS AMENDED BY P.L.256-2017,
- 3 SECTION 124, IS AMENDED TO READ AS FOLLOWS
- 4 [EFFECTIVE JANUARY 1, 2020]: Sec. 5. (a) The bureau shall collect
- 5 an administrative penalty of fifteen dollars (\$15) from the following
- 6 persons:
- 7 (1) A person that fails to:
- 8 (A) register; or
- 9 (B) provide full payment for the registration of;
- 10 a vehicle within forty-five (45) days after the date on which the
- 11 person acquires the vehicle.
- 12 (2) **Except as provided in subsection (b)**, a person that fails to:
- 13 (A) renew; or
- 14 (B) provide full payment for the renewal of;
- 15 the registration of a vehicle by the date on which the registration
- 16 expires.
- 17 (3) A person who:
- 18 (A) owns a vehicle;
- 19 (B) becomes an Indiana resident; and
- 20 (C) fails to register or provide full payment for the registration
- 21 of;
- 22 a vehicle within sixty (60) days after the person becomes an
- 23 Indiana resident.
- 24 **(b) An administrative penalty collected under subsection (a)**
- 25 **does not apply to a person who has filed an affidavit under section**
- 26 **4(b) of this chapter.**
- 27 ~~(b)~~ (c) An administrative penalty collected under subsection (a)
- 28 shall be deposited in the commission fund.
- 29 ~~(c)~~ (d) A person described in subsection (a) commits a Class C
- 30 infraction.
- 31 SECTION 34. IC 9-18.1-11-6, AS AMENDED BY P.L.256-2017,
- 32 SECTION 125, IS AMENDED TO READ AS FOLLOWS
- 33 [EFFECTIVE JANUARY 1, 2020]: Sec. 6. (a) A person that sells or
- 34 otherwise disposes of a vehicle, **including a wrecked or destroyed**
- 35 **vehicle**, owned by the person before the date on which the vehicle's
- 36 registration expires may apply to the bureau to transfer the registration
- 37 and license plates to a vehicle acquired or owned by the person.
- 38 (b) This subsection applies if the vehicle to which the registration
- 39 and license plate are transferred is of the same type and in the same
- 40 weight class as the vehicle for which the registration and license plate
- 41 were originally issued. The bureau shall transfer the registration and
- 42 license plate and issue an amended certificate of registration to the



- 1 person applying for the transfer after the person pays the following:
- 2 (1) A fee of nine dollars and fifty cents (\$9.50). The fee shall be
- 3 distributed as follows:
- 4 (A) Twenty-five cents (\$0.25) to the state police building
- 5 account.
- 6 (B) Fifty cents (\$0.50) to the state motor vehicle technology
- 7 fund.
- 8 (C) One dollar (\$1) to the crossroads 2000 fund.
- 9 (D) One dollar and fifty cents (\$1.50) to the motor vehicle
- 10 highway account.
- 11 (E) One dollar and twenty-five cents (\$1.25) to the integrated
- 12 public safety communications fund.
- 13 (F) Five dollars (\$5) to the commission fund.
- 14 (2) Any additional excise taxes owed under IC 6-6 on the vehicle
- 15 to which the registration is transferred.
- 16 (c) This subsection applies if a vehicle to which the registration is
- 17 transferred is of a different type or in a different weight class than the
- 18 vehicle for which the registration and license plate were originally
- 19 issued. The bureau shall transfer the registration and license plate and
- 20 issue to the person applying for the transfer an amended certificate of
- 21 registration and, if necessary, a new license plate or other proof of
- 22 registration under this article or IC 9-18.5 after the person pays the
- 23 following:
- 24 (1) A fee of nine dollars and fifty cents (\$9.50). The fee shall be
- 25 distributed as follows:
- 26 (A) Twenty-five cents (\$0.25) to the state police building
- 27 account.
- 28 (B) Fifty cents (\$0.50) to the state motor vehicle technology
- 29 fund.
- 30 (C) One dollar (\$1) to the crossroads 2000 fund.
- 31 (D) One dollar and fifty cents (\$1.50) to the motor vehicle
- 32 highway account.
- 33 (E) One dollar and twenty-five cents (\$1.25) to the integrated
- 34 public safety communications fund.
- 35 (F) Five dollars (\$5) to the commission fund.
- 36 (2) Any additional excise taxes owed under IC 6-6 on the vehicle
- 37 to which the registration is transferred.
- 38 (3) If the fee to register the vehicle to which the registration is
- 39 transferred exceeds by more than ten dollars (\$10) the fee to
- 40 register the vehicle for which the registration was originally
- 41 issued, the amount determined under the following formula:
- 42 STEP ONE: Determine the number of months between:



- 1 (i) the date on which the vehicle to which the registration is
 2 transferred was acquired; and
 3 (ii) the next registration date under this chapter for a vehicle
 4 registered by the person.
 5 A partial month shall be rounded to one (1) month.
 6 STEP TWO: Multiply the STEP ONE result by one-twelfth
 7 (1/12).
 8 STEP THREE: Determine the difference between:
 9 (i) the registration fee for the vehicle to which the
 10 registration is transferred; minus
 11 (ii) the registration fee for the vehicle for which the
 12 registration was originally issued.
 13 STEP FOUR: Determine the product of:
 14 (i) the STEP TWO result; multiplied by
 15 (ii) the STEP THREE result.
 16 A fee collected under this subdivision shall be deposited in the
 17 motor vehicle highway account.
 18 (d) A person may register a vehicle to which a registration is
 19 transferred under this section:
 20 (1) individually; or
 21 (2) with one (1) or more other persons.
 22 SECTION 35. IC 9-18.5-12-13, AS ADDED BY P.L.198-2016,
 23 SECTION 327, IS AMENDED TO READ AS FOLLOWS
 24 [EFFECTIVE JANUARY 1, 2020]: Sec. 13. (a) In order to continue
 25 participation in the special group recognition license plate program, a
 26 special group must:
 27 (1) sell at least five hundred (500) special group recognition
 28 license plates of the special group in the first two (2) years in
 29 which the license plate is offered for sale; and
 30 (2) maintain the sale or renewal of at least five hundred (500)
 31 special group recognition license plates during each subsequent
 32 year after the initial two (2) year period of sale.
 33 (b) If the special group fails to sell or renew special group
 34 recognition license plates in the manner provided in subsection (a), the
 35 bureau shall place the issuance of the special group recognition license
 36 plates for the special group on probation for the subsequent year. If, in
 37 that subsequent year on probation, the special group fails to sell or
 38 renew at least five hundred (500) special group recognition license
 39 plates, the bureau shall terminate the participation of the special group
 40 in the special group recognition license plate program. If the special
 41 group sells or renews at least five hundred (500) special group
 42 recognition license plates in the year on probation, the participation of



1 the special group in the special group recognition license plate program
 2 is continued. A special group shall be afforded only one (1)
 3 probationary period under this subsection.

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

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

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

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

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

34 SECTION 36. IC 9-21-22-2, AS ADDED BY P.L.185-2018,
 35 SECTION 42, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 36 JANUARY 1, 2020]: Sec. 2. A person may lead a vehicle platoon in
 37 Indiana if:

- 38 (1) the person or the organization with which the person is
 39 associated has filed a plan for general vehicle platoon operations
 40 with the ~~commissioner~~; **Indiana department of transportation**;
- 41 (2) the ~~commissioner~~ **Indiana department of transportation** has
 42 not rejected the plan for general vehicle platoon operations in



- 1 Indiana; and
- 2 (3) the person leads the vehicle platoon in accordance with the
- 3 plan for general vehicle platoon operations in Indiana.
- 4 SECTION 37. IC 9-21-22-3, AS ADDED BY P.L.185-2018,
- 5 SECTION 42, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 6 JANUARY 1, 2020]: Sec. 3. If the ~~commissioner~~ **Indiana department**
- 7 **of transportation** receives a plan for general vehicle platoon
- 8 operations in Indiana, the ~~commissioner~~ **Indiana department of**
- 9 **transportation** may approve the plan, do nothing, or reject the plan.
- 10 The ~~commissioner~~ **Indiana department of transportation** may reject
- 11 the plan only on or before the thirtieth day after the date on which the
- 12 ~~commissioner~~ **Indiana department of transportation** receives the
- 13 plan.
- 14 SECTION 38. IC 9-24-9-2, AS AMENDED BY P.L.198-2016,
- 15 SECTION 463, IS AMENDED TO READ AS FOLLOWS
- 16 [EFFECTIVE JANUARY 1, 2020]: Sec. 2. (a) Except as provided in
- 17 subsection (b), each application for a driver's license or permit under
- 18 this chapter must require the following information:
- 19 (1) The full legal name of the applicant.
- 20 (2) The applicant's date of birth.
- 21 (3) The gender of the applicant.
- 22 (4) The applicant's height, weight, hair color, and eye color.
- 23 (5) The ~~principal address and mailing~~ address of the applicant.
- 24 (6) A:
- 25 (A) valid Social Security number; or
- 26 (B) verification of an applicant's:
- 27 (i) ineligibility to be issued a Social Security number; and
- 28 (ii) identity and lawful status.
- 29 (7) Whether the applicant has been subject to fainting spells or
- 30 seizures.
- 31 (8) Whether the applicant has been issued a driver's license or has
- 32 been the holder of a permit, and if so, when and by what
- 33 jurisdiction.
- 34 (9) Whether the applicant's driver's license or permit has ever
- 35 been suspended or revoked, and if so, the date of and the reason
- 36 for the suspension or revocation.
- 37 (10) Whether the applicant has been convicted of:
- 38 (A) a crime punishable as a felony under Indiana motor
- 39 vehicle law; or
- 40 (B) any other felony in the commission of which a motor
- 41 vehicle was used;
- 42 that has not been expunged by a court.



- 1 (11) Whether the applicant has a physical or mental disability,
 2 and if so, the nature of the disability.
- 3 (12) The signature of the applicant showing the applicant's legal
 4 name as it appears or will appear on the driver's license or permit.
- 5 (13) A digital photograph of the applicant.
- 6 (14) Any other information the bureau requires.
- 7 (b) For purposes of subsection (a), an individual certified as a
 8 program participant in the address confidentiality program under
 9 IC 5-26.5 is not required to provide the individual's ~~principal address~~
 10 ~~and mailing~~ address, but may provide an address designated by the
 11 office of the attorney general under IC 5-26.5 as the individual's
 12 ~~principal address and mailing~~ address.
- 13 (c) In addition to the information required by subsection (a), an
 14 applicant who is required to complete at least fifty (50) hours of
 15 supervised practice driving under IC 9-24-3-2.5(a)(1)(E) or
 16 IC 9-24-3-2.5(a)(2)(D) must submit to the bureau evidence of the time
 17 logged in practice driving.
- 18 SECTION 39. IC 9-24-10-4, AS AMENDED BY P.L.147-2018,
 19 SECTION 17, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 20 JULY 1, 2019]: Sec. 4. (a) Except as provided in subsection (c), an
 21 examination for a learner's permit or driver's license must include the
 22 following:
- 23 (1) A test of the following of the applicant:
- 24 (A) Eyesight.
- 25 (B) Ability to read and understand highway signs regulating,
 26 warning, and directing traffic.
- 27 (C) Knowledge of Indiana traffic laws, including
 28 IC 9-26-1-1.5.
- 29 (2) An actual demonstration of the applicant's skill in exercising
 30 ordinary and reasonable control in the operation of a motor
 31 vehicle under the type of permit or driver's license applied for.
- 32 (b) The examination may include further physical and mental
 33 examination that the bureau finds necessary to determine the
 34 applicant's fitness to operate a motor vehicle safely upon a highway.
 35 The applicant must provide the motor vehicle used in the examination.
 36 An autocycle may not be used as the motor vehicle provided for the
 37 examination.
- 38 (c) The bureau may waive:
- 39 (1) the testing required under subsection (a)(1)(A) if the applicant
 40 provides evidence from a licensed ophthalmologist or licensed
 41 optometrist that the applicant's vision is fit to operate a motor
 42 vehicle in a manner that does not jeopardize the safety of



- 1 individuals or property;
- 2 (2) the actual demonstration required under subsection (a)(2) for
- 3 an individual who has passed:
- 4 (A) a driver's education class and a skills test given by a driver
- 5 training school; or
- 6 (B) a driver education program given by an entity licensed
- 7 under IC 9-27; ~~and~~
- 8 (3) the testing, other than eyesight testing under subsection
- 9 (a)(1)(A), of an applicant who has passed:
- 10 (A) an examination concerning:
- 11 (i) subsection (a)(1)(B); and
- 12 (ii) subsection (a)(1)(C); and
- 13 (B) a skills test;
- 14 given by a driver training school or an entity licensed under
- 15 IC 9-27; **and**
- 16 **(4) the testing, other than the eyesight testing described in**
- 17 **subsection (a)(1)(A), of an applicant who:**
- 18 **(A) is at least eighteen (18) years of age;**
- 19 **(B) was previously a nonresident but now qualifies as an**
- 20 **Indiana resident at the time of application; and**
- 21 **(C) holds a valid driver's license, excluding a learner's**
- 22 **permit or its equivalent, from the applicant's state of prior**
- 23 **residence.**
- 24 (d) The following are not civilly or criminally liable for a report
- 25 made in good faith to the bureau, commission, or driver licensing
- 26 medical advisory board concerning the fitness of the applicant to
- 27 operate a motor vehicle in a manner that does not jeopardize the safety
- 28 of individuals or property:
- 29 (1) An instructor having a license under IC 9-27-6-8.
- 30 (2) A licensed ophthalmologist or licensed optometrist.
- 31 SECTION 40. IC 9-24-12-5, AS AMENDED BY P.L.256-2017,
- 32 SECTION 174, IS AMENDED TO READ AS FOLLOWS
- 33 [EFFECTIVE JANUARY 1, 2020]: Sec. 5. (a) Except as provided in
- 34 subsection (b), and subject to subsection (d), an individual applying for
- 35 renewal of an operator's, a chauffeur's, or a public passenger
- 36 chauffeur's license, including any endorsements in effect with respect
- 37 to the license, must apply in person at a license branch and do the
- 38 following:
- 39 (1) Pass an eyesight examination.
- 40 (2) Pass a written examination if:
- 41 (A) the applicant has at least six (6) active points on the
- 42 applicant's driving record maintained by the bureau;



- 1 (B) the applicant has not reached the applicant's twenty-first
 2 birthday and has active points on the applicant's driving record
 3 maintained by the bureau; or
 4 (C) the applicant is in possession of a driver's license that is
 5 expired beyond one hundred eighty (180) days.
- 6 (b) ~~The bureau may adopt rules under IC 4-22-2 concerning the~~
 7 ~~ability of a holder of an operator's, a chauffeur's, or a public passenger~~
 8 ~~chauffeur's license to~~ **may** renew the license, including any
 9 endorsements in effect with respect to the license, by mail or by
 10 electronic service, ~~if rules are adopted under this subsection, the rules~~
 11 ~~must provide that an individual's renewal by mail or by electronic~~
 12 ~~service is~~ subject to the following conditions:
- 13 (1) A valid computerized image of the individual must exist
 14 within the records of the bureau.
- 15 (2) The previous renewal of the individual's operator's,
 16 chauffeur's, or public passenger chauffeur's license must not have
 17 been by mail or by electronic service.
- 18 (3) The application for or previous renewal of the individual's
 19 license must have included a test of the individual's eyesight
 20 approved by the bureau.
- 21 (4) If the individual were applying for the license renewal in
 22 person at a license branch, the individual would not be required
 23 under subsection (a)(2) to submit to a written examination.
- 24 (5) The individual must be a citizen of the United States, as
 25 shown in the records of the bureau.
- 26 (6) There must not have been any change in the:
 27 (A) address; or
 28 (B) name;
 29 of the individual since the issuance or previous renewal of the
 30 individual's operator's, chauffeur's, or public passenger chauffeur's
 31 license.
- 32 (7) The operator's, chauffeur's, or public passenger chauffeur's
 33 license of the individual must not be:
 34 (A) suspended; or
 35 (B) expired more than one hundred eighty (180) days;
 36 at the time of the application for renewal.
- 37 (8) ~~The If the individual must be less than is~~ **seventy-five (75)**
 38 **years of age or older** at the time of the application for renewal,
 39 **the individual must provide proof, on a form approved by the**
 40 **bureau, that the individual has passed an eyesight**
 41 **examination within thirty (30) days prior to the renewal**
 42 **application.**



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

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

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

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

19 (1) If the individual is less than seventy-five (75) years of age,
 20 seventeen dollars and fifty cents (\$17.50). The fee shall be
 21 distributed as follows:

- 22 (A) Fifty cents (\$0.50) to the state motor vehicle technology
 23 fund.
 24 (B) Two dollars (\$2) to the crossroads 2000 fund.
 25 (C) Four dollars and fifty cents (\$4.50) to the motor vehicle
 26 highway account.
 27 (D) One dollar and twenty-five cents (\$1.25) to the integrated
 28 public safety communications fund.
 29 (E) Nine dollars and twenty-five cents (\$9.25) to the
 30 commission fund.

31 (2) If the individual is at least seventy-five (75) years of age and
 32 less than eighty-five (85) years of age, eleven dollars (\$11). The
 33 fee shall be distributed as follows:

- 34 (A) Fifty cents (\$0.50) to the state motor vehicle technology
 35 fund.
 36 (B) One dollar and fifty cents (\$1.50) to the crossroads 2000
 37 fund.
 38 (C) Three dollars (\$3) to the motor vehicle highway account.
 39 (D) One dollar and twenty-five cents (\$1.25) to the integrated
 40 public safety communications fund.
 41 (E) Four dollars and seventy-five cents (\$4.75) to the
 42 commission fund.



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

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

14 SECTION 41. IC 9-25-6-15, AS AMENDED BY P.L.198-2016,
 15 SECTION 543, IS AMENDED TO READ AS FOLLOWS
 16 [EFFECTIVE JANUARY 1, 2020]: Sec. 15. (a) An individual:

- 17 (1) whose driving privileges are suspended under this article; and
- 18 (2) who seeks the reinstatement of the driving privileges;
- 19 must pay a reinstatement fee to the bureau as provided in subsection
- 20 (b).

- 21 (b) The reinstatement fee under subsection (a) is as follows:
- 22 (1) For a first suspension, two hundred fifty dollars (\$250).
- 23 (2) For a second suspension, five hundred dollars (\$500).
- 24 (3) For a third or subsequent suspension, one thousand dollars
- 25 (\$1,000).

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

- 29 (1) ~~One hundred twenty dollars (\$120)~~ for **Forty-eight percent**
- 30 **(48%)** of a fee paid after a first suspension.
- 31 (2) ~~One hundred ninety-five dollars (\$195)~~ for **Thirty-nine**
- 32 **percent (39%)** of a fee paid after a second suspension.
- 33 (3) ~~Two hundred seventy dollars (\$270)~~ for **Twenty-seven**
- 34 **percent (27%)** of a fee paid after a third or subsequent
- 35 suspension.

36 The remaining amount of each fee paid under this section **or section**
 37 **15.1 of this chapter** must be deposited in the motor vehicle highway
 38 account.

- 39 (d) If:
- 40 (1) a person's driving privileges are suspended for registering or
- 41 operating a vehicle in violation of IC 9-25-4-1;
- 42 (2) the person is required to pay a fee for the reinstatement of the



1 person's license under this section; and

2 (3) the person later establishes that the person did not register or
3 operate a vehicle in violation of IC 9-25-4-1;

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

5 SECTION 42. IC 9-25-6-15.1, AS ADDED BY P.L.198-2016,
6 SECTION 544, IS AMENDED TO READ AS FOLLOWS
7 [EFFECTIVE JANUARY 1, 2020]: Sec. 15.1. (a) An individual who
8 is liable for a reinstatement fee imposed under section 15 of this
9 chapter may file a petition for waiver of **part or all of** the reinstatement
10 fee in a criminal court of record in the person's county of residence.

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

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

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

18 (1) the individual who owes the fee:

19 (A) is indigent; and

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

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

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

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

29 SECTION 43. IC 9-26-2-5, AS ADDED BY P.L.131-2017,
30 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
31 JANUARY 1, 2020]: Sec. 5. (a) As used in this section, "emergency
32 contact data base" means the Indiana emergency contact data base
33 described in IC 9-26-10-1.

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

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

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

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

41 (1) death; or

42 (2) serious bodily injury.



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

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

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

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

19 (1) any contact with a credential holder's emergency contact
20 persons; or

21 (2) contact with a credential holder's emergency contact persons
22 within a reasonable amount of time after arriving at the scene of
23 a qualifying motor vehicle accident.

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

27 (i) A law enforcement officer may not be:

28 (1) found liable; or

29 (2) subject to damages;

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

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

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

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

40 SECTION 44. IC 9-27-6-8, AS AMENDED BY P.L.85-2013,
41 SECTION 74, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
42 JANUARY 1, 2020]: Sec. 8. (a) To be eligible to act as a driver



1 education instructor, an individual must obtain an instructor's license
2 from the bureau in the manner and form prescribed by the bureau.

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

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

11 (1) meets the requirements of subsection (a) and rules adopted
12 under subsection (b);

13 (2) does not have more than the maximum number of points for
14 violating traffic laws specified by the bureau by rules adopted
15 under IC 4-22-2; ~~and~~

16 (3) has a good moral character, physical condition, knowledge of
17 the rules of the road, and work history; **and**

18 **(4) is currently employed by or has an employment offer from**
19 **a licensed driver training school, as verified by the licensed**
20 **driver training school on a form prescribed by the bureau.**

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

23 SECTION 45. IC 9-27-7-2, AS AMENDED BY P.L.198-2016,
24 SECTION 551, IS AMENDED TO READ AS FOLLOWS
25 [EFFECTIVE JANUARY 1, 2020]: Sec. 2. As used in this chapter,
26 "rider coach trainer" means a licensed motorcycle operator who meets
27 standards established by the bureau ~~that are equivalent to or more~~
28 ~~stringent than those established by the Motorcycle Safety Foundation~~
29 ~~for instructors in motorcycle safety and education.~~

30 SECTION 46. IC 9-28-5.1-3, AS AMENDED BY P.L.125-2012,
31 SECTION 308, IS AMENDED TO READ AS FOLLOWS
32 [EFFECTIVE JANUARY 1, 2020]: Sec. 3. A written reciprocity
33 agreement entered into under section 2 of this chapter must require an
34 applicant from the foreign country for an operator's license to possess
35 ~~(1)~~ a valid driver's license for the type of vehicle being operated
36 or the equivalent from the foreign country. ~~or~~
37 ~~(2) an international driving permit.~~

38 SECTION 47. IC 9-30-10-14.2, AS ADDED BY P.L.198-2016,
39 SECTION 603, IS AMENDED TO READ AS FOLLOWS
40 [EFFECTIVE JANUARY 1, 2020]: Sec. 14.2. (a) Upon receiving a
41 petition filed after June 30, 2016, under section 14.1 of this chapter, a
42 court shall set a date for hearing the matter and direct the clerk of the



1 court to provide notice of the hearing date to the following parties:

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

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

- 8 (1) The petitioner has no prior convictions for a violation
 9 described in section 4(a) of this chapter.
 10 (2) The petitioner no longer presents a safety risk to others while
 11 operating a motor vehicle.
 12 (3) The ongoing suspension of the petitioner's driving privileges
 13 is unreasonable.
 14 (4) The reinstatement of the petitioner's driving privileges serves
 15 the best interests of society.
 16 (5) If the petitioner is seeking reinstatement under section 14.1(b)
 17 of this chapter, at least ten (10) years have elapsed since the
 18 suspension of the petitioner's driving privileges.
 19 (6) If the petitioner is seeking reinstatement under section 14.1(f)
 20 of this chapter, at least three (3) years have elapsed since the
 21 suspension of the petitioner's driving privileges.

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

- 24 (1) Rescind the order requiring the suspension of the petitioner's
 25 driving privileges.
 26 (2) ~~Order the bureau to reinstate the petitioner's~~ **Grant** driving
 27 privileges:
 28 (A) **for a specified period; and**
 29 (B) **subject to conditions under subsection (d).**

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

- 33 ~~(1) for a specified period; and~~
 34 ~~(2) subject to additional conditions imposed by the court.~~

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

- 39 (1) Specified hours during which the petitioner may operate a
 40 motor vehicle.
 41 (2) An order prohibiting the petitioner from operating a motor
 42 vehicle:



- 1 (A) with an alcohol concentration equivalent to at least two
 2 hundredths (0.02) of a gram of alcohol per:
 3 (i) one hundred (100) milliliters of the person's blood; or
 4 (ii) two hundred ten (210) liters of the person's breath; or
 5 (B) while intoxicated (as defined under IC 9-13-2-86).
 6 (3) Electronic monitoring to determine the petitioner's compliance
 7 with subdivision (2).
 8 (4) Use of a vehicle equipped with an ignition interlock device.
 9 (5) Submission to a chemical breath test as part of a lawful traffic
 10 stop conducted by a law enforcement officer.
 11 (6) Use of an electronic monitoring device that detects and
 12 records the petitioner's use of alcohol.
 13 (†) The court shall specify, **in the order**, the conditions under which
 14 the petitioner may be issued driving privileges to operate a motor
 15 vehicle.
 16 **(e) An individual who has been granted driving privileges under**
 17 **subsection (c)(2) shall:**
 18 **(1) carry a copy of the order granting driving privileges or**
 19 **have the order in the vehicle being operated by the individual;**
 20 **and**
 21 **(2) produce the copy of the order granting driving privileges**
 22 **upon the request of a police officer.**
 23 ~~(g) (f) After the expiration date of the specialized driving privileges~~
 24 ~~ordered by the court under subsection (d) and the petitioner's~~
 25 ~~fulfillment of any imposed conditions specified by the court **under**~~
 26 ~~**subsection (d) and upon notice from the court**, the bureau shall~~
 27 ~~reinstate the petitioner's driving privileges: **terminate the petitioner's**~~
 28 ~~**lifetime suspension.**~~
 29 ~~(h) (g) If the bureau receives a judicial order granting rescission of~~
 30 ~~a suspension order under subsection (c) for an individual who,~~
 31 ~~according to the records of the bureau, does not qualify for the~~
 32 ~~rescission of a suspension order, the bureau shall do the following:~~
 33 ~~(1) Process the judicial order and notify the prosecuting attorney~~
 34 ~~of the county from which the order was received that the~~
 35 ~~individual is not eligible for the rescission of the suspension order~~
 36 ~~and reinstatement of driving privileges.~~
 37 ~~(2) Send a certified copy of the individual's driving record to the~~
 38 ~~prosecuting attorney described in subdivision (1).~~
 39 Upon receiving a certified copy under subdivision (2), the prosecuting
 40 attorney shall, in accordance with IC 35-38-1-15, petition the court to
 41 correct the court's order. If the bureau does not receive a corrected
 42 order within sixty (60) days of sending the petitioner's driving record



1 to the prosecuting attorney described in subdivision (1), the bureau
2 shall notify the attorney general, who shall, in accordance with
3 IC 35-38-1-15, petition the court to correct the court's order within
4 sixty (60) days of receiving notice from the bureau.
5 (†) (h) An order reinstating a petitioner's driving privileges is a final
6 order that may be appealed by any party to the action.
7 SECTION 48. IC 34-30-2-28.2 IS ADDED TO THE INDIANA
8 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
9 [EFFECTIVE JANUARY 1, 2020]: **Sec. 28.2. IC 9-18.1-4-9**
10 **(Concerning manufacturer issued motor vehicle safety recall**
11 **information provided by the bureau of motor vehicles).**



COMMITTEE REPORT

Mr. Speaker: Your Committee on Roads and Transportation, to which was referred House Bill 1506, 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:

Replace the effective dates in SECTIONS 2 through 3 with "[EFFECTIVE JANUARY 1, 2020]".

Replace the effective dates in SECTIONS 5 through 6 with "[EFFECTIVE JANUARY 1, 2020]".

Replace the effective date in SECTION 8 with "[EFFECTIVE JANUARY 1, 2020]".

Replace the effective dates in SECTIONS 10 through 27 with "[EFFECTIVE JANUARY 1, 2020]".

Page 1, delete lines 1 through 15, begin a new paragraph and insert:

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

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

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

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

SECTION 2. IC 6-3.5-4-2, AS AMENDED BY P.L.256-2017, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2020]: Sec. 2. (a) An adopting entity of any county may, subject to the limitation imposed by subsection (f); **(e)**, adopt an ordinance to impose a county vehicle excise tax in accordance with this chapter on each vehicle ~~listed in subsection (e)~~ **that is subject to the vehicle excise tax under IC 6-6-5 and** that is registered in the county.

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

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



(\$7.50) and not more than twenty-five dollars (\$25).

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

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

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

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

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

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

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

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

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

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

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

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



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

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

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

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

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

SECTION 5. IC 6-3.5-4-5, AS AMENDED BY P.L.218-2017, SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2020]: Sec. 5. (a) The adopting entity may, subject to the limitations imposed by subsection (b), adopt an ordinance to increase or decrease the surtax rate or amount. The new surtax rate or amount must be within the range of rates or amounts prescribed by section 2 of this chapter. A new rate or amount that is established by an ordinance



that is adopted after December 31 but on or before September 1 of the following year applies to ~~motor~~ vehicles registered after December 31 of the year in which the ordinance to change the rate or amount is adopted. A new rate or amount that is established by an ordinance that is adopted after September 1 but before January 1 of the following year applies to ~~motor~~ vehicles registered after December 31 of the year following the year in which the ordinance is adopted.

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

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

Page 2, delete lines 1 through 37.

Page 3, between lines 6 and 7, begin a new paragraph and insert:

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

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

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

Age	I	II	III	IV	V
0	\$12	\$36	\$60	\$96	\$132
1	12	30	51	84	114
2	12	27	42	72	96
3	12	24	33	60	78
4	12	18	24	48	66
5	12	12	18	36	54
6	12	12	12	24	42
7	12	12	12	18	24
8	12	12	12	12	12
9	12	12	12	12	12
and thereafter					
Age	VI	VII	VIII	IX	X
0	\$168	\$206	\$246	\$300	\$344



1	147	184	220	268	298
2	126	154	186	230	260
3	104	127	156	196	224
4	82	101	128	164	191
5	63	74	98	130	157
6	49	60	75	104	129
7	30	40	54	80	106
8	18	21	34	40	50
9	12	12	12	12	12

and thereafter

Age	XI	XII	XIII	XIV	XV
0	\$413	\$500	\$600	\$700	\$812
1	358	434	520	607	705
2	312	378	450	529	614
3	269	326	367	456	513
4	229	278	300	389	420
5	188	228	242	319	338
6	155	188	192	263	268
7	127	129	129	181	181
8	62	62	62	87	87
9	21	26	30	36	42

and thereafter

Age	XVI	XVII
0	\$938	\$1,063
1	814	922
2	709	795
3	611	693
4	521	591
5	428	483
6	353	383
7	258	258
8	125	125
9	49	55

and thereafter

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



the same manner as the excise tax is reduced under IC 6-6-5-7.2.

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

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

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

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

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

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

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

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

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

(b) The adopting entity of a county may not adopt an ordinance to



impose the wheel tax unless it concurrently adopts an ordinance under IC 6-3.5-4 to impose the county vehicle excise tax.

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

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

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

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

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

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

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

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

Page 3, delete lines 21 through 42, begin a new paragraph and



insert:

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

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

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

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

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

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

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

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

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

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

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



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

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

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

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

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

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

SECTION 16. IC 6-3.5-10-4, AS AMENDED BY P.L.218-2017, SECTION 25, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2020]: Sec. 4. (a) After January 1 but before September 1 of any year, the fiscal body of an adopting municipality may, subject to the limitations imposed by subsection (b), adopt an ordinance to rescind the surtax. If a fiscal body adopts an ordinance to rescind the



surtax, the surtax does not apply to a ~~motor~~ vehicle registered after December 31 of the year in which the ordinance is adopted.

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

Page 4, delete lines 1 through 16.

Page 4, between lines 27 and 28, begin a new paragraph and insert:

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

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

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

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

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

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

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



determining vehicles that are subject to the wheel tax.

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

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

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

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

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

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

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

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

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



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

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

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

Page 4, delete line 42.

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

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

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

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

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

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

(e) If the vehicle excise tax imposed by this chapter was not paid



for one (1) or more preceding registration years, the bureau may collect only the vehicle excise tax imposed by this chapter for the:

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

Page 5, delete lines 36 through 42, begin a new paragraph and insert:

"SECTION 25. IC 6-6-5.1-10, AS AMENDED BY P.L.256-2017, SECTION 51, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2020]: Sec. 10. (a) An excise tax is imposed on the following in accordance with this chapter:

- (1) Recreational vehicles.
- (2) Truck campers.
- (b) The excise tax is imposed:
 - (1) instead of the ad valorem property tax levied for state or local purposes; and
 - (2) in addition to any registration fees imposed on recreational vehicles.

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

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

- (1) for recreational vehicles, at the time the recreational vehicle is registered; and
- (2) for truck campers, on or before the owner's annual registration date for vehicles determined by the bureau on the schedule established under IC 9-18.1-11-1.

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

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

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

SECTION 26. IC 6-6-5.5-3, AS AMENDED BY P.L.256-2017, SECTION 69, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2020]: Sec. 3. (a) The commercial vehicle excise tax is



imposed on the following vehicles in accordance with this chapter:

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

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

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

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

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

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

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

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

SECTION 27. IC 6-6-11-13, AS AMENDED BY P.L.256-2017, SECTION 76, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2020]: Sec. 13. **(a)** A boat owner shall pay:

- (1) the boat excise tax;
- (2) the department of natural resources fee imposed by section 12(a) of this chapter;
- (3) the lake and river enhancement fee imposed by section 12(b) of this chapter; and
- (4) if:
 - (A) the motorboat is legally registered in another state; and



(B) the boat owner pays:

- (i) the excise tax and fees under subdivisions (1), (2), and (3); and
- (ii) the two dollar (\$2) fee imposed by IC 9-31-3-2;

for a boating year to the bureau of motor vehicles.

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

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

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

SECTION 28. IC 9-13-1-5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2020]: **Sec. 5. (a) This section applies to an ordinance adopted under this title and in effect on January 1, 2020.**

(b) An adopting municipality is not required to amend an ordinance subject to this section as a result of amendments to this title.

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

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

Page 6, delete lines 1 through 2.

Page 8, between lines 7 and 8, begin a new paragraph and insert:

"SECTION 32. IC 9-18.1-11-3, AS ADDED BY P.L.198-2016, SECTION 326, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2020]: **Sec. 3. (a) Upon becoming subject to registration under this article, a vehicle must be registered for a period that is not:**

- (1) less than three (3) months; or**
- (2) greater than twenty-four (24) months.**

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

- (1) for a vehicle with an unexpired registration, for a period of**



twelve (12) months from the date on which the registration **will**
~~expires. expire;~~ or

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

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

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

(c) Subject to subsection (a), the registration year for a registration, other than a renewal described in subsection (b), begins on the date on which the vehicle becomes subject to registration as determined under section 4 of this chapter and ends on the following date selected by the person registering the vehicle:

(1) The date on which the vehicle's registration expires, as determined under the schedule established under section 1 of this chapter.

(2) Twelve (12) months after the date described in subdivision (1)."

Page 13, between lines 22 and 23, begin a new paragraph and insert:
"SECTION 39. IC 9-24-10-4, AS AMENDED BY P.L.147-2018, SECTION 17, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 4. (a) Except as provided in subsection (c), an examination for a learner's permit or driver's license must include the following:

(1) A test of the following of the applicant:

(A) Eyesight.

(B) Ability to read and understand highway signs regulating, warning, and directing traffic.

(C) Knowledge of Indiana traffic laws, including IC 9-26-1-1.5.

(2) An actual demonstration of the applicant's skill in exercising ordinary and reasonable control in the operation of a motor vehicle under the type of permit or driver's license applied for.

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

(c) The bureau may waive:

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



individuals or property;

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

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

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

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

(A) an examination concerning:

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

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

(B) a skills test;

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

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

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

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

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

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

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

(2) A licensed ophthalmologist or licensed optometrist."

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to HB 1506 as introduced.)

SULLIVAN

Committee Vote: yeas 13, nays 0.

HB 1506—LS 7547/DI 132

