



# Journal of the Senate

State of Indiana

119th General Assembly

First Regular Session

Thirty-sixth Meeting Day

Thursday Afternoon

March 26, 2015

The Senate convened at 1:41 p.m., with the President of the Senate, Sue Ellspermann, in the Chair.

Prayer was offered by Senator Travis L. Holdman.

The Pledge of Allegiance to the Flag was led by Senator Holdman.

The Chair ordered the roll of the Senate to be called. Those present were:

Alting	Leising
Arnold	Long
Banks, A.	Merritt
Bassler	Messmer
Becker	Miller, Patricia
Boots	Miller, Pete
Bray	Mishler
Breaux	Mrvan
Broden	Niemeyer
Brown	Perfect
Buck	Raatz
Charbonneau	Randolph
Crider	Rogers
Delph	Schneider
Eckerty	Smith
Ford	Steele
Glick	Stoops
Grooms	Tallian
Head	Taylor
Hershman	Tomes
Holdman	Walker
Houchin	Waltz
Kenley	Yoder
Kruse	Young, M.
Lanane	Zakas

Roll Call 334: present 50; excused 0. [Note: A  indicates those who were excused.] The Chair announced a quorum present. Pursuant to Senate Rule 5(d), no motion having been heard, the Journal of the previous day was considered read.

## REPORT OF THE PRESIDENT PRO TEMPORE

Madam President: Pursuant to Senate Rule 68(b), I hereby report that House Bill 1453, currently assigned to the Committee on Rules & Legislative Procedure, be reassigned to the Committee on Natural Resources.

LONG

Report adopted.

## RESOLUTIONS ON FIRST READING

### Senate Resolution 48

Senate Resolution 48, introduced by Senator Leising:

SENATE RESOLUTION recognizing the need for the use of "sound science" in evaluating crop protection chemistries and nutrients.

*Whereas, A sustainable agricultural system in the United States is critical to the continued production of food, feed, and fiber to meet both domestic and global demands;*

*Whereas, The treatment, prevention, and control of agricultural pests is critically important to the health and welfare of our residents and the safety of our global food, feed, and fiber supply;*

*Whereas, The availability of modern agriculture technologies such as precision farming equipment, crop protection chemistries, genetically engineered or enhanced traits, and agricultural nutrients are critically important tools that allow farmers to expand yields, reduce environmental impacts, improve profitability and provide a safe, healthy, abundant, and affordable food supply;*

*Whereas, The agriculture and food production industries have a long history of success and safety in protecting and further enhancing the food, feed, and fiber supply available to our state residents and the rest of the world;*

*Whereas, The agriculture industry is recognized as an important contributor to the economic vitality of the State of Indiana through jobs, capital investment, farm income, value added sectors, and contributions to the state's tax base;*

*Whereas, The crop protection industry is among the most studied and regulated of all industries at both the state and federal levels;*

*Whereas, The continued success of these industries and our Nation's position as a world leader in crop protection chemistries, genetically engineered or enhanced traits and nutrients depends on state and federal regulators utilizing science based data to assess both product and ingredient safety;*

*Whereas, Sound science rather than the "precautionary principle" should be the bedrock of our nation's regulatory scheme;*

*Whereas, The State of Indiana should support the use of science based data to assess the impacts and the regulation of modern agricultural technologies, including but not limited to crop protection chemistries, genetically engineered or enhanced traits, and nutrients;*

*Whereas, The State of Indiana should oppose legislative or regulatory action, whether at the federal, state, or other local level, that may result in unnecessary restrictions on the use of modern agricultural technologies, including but not limited to crop protection chemistries, genetically engineered or enhanced traits, and nutrients that are not based on sound science;*

*Be it resolved by the Senate of the General Assembly of the State of Indiana:*

SECTION 1. That the Indiana Senate recognizes the need for the use of "sound science" in evaluating crop protection chemistries and nutrients.

SECTION 2. The Secretary of the Senate is hereby directed to transmit copies of this Resolution to each member of Indiana's congressional delegation.

The resolution was read in full and referred to the Committee on Agriculture.

## REPORTS FROM COMMITTEES

### COMMITTEE REPORT

Madam President: The Senate Committee on Health & Provider Services, to which was referred House Bill 1016, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

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

"SECTION 1. IC 2-5-36-9.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 9.5. (a) The commission shall, before January 1, 2016, submit to the general assembly in an electronic format under IC 5-14-6 and the governor's office recommendations concerning the following:**

**(1) New methods or mechanisms for carrying out policies relating to abandoned children, including the use of newborn safety incubators (as defined in IC 16-35-9-4).**

**(2) The production and distribution of information concerning the laws regarding emergency custody of abandoned children under IC 31-34-2.5.**

**(3) The advisability of establishing and posting uniform signs regarding locations at which children may be voluntarily left with an emergency medical services provider under IC 31-34-2.5.**

**(b) This section expires July 1, 2016."**

Page 1, line 3, after "111.3." insert "(a)".

Page 1, between lines 5 and 6, begin a new paragraph and insert:

**"(b) This section expires July 1, 2016."**

Page 1, line 8, after "IC 16-35-9-2." insert **"This subsection expires July 1, 2016."**

Page 1, line 13, after "248.2." insert "(a)".

Page 1, between lines 14 and 15, begin a new paragraph and insert:

**"(b) This section expires July 1, 2016."**

Page 2, line 2, after "248.3." insert "(a)".

Page 2, between lines 4 and 5, begin a new paragraph and insert:

**"(b) This section expires July 1, 2016."**

Page 2, line 7, after "302.4." insert "(a)".

Page 2, between lines 9 and 10, begin a new paragraph and insert:

**"(b) This section expires July 1, 2016."**

Page 2, line 13, after "Incubators" insert **"Recommendations"**.

Page 2, line 20, delete "IC 36-1-2-23)." and insert **"IC 36-1-2-23), staffed twenty-four (24) hours a day by an emergency medical services provider."**

Page 2, line 21, delete "IC 35-47-15-2)." and insert **"IC 35-47-15-2), staffed twenty-four (24) hours a day by an emergency medical services provider."**

Page 2, delete lines 22 through 23.

Page 2, line 36, delete "IC 36-1-2-23)." and insert **"IC 36-1-2-23), staffed twenty-four (24) hours a day by an emergency medical services provider."**

Page 2, line 37, delete "IC 35-47-15-2)." and insert **"IC 35-47-15-2), staffed twenty-four (24) hours a day by an emergency medical services provider."**

**Sec. 6. The state department shall, before January 1, 2016, prepare and submit to the general assembly in an electronic format under IC 5-14-6 and the governor's office recommendations concerning standards and protocols for the installation and operation of newborn safety incubators. In preparing the recommendations under this section, the state department shall consider the following:**

**(1) Sanitation standards for newborn safety incubators.**

**(2) Procedures to provide emergency care for a newborn left in a newborn safety incubator.**

**(3) Manufacturing and manufacturer standards for newborn safety incubators.**

**(4) Design and function requirements, including that a newborn safety incubator satisfies all the following:**

**(A) Is accessible from the exterior of a facility.**

**(B) Allows a newborn to be placed anonymously in the newborn safety incubator from outside the facility.**

**(C) The door or window of the newborn safety incubator that allows access outside the facility automatically locks after a newborn is placed in the newborn safety incubator.**

**(D) A person outside the facility is unable to access the newborn safety incubator after a newborn has been placed in the newborn safety incubator.**

(E) Provides a controlled environment for the care and protection of the newborn.

(F) Has a signal that notifies an emergency medical services provider within thirty (30) seconds of a newborn being placed in the newborn safety incubator.

(G) Is accessible to an emergency medical services provider inside the facility.

(5) The operating policies, supervision, and maintenance of a newborn safety incubator, including requiring that only an emergency medical services provider supervise the newborn safety incubator and take custody of a newborn.

(6) Procedures and forms for the registering of qualified service providers that install newborn safety incubators.

(7) Procedures and standards for inspections of newborn safety incubators.

(8) Costs concerning the registration and regulation of newborn safety incubators and fees for registration to offset the costs.

(9) Preparation and posting of signs near or on newborn safety incubators.

(10) Enforcement actions and remedies for violations concerning newborn safety incubators.

(11) Any other criteria the state department considers necessary to ensure the safety and welfare of a newborn placed in a newborn safety incubator.

**Sec. 7. This chapter expires July 1, 2016."**

Page 2, delete lines 38 through 42.

Delete pages 3 through 8.

Renumber all SECTIONS consecutively.

(Reference is to HB 1016 as printed February 20, 2015.)

and when so amended that said bill do pass.

Committee Vote: Yeas 10, Nays 0.

PATRICIA MILLER, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Tax & Fiscal Policy, to which was referred House Bill 1044, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Page 4, after line 5, begin a new paragraph and insert:

"SECTION 2. IC 6-9-46 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]:

**Chapter 46. Greenwood Food and Beverage Tax**

**Sec. 1. This chapter applies to the city of Greenwood.**

**Sec. 2. The definitions in IC 6-9-12-1 apply throughout this chapter.**

**Sec. 3. (a) The fiscal body of the city may adopt an ordinance to impose an excise tax, known as the city food and**

**beverage tax, on transactions described in section 4 of this chapter. The fiscal body of the city may adopt an ordinance under this subsection only after the fiscal body has previously held at least one (1) separate public hearing in which a discussion of the proposed ordinance to impose the city food and beverage tax is the only substantive issue on the agenda for that public hearing.**

**(b) If the city fiscal body adopts an ordinance under subsection (a), the city fiscal body shall immediately send a certified copy of the ordinance to the department of state revenue.**

**(c) If the city fiscal body adopts an ordinance under subsection (a), the city food and beverage tax applies to transactions that occur after the last day of the month that succeeds the month in which the ordinance is adopted.**

**Sec. 4. (a) Except as provided in subsection (c), a tax imposed under section 3 of this chapter applies to a transaction in which food or beverage is furnished, prepared, or served:**

**(1) for consumption at a location or on equipment provided by a retail merchant;**

**(2) in the city; and**

**(3) by a retail merchant for consideration.**

**(b) Transactions described in subsection (a)(1) include transactions in which food or beverage is:**

**(1) served by a retail merchant off the merchant's premises;**

**(2) food sold in a heated state or heated by a retail merchant;**

**(3) made of two (2) or more food ingredients, mixed or combined by a retail merchant for sale as a single item (other than food that is only cut, repackaged, or pasteurized by the seller, and eggs, fish, meat, poultry, and foods containing these raw animal foods requiring cooking by the consumer as recommended by the federal Food and Drug Administration in chapter 3, subpart 3-401.11 of its Food Code so as to prevent food borne illnesses); or**

**(4) food sold with eating utensils provided by a retail merchant, including plates, knives, forks, spoons, glasses, cups, napkins, or straws (for purposes of this subdivision, a plate does not include a container or package used to transport the food).**

**(c) The city food and beverage tax does not apply to the furnishing, preparing, or serving of a food or beverage in a transaction that is exempt, or to the extent the transaction is exempt, from the state gross retail tax imposed by IC 6-2.5.**

**Sec. 5. The city food and beverage tax rate may not exceed one percent (1%) of the gross retail income received by the merchant from the food or beverage transaction described in section 4 of this chapter. For purposes of this chapter, the gross retail income received by the retail merchant from a transaction does not include the amount of tax imposed on the transaction under IC 6-2.5 or IC 6-9-35.**

**Sec. 6. A tax imposed under this chapter shall be imposed,**

paid, and collected in the same manner that the state gross retail tax is imposed, paid, and collected under IC 6-2.5. However, the return to be filed with the payment of the tax imposed under this chapter may be made on a separate return or may be combined with the return filed for the payment of the state gross retail tax, as prescribed by the department of state revenue.

Sec. 7. The amounts received from the tax imposed under this chapter shall be paid monthly by the treasurer of state to the city fiscal officer upon warrants issued by the auditor of state.

Sec. 8. (a) If a tax is imposed under section 3 of this chapter by the city, the city fiscal officer shall establish a food and beverage tax receipts fund.

(b) The city fiscal officer shall deposit in the fund all amounts received under this chapter.

(c) Money earned from the investment of money in the fund becomes a part of the fund.

Sec. 9. Money in the food and beverage tax receipts fund shall be used by the city only for public safety (as defined in IC 6-3.5-6-31(a)), which may include the pledge of money under IC 5-1-14-4 for bonds, leases, or other obligations incurred for purpose of public safety (as defined in IC 6-3.5-6-31(a)). Revenue derived from the imposition of a tax under this chapter may be treated by the city as additional revenue for the purpose of fixing its budget for the budget year during which the revenues are to be distributed to the city.

Sec. 10. With respect to obligations for which a pledge has been made under section 9 of this chapter, the general assembly covenants with the holders of the obligations that this chapter will not be repealed or amended in a manner that will adversely affect the imposition or collection of the tax imposed under this chapter if the payment of any of the obligations is outstanding.

SECTION 3. IC 6-9-47 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]:

**Chapter 47. Indiana Toll Road Food and Beverage Tax**

Sec. 1. The definitions in IC 6-9-12-1 apply throughout this chapter.

Sec. 2. As used in this chapter, "commission" means the Northern Indiana Tourism Development Commission.

Sec. 3. As used in this chapter, "council" refers to the Indiana toll road visitor services council established by section 5 of this chapter.

Sec. 4. As used in this chapter, "travel plaza" means a service area located next to the Indiana toll road at which drivers and passengers can rest, eat, or refuel without exiting the Indiana toll road.

Sec. 5. (a) There is created an Indiana toll road visitor services council. The council consists of the following ten (10) members:

- (1) One (1) member from each of the following counties that make up the commission:

- (A) Porter County.
- (B) LaPorte County.
- (C) St. Joseph County.
- (D) Elkhart County.
- (E) LaGrange County.
- (F) Marshall County.
- (G) Kosciusko County.

Each member under this subdivision must be engaged in a convention, visitor, or tourism business, or be involved in or promoting conventions, visitors, or tourism, in that county. Each member under this subdivision shall be appointed by the county executive of the county.

(2) One (1) member appointed by the lieutenant governor.

(3) One (1) member appointed by the Indiana finance authority.

(4) One (1) member appointed by the company or entity that holds the lease to the Indiana toll road.

(b) A majority of the council constitutes a quorum.

(c) The affirmative votes of a majority of the members of the council are necessary for the council to take any action.

(d) The council shall adopt written procedures to govern the transaction of business by the council.

(e) A member of the council who is not a state employee is not entitled to:

(1) the minimum salary per diem provided by IC 4-10-11-2.1(b); or

(2) reimbursement for traveling expenses and other expenses actually incurred in connection with the member's duties.

(f) The commission shall provide administrative services to the council as directed by the governing board of the commission.

Sec. 6. The council shall do the following:

(1) Assist the commission in developing goals and objectives for new travel service awareness campaigns.

(2) Make recommendations to the commission concerning the commission's goals and objectives.

(3) Assist the commission in the development of program measurements for the commission.

(4) Make budget recommendations to the commission.

Sec. 7. (a) There is levied an excise tax, known as the food and beverage tax, on those transactions described in section 8 of this chapter that occur within a travel plaza:

(1) located in Elkhart, LaGrange, LaPorte, Porter, or Steuben County; and

(2) in which a food and beverage tax is not already imposed.

(b) The rate of the tax imposed under this chapter equals one percent (1%) of the gross retail income on the transaction.

Sec. 8. (a) Except as provided in section 9 of this chapter, the tax imposed under section 7 of this chapter applies to any transaction in which food or beverage is furnished, prepared,

or served:

- (1) for consumption at a location, or on equipment, provided by a retail merchant;
- (2) in a travel plaza in which the tax is imposed; and
- (3) by a retail merchant for consideration.

(b) Transactions described in subsection (a)(1) include transactions in which food or beverage is:

- (1) sold in a heated state or heated by a retail merchant;
- (2) two (2) or more food ingredients mixed or combined by a retail merchant for sale as a single item (other than food that is only cut, repackaged, or pasteurized by the seller, and eggs, fish, meat, poultry, and foods containing these raw animal foods requiring cooking by the consumer as recommended by the federal Food and Drug Administration in chapter 3, subpart 3-401.11 of its Food Code so as to prevent food borne illnesses); or
- (3) sold with eating utensils provided by a retail merchant, including plates, knives, forks, spoons, glasses, cups, napkins, or straws (for purposes of this subdivision, a plate does not include a container or packaging used to transport the food).

Sec. 9. The food and beverage tax under this chapter does not apply to the furnishing, preparing, or serving of any food or beverage in a transaction that is exempt, or to the extent exempt, from the state gross retail tax imposed by IC 6-2.5.

Sec. 10. A tax imposed under this chapter shall be imposed, paid, and collected in the same manner that the state gross retail tax is imposed, paid, and collected under IC 6-2.5. However, the return to be filed for the payment of the taxes may be made on separate returns or may be combined with the return filed for the payment of the state gross retail tax, as prescribed by the department of state revenue.

Sec. 11. The amounts received from a tax imposed under this chapter shall be paid monthly by the treasurer of state to the commission.

Sec. 12. Money coming into possession of the commission under this chapter shall be deposited, held, secured, invested, and paid in accordance with the general statutes concerning the handling of public funds. The handling and administering of money coming into possession of the commission is subject to audit and supervision by the state board of accounts.

Sec. 13. The commission shall annually prepare a budget and submit it to the council for its review and approval. An expenditure of money received under this chapter may not be made unless:

- (1) it is made under a resolution adopted by the council; and
- (2) the specific program for which the expenditure will be made has been approved by the council.

Sec. 14. Subject to section 13 of this chapter, money coming into possession of the commission under this chapter shall be used by the commission only for the following purposes:

(1) To establish or maintain programs of the commission that:

- (A) promote local tourism;
- (B) are intended to increase spending in the counties by travelers of the Indiana toll road; and
- (C) are operated primarily within a travel plaza located in a county.

(2) Expenditures necessarily related to visitor information services of a program referenced in subdivision (1), including expenditures for:

- (A) advertising;
- (B) brochures and publications;
- (C) maps;
- (D) travel directories;
- (E) coupons;
- (F) signage;
- (G) dioramas;
- (H) lodging reservation boards; and
- (I) information displays.

(3) Expenditures necessary for management personnel staffing of a program referenced in subdivision (1).

(4) Expenditures made for media services to promote the commission's product development initiatives concerning programs referenced in subdivision (1).

Sec. 15. The council shall submit a report annually to the Indiana finance authority and the general assembly before November 1 of each year. The report to the general assembly must be in an electronic format under IC 5-14-6.

SECTION 4. An emergency is declared for this act."

Renummer all SECTIONS consecutively.

(Reference is to HB 1044 as printed February 17, 2015.) and when so amended that said bill do pass.

Committee Vote: Yeas 10, Nays 0.

HERSHMAN, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Utilities, to which was referred House Bill 1101, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill do pass.

Committee Vote: Yeas 10, Nays 0.

MERRITT, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Local Government, to which was referred House Bill 1264, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Page 1, line 3, delete "2015]" and insert "2016]".

Page 1, between lines 5 and 6, begin a new paragraph and insert:

"(b) As used in this section, "material" means a significant or consequential amount, as determined by the state examiner and approved by the audit committee.

(c) As used in this section, "personnel" means an officer or employee of a political subdivision whose official duties include receiving, processing, depositing, disbursing, or otherwise having access to funds that belong to the federal government, state government, a political subdivision, or another governmental entity."

- Page 1, line 6, delete "(b)" and insert "(d)".
- Page 1, delete lines 8 through 10.
- Page 1, line 11, delete "(d)" and insert "(e)".
- Page 1, line 12, after "define" insert "and the audit committee shall approve not later than November 1, 2015,".
- Page 2, line 10, delete "(e) The" and insert "(f) Not later than November 1, 2015, the".
- Page 2, line 11, after "materials" insert "as approved by the audit committee,".
- Page 2, line 12, delete "(f)" and insert "(g)".
- Page 2, line 14, delete "defined" and insert "developed".
- Page 2, line 15, delete "(d)" and insert "(e)".
- Page 2, line 15, after ";" insert "and".
- Page 2, line 18, delete "; and" and insert ".".
- Page 2, delete lines 19 through 20.
- Page 2, line 21, delete "(g)" and insert "(h)".
- Page 2, line 24, delete "(d)" and insert "(e)".
- Page 2, line 26, after "personnel" insert ", who are not otherwise on leave status,".
- Page 2, line 27, delete "(f)(2)." and insert "(g)(2)".
- Page 2, line 32, delete "(h)" and insert "(i)".
- Page 2, line 36, delete "(f)(1);" and insert "(g)(1);".
- Page 2, line 38, delete "(f)(2);" and insert "(g)(2);".
- Page 3, line 3, delete "(i)" and insert "(j)".
- Page 3, line 3, after "irregular" insert "material".
- Page 3, line 19, delete "(j)" and insert "(k)".
- Page 3, line 22, delete "(i)(3)(B)." and insert "(j)(3)(B)".
- Page 3, line 23, delete "(k)" and insert "(l)".
- Page 3, line 33, delete "(l)" and insert "(m)".
- Page 4, line 16, delete "present" and insert "submit a copy of".
- Page 4, line 16, delete "a committee composed of".
- Page 4, line 18, delete "or the governor's designee." and insert ".".
- Page 4, line 19, delete "or the auditor's designee." and insert ".".
- Page 4, line 22, after "budget" insert ".
- (E) The legislative council, in an electronic format under IC 5-14-6."
- Page 4, delete lines 23 through 26.
- Page 4, line 29, delete "2015]" and insert "2016]".
- Page 5, line 3, delete "IC 5-11-1-27(f)(1); and" and insert "IC 5-11-1-27(g)(1); or".
- Page 5, line 5, delete "IC 5-11-1-27(f)(2)." and insert "IC 5-11-1-27(g)(2)".

(Reference is to HB 1264 as reprinted February 11, 2015.) and when so amended that said bill do pass.  
Committee Vote: Yeas 6, Nays 0.

HEAD, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Tax & Fiscal Policy, to which was referred House Bill 1273, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Delete the title and insert the following:

A BILL FOR AN ACT to amend the Indiana Code concerning taxation and to make an appropriation.

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

"SECTION 1. IC 6-2.5-10-1.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 1.5. The department shall separately account for all state gross retail and use taxes collected that are:**

(1) attributable to retail transactions at:

(A) the Michael A. Carroll Track and Soccer Stadium; or

(B) a hotel that is:

(i) opened after July 1, 2015; and

(ii) located at the southeast corner of the intersection of Illinois Street and Market Street in Indianapolis; and

(2) deposited in the state general fund.

This section expires after the commissioner of the department makes a certification under IC 21-35.5-1-4.

SECTION 2. IC 6-3-7-3.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 3.5. The department shall separately account for all adjusted gross income taxes collected under this article that are attributable to income earned, as determined by the department, at:**

(1) the Michael A. Carroll Track and Soccer Stadium; or

(2) a hotel that is:

(A) opened after July 1, 2015; and

(B) located at the southeast corner of the intersection of Illinois Street and Market Street in Indianapolis.

This section expires after the commissioner of the department makes a certification under IC 21-35.5-1-4.

SECTION 3. IC 6-3.5-6-17, AS AMENDED BY P.L.153-2014, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 17. (a) Except as provided in subsection (m), revenue derived from the imposition of the county option income tax shall, in the manner prescribed by this section, be distributed to the county that imposed it. The amount that is to be distributed to a county**

during an ensuing calendar year equals the amount of county option income tax revenue that the budget agency determines has been:

- (1) received from that county for a taxable year ending in a calendar year preceding the calendar year in which the determination is made; and
- (2) reported on an annual return or amended return processed by the department in the state fiscal year ending before July 1 of the calendar year in which the determination is made;

as adjusted (as determined after review of the recommendation of the budget agency) for refunds of county option income tax made in the state fiscal year.

(b) Before August 2 of each calendar year, the budget agency shall provide to the county auditor of each adopting county an estimate of the amount determined under subsection (a) that will be distributed to the county, based on known tax rates. Not later than thirty (30) days after receiving the estimate of the certified distribution, the county auditor shall notify each taxing unit of the estimated amount of distributive shares and other revenue that will be distributed to the taxing unit under this chapter during the ensuing calendar year. Before October 1 of each calendar year, the budget agency shall certify to the county auditor of each adopting county the amount determined under subsection (a) plus the amount of interest in the county's account that has accrued and has not been included in a certification made in a preceding year. The amount certified is the county's "certified distribution" for the immediately succeeding calendar year. The amount certified shall be adjusted, as necessary, under subsections (c), (d), (e), and (f). Not later than thirty (30) days after receiving the notice of the amount of the certified distribution, the county auditor shall notify each taxing unit of the amount of distributive shares and other revenue that will be distributed to the taxing unit under this chapter during the ensuing calendar year. The budget agency shall provide the county council with an informative summary of the calculations used to determine the certified distribution. The summary of calculations must include:

- (1) the amount reported on individual income tax returns processed by the department during the previous fiscal year;
- (2) adjustments for over distributions in prior years;
- (3) adjustments for clerical or mathematical errors in prior years;
- (4) adjustments for tax rate changes; and
- (5) the amount of excess account balances to be distributed under IC 6-3.5-6-17.3.

The budget agency shall also certify information concerning the part of the certified distribution that is attributable to a tax rate under section 30, 31, or 32 of this chapter. This information must be certified to the county auditor and to the department of local government finance before October 1 of each calendar year. The part of the certified distribution that is attributable to a tax rate under section 30, 31, or 32 of this chapter may be used only as

specified in those provisions.

(c) The budget agency shall certify an amount less than the amount determined under subsection (b) if the budget agency determines that the reduced distribution is necessary to offset overpayments made in a calendar year before the calendar year of the distribution. The budget agency may reduce the amount of the certified distribution over several calendar years so that any overpayments are offset over several years rather than in one (1) lump sum.

(d) The budget agency shall adjust the certified distribution of a county to correct for any clerical or mathematical errors made in any previous certification under this section. The budget agency may reduce the amount of the certified distribution over several calendar years so that any adjustment under this subsection is offset over several years rather than in one (1) lump sum.

(e) This subsection applies to a county that imposes, increases, decreases, or rescinds a tax or tax rate under this chapter before November 1 in the same calendar year in which the budget agency makes a certification under this section. The budget agency shall adjust the certified distribution of a county to provide for a distribution in the immediately following calendar year and in each calendar year thereafter. The budget agency shall provide for a full transition to certification of distributions as provided in subsection (a)(1) through (a)(2) in the manner provided in subsection (c). If the county imposes, increases, decreases, or rescinds a tax or tax rate under this chapter after the date for which a certification under subsection (b) is based, the budget agency shall adjust the certified distribution of the county after September 30 of the calendar year. The adjustment shall reflect any other adjustment required under subsections (c), (d), and (f). The adjusted certification shall be treated as the county's "certified distribution" for the immediately succeeding calendar year. The budget agency shall certify the adjusted certified distribution to the county auditor for the county and provide the county council with an informative summary of the calculations that revises the informative summary provided in subsection (b) and reflects the changes made in the adjustment.

(f) This subsection applies in the year a county initially imposes a tax rate under section 30 of this chapter. Notwithstanding any other provision, the budget agency shall adjust the part of the county's certified distribution that is attributable to the tax rate under section 30 of this chapter to provide for a distribution in the immediately following calendar year equal to the result of:

- (1) the sum of the amounts determined under STEP ONE through STEP FOUR of IC 6-3.5-1.5-1(b) in the year in which the county initially imposes a tax rate under section 30 of this chapter; multiplied by
- (2) the following:
  - (A) In a county containing a consolidated city, one and five-tenths (1.5).
  - (B) In a county other than a county containing a consolidated city, two (2).

(g) One-twelfth (1/12) of each adopting county's certified distribution for a calendar year shall be distributed from its account established under section 16 of this chapter to the appropriate county treasurer on the first regular business day of each month of that calendar year.

(h) Upon receipt, each monthly payment of a county's certified distribution shall be allocated among, distributed to, and used by the civil taxing units of the county as provided in sections 18 and 19 of this chapter.

(i) All distributions from an account established under section 16 of this chapter shall be made by warrants issued by the auditor of state to the treasurer of state ordering the appropriate payments.

(j) The budget agency shall before May 1 of every odd-numbered year publish an estimate of the statewide total amount of certified distributions to be made under this chapter during the following two (2) calendar years.

(k) The budget agency shall before May 1 of every even-numbered year publish an estimate of the statewide total amount of certified distributions to be made under this chapter during the following calendar year.

(l) The estimates under subsections (j) and (k) must specify the amount of the estimated certified distributions that are attributable to the additional rate authorized under section 30 of this chapter, the additional rate authorized under section 31 of this chapter, the additional rate authorized under section 32 of this chapter, and any other additional rates authorized under this chapter.

**(m) The revenue derived from the imposition of the county option income tax on income earned, as determined by the department, at:**

- (1) the Michael A. Carroll Track and Soccer Stadium; or**
- (2) a hotel that is:**

**(A) opened after July 1, 2015; and**

**(B) located at the southeast corner of the intersection of Illinois Street and Market Street in Indianapolis;**

**shall be deposited in the state general fund and shall not be distributed to the county. The department shall separately account for the county option income taxes deposited in the state general fund under this subsection. This subsection expires after the commissioner of the department makes a certification under IC 21-35.5-1-4.**

SECTION 4. IC 6-9-8-5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 5. **(a) Subject to subsection (b), the capital improvement board of managers may adopt a resolution to distribute to the treasurer of state all or part of the tax collected under this chapter at a hotel that is:**

**(1) opened after July 1, 2015; and**

**(2) located at the southeast corner of the intersection of Illinois Street and Market Street in Indianapolis;**

**if the capital improvement board of managers determines that such tax is not needed to pay obligations owed by the**

**capital improvement board of managers and that the distribution of such tax to the treasurer of state will not impair the rights and remedies of holders of any bonds or other obligations. All tax distributed to the treasurer of state under this subsection shall be deposited in the state general fund.**

**(b) After the commissioner of the department of state revenue has made a certification under IC 21-35.5-1-4, the capital improvement board of managers may not distribute county food and beverage tax to the treasurer of state under subsection (a).**

SECTION 5. IC 6-9-12-8, AS AMENDED BY P.L.214-2005, SECTION 31, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 8. **(a) The amounts received from the county food and beverage tax shall be paid monthly by the treasurer of the state to the treasurer of the capital improvement board of managers of the county or its designee upon warrants issued by the auditor of state. Except as provided in subsection (b), so long as there are any current or future obligations owed by the capital improvement board of managers to the Indiana stadium and convention building authority created by IC 5-1-17 or any state agency pursuant to a lease or other agreement entered into between the capital improvement board of managers and the Indiana stadium and convention building authority or any state agency under IC 5-1-17-26, the capital improvement board of managers or its designee shall deposit the revenues received from that portion of the county food and beverage tax imposed under:**

**(1) section 5(a) of this chapter for revenue received after December 31, 2027; and**

**(2) section 5(b) of this chapter;**

**in a special fund, which may be used only for the payment of the obligations described in this section.**

**(b) Subject to subsection (c), the capital improvement board of managers may adopt a resolution to distribute to the treasurer of state all or part of the county food and beverage tax collected at:**

**(1) the Michael A. Carroll Track and Soccer Stadium; or**

**(2) a hotel that is:**

**(A) opened after July 1, 2015; and**

**(B) located at the southeast corner of the intersection of Illinois Street and Market Street in Indianapolis;**

**if the capital improvement board of managers determines that such county food and beverage tax is not needed to pay obligations owed by the capital improvement board of managers and that the distribution of such county food and beverage tax to the treasurer of state will not impair the rights and remedies of holders of any bonds or other obligations. All county food and beverage tax distributed to the treasurer of state under this subsection shall be deposited in the state general fund.**

**(c) After the commissioner of the department of state revenue has made a certification under IC 21-35.5-1-4, the capital improvement board of managers may not distribute**

**county food and beverage tax to the treasurer of state under subsection (b).**

SECTION 6. IC 6-9-13-1, AS AMENDED BY P.L.214-2005, SECTION 32, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 1. (a) Except as provided in ~~subsection~~ **subsections (b) and (c)**, the city-county council of a county that contains a consolidated first class city may adopt an ordinance to impose an excise tax, known as the county admissions tax, for the privilege of attending, before January 1, 2041, any event and, after December 31, 2040, any professional sporting event:

(1) held in a facility financed in whole or in part by:

(A) bonds or notes issued under IC 18-4-17 (before its repeal on September 1, 1981), IC 36-10-9, or IC 36-10-9.1; or

(B) a lease or other agreement under IC 5-1-17; and

(2) to which tickets are offered for sale to the public by:

(A) the box office of the facility; or

(B) an authorized agent of the facility.

**(b) Except as provided in subsections (a) and (c), if bonds have been issued under IC 21-35.5, the county admission tax under this chapter is also imposed on the privilege of attending professional sports events at the Michael A. Carroll Track and Soccer Stadium. The county admission tax under this subsection applies to transactions after the last day of the month in which the trustees of Indiana University have made a certification under IC 21-35.5-1-3, if the date of issuance of the bonds as certified to the Marion County city-county council is on or before the fifteenth day of a month. If the date of issuance of the bonds as certified to the Marion County city-county council is after the fifteenth day of a month, the tax applies to transactions after the last day of the month following the month in which the trustees of Indiana University make the certification under IC 21-35.5-1-3.**

~~(b)~~ **(c)** The excise tax imposed under ~~subsection~~ **subsections (a) and (b)** does not apply to the following:

(1) An event sponsored by an educational institution or an association representing an educational institution.

(2) An event sponsored by a religious organization.

(3) An event sponsored by an organization that is considered a charitable organization by the Internal Revenue Service for federal tax purposes.

(4) An event sponsored by a political organization.

~~(c)~~ **(d)** If a city-county council adopts an ordinance under subsection (a) **or (b)**, it shall immediately send a certified copy of the ordinance to the commissioner of the department of state revenue.

~~(d)~~ **(e)** If a city-county council adopts an ordinance under subsection (a) or section 2 of this chapter prior to June 1, the county admissions tax applies to admission charges collected after June 30 of the year in which the ordinance is adopted. If the city-county council adopts an ordinance under subsection (a) or section 2 of this chapter on or after June 1, the county admissions tax applies to admission charges collected after the last day of the

month in which the ordinance is adopted.

SECTION 7. IC 6-9-13-2, AS AMENDED BY P.L.205-2013, SECTION 132, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 2. (a) Except as provided in subsection (b), the county admissions tax equals five percent (5%) of the price for admission to any event described in section 1 of this chapter.

(b) On or before June 30, 2005, the city-county council may, by ordinance adopted by a majority of the members elected to the city-county council, increase the county admissions tax from five percent (5%) to six percent (6%) of the price for admission to any event described in section 1 of this chapter.

(c) After January 1, 2013, and before March 1, 2013, the city-county council may, by ordinance adopted by a majority of the members elected to the city-county council, increase the county admissions tax rate by not more than four percent (4%) of the price for admission to any event described in section 1 of this chapter. If the city-county council adopts an ordinance under this subsection:

(1) the city-county council shall immediately send a certified copy of the ordinance to the commissioner of the department of state revenue; and

(2) the tax applies to transactions after the last day of the month in which the ordinance is adopted, if the city-county council adopts the ordinance on or before the fifteenth day of a month. If the city-county council adopts the ordinance after the fifteenth day of a month, the tax applies to transactions after the last day of the month following the month in which the ordinance is adopted.

The increase in the tax imposed under this subsection continues in effect unless the increase is rescinded. However, any increase in the tax rate under this subsection may not continue in effect after February 28, 2023.

(d) The amount collected from that portion of the county admissions tax imposed under:

(1) subsection (a) and collected after December 31, 2027; and

(2) subsection (b);

shall be distributed to the capital improvement board of managers or its designee. So long as there are any current or future obligations owed by the capital improvement board of managers to the Indiana stadium and convention building authority created by IC 5-1-17 or any state agency pursuant to a lease or other agreement entered into between the capital improvement board of managers and the Indiana stadium and convention building authority or any state agency under IC 5-1-17-26, the capital improvement board of managers or its designee shall deposit the revenues received from that portion of the county admissions tax imposed under subsection (b) in a special fund, which may be used only for the payment of the obligations described in this subsection.

(e) The amount collected from an increase adopted under subsection (c) shall be deposited in the sports and convention facilities operating fund established by IC 36-7-31-16.

(f) If the county admission tax is imposed under section 1(b) of this chapter on the privilege of attending professional sporting events at the Michael A. Carroll Track and Soccer Stadium, the county admission tax equals ten percent (10%) of the price for admission to such an event. The following apply notwithstanding section 5 of this chapter:

- (1) Except as provided in subdivision (2), the amount collected from the county admission tax imposed under section 1(b) of this chapter shall be deposited in the state general fund and shall not be distributed to the capital improvement board of managers. The department of state revenue shall separately account for the amounts collected from the county admission tax imposed under section 1(b) of this chapter and deposited in the state general fund.
- (2) Subject to subdivision (3), after the commissioner of the department of state revenue makes a certification under IC 21-35.5-1-4, the amount collected from the county admission tax imposed under section 1(b) of this chapter shall be distributed as provided in section 5 of this chapter.
- (3) The county admission tax imposed under section 1(b) of this chapter expires at the end of the year in which the commissioner of the department of state revenue makes a certification under IC 21-35.5-1-4, unless the city-county council adopts an ordinance to continue the county admission tax imposed under section 1(b) of this chapter.

SECTION 8. IC 21-35.5 IS ADDED TO THE INDIANA CODE AS A NEW ARTICLE TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]:

**ARTICLE 35.5. ISSUANCE OF BONDS FOR CERTAIN CAPITAL IMPROVEMENTS**

**Chapter 1. Issuance of Bonds**

Sec. 1. (a) Subject to the requirements of this chapter, the trustees of Indiana University may issue and sell bonds to acquire, erect, construct, reconstruct, improve, rehabilitate, remodel, repair, complete, extend, or enlarge capital improvements at the Michael A. Carroll Track and Soccer Stadium to facilitate the holding of professional, collegiate, high school, or amateur sporting events.

(b) The sum of the principal costs of any bonds issued under this section, excluding amounts necessary to provide money for debt service reserves, credit enhancement, or other costs incidental to the issuance of the bonds, may not exceed twenty million dollars (\$20,000,000).

Sec. 2. The trustees of Indiana University may not issue bonds under this chapter unless all of the following requirements are satisfied:

- (1) The bond issuance has been reviewed by the budget committee.
- (2) The director of the budget agency has approved the bond issuance.
- (3) A lease agreement for at least twenty (20) years has been entered into by Indiana University and a

professional soccer team concerning the use of the Michael A. Carroll Track and Soccer Stadium by the professional soccer team. However, the lease agreement may contain a buy-out provision that allows the professional soccer team to terminate the lease agreement upon the payment of consideration as specified in the lease agreement.

Sec. 3. If bonds are issued under this chapter, the trustees of Indiana University shall certify the date of the issuance to the budget committee, the budget agency, the trustees of Indiana University, and the Marion County city-county council.

Sec. 4. (a) As used in this section, "qualified hotel" means a hotel that is:

- (1) opened after July 1, 2015; and
- (2) located at the southeast corner of the intersection of Illinois Street and Market Street in Indianapolis.

(b) If the commissioner of the department of state revenue determines that the sum of:

- (1) all state gross retail and use taxes collected that are attributable to retail transactions at the Michael A. Carroll Track and Soccer Stadium or a qualified hotel and are deposited in the state general fund;
- (2) all adjusted gross income taxes collected that are attributable to income earned at the Michael A. Carroll Track and Soccer Stadium or a qualified hotel;
- (3) all county option income tax deposited in the state general fund under IC 6-3.5-6-17(m);
- (4) all county innkeeper's taxes that are:
  - (A) imposed under IC 6-9-8;
  - (B) distributed by the capital improvement board of managers to the treasurer of state; and
  - (C) deposited in the state general fund under IC 6-9-8-5(a);
- (5) all county food and beverage taxes that are:
  - (A) imposed under IC 6-9-12;
  - (B) distributed by the capital improvement board of managers to the treasurer of state; and
  - (C) deposited in the state general fund under IC 6-9-12-8(b); and
- (6) all county admission taxes that are:
  - (A) imposed under IC 6-9-13-1(b); and
  - (C) deposited in the state general fund;

equals the total amount of principal and interest payments to be made on the bonds issued under this section, the commissioner of the department of state revenue shall certify that determination to the budget committee, the budget agency, the trustees of Indiana University, and the Marion County city-county council.

Sec. 5. To the extent that the costs of acquiring, erecting, constructing, reconstructing, improving, rehabilitating, remodeling, repairing, completing, extending, or enlarging capital improvements at the Michael A. Carroll Track and Soccer Stadium exceed the sum of:

- (1) twenty million dollars (\$20,000,000); plus

**(2) any amounts paid or contributed by the city of Indianapolis for those purposes; the professional soccer team or the professional soccer league in which the professional soccer team competes (or both) must pay those excess costs.**

SECTION 9. [EFFECTIVE JULY 1, 2015] (a) **There is appropriated from the state general fund to Indiana University one million five hundred thousand dollars (\$1,500,000) for fee replacement for the state fiscal year beginning July 1, 2015, and ending June 30, 2016.**

(b) **There is appropriated from the state general fund to Indiana University one million five hundred thousand dollars (\$1,500,000) for fee replacement for the state fiscal year beginning July 1, 2016, and ending June 30, 2017.**

(c) **This SECTION expires June 30, 2017."**

Delete pages 2 through 36.

Page 37, delete lines 1 through 32.

Renumber all SECTIONS consecutively.

(Reference is to HB 1273 as reprinted February 25, 2015.)

and when so amended that said bill do pass.

Committee Vote: Yeas 13, Nays 0.

HERSHMAN, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Tax & Fiscal Policy, to which was referred House Bill 1281, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Page 5, line 13, delete "mean" and insert "**means**".

(Reference is to HB 1281 as reprinted February 10, 2015.)

and when so amended that said bill do pass.

Committee Vote: Yeas 10, Nays 2.

HERSHMAN, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Health & Provider Services, to which was referred House Bill 1282, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Page 2, line 29, after "issued" insert "**a**".

Page 2, line 29, strike "authority" and insert "**order**".

Page 2, line 30, after "provided" insert "**that is valid for not more than forty-five (45) days and provided**".

Page 2, line 39, strike "prescription" and insert "**order**".

Page 2, line 40, after "for" insert "**not more than**".

Page 4, line 5, delete "that cuts" and insert "**to cut, ablate, or cauterize**".

Page 4, line 10, delete "authority" and insert "**order**".

(Reference is to HB 1282 as printed January 23, 2015.)

and when so amended that said bill do pass.

Committee Vote: Yeas 8, Nays 0.

PATRICIA MILLER, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Local Government, to which was referred House Bill 1300, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill do pass.

Committee Vote: Yeas 4, Nays 2.

HEAD, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Corrections & Criminal Law, to which was referred House Bill 1305, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

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

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

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

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

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

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

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

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

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

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

IC 31-25-3-2.

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

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

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

SECTION 1. IC 9-14-3-11 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 4: A person who violates this chapter commits a Class C infraction.~~

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

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

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

and that will be operated in Indiana.

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

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

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

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

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

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

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

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

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

SECTION 4. IC 9-17-2-6, AS AMENDED BY P.L.219-2005, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 6. (a) This section does not

apply to a motor vehicle requiring a certificate of title under section 1(b)(2) or 1.5 of this chapter.

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

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

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

**(e) A person who:**

- (1) fails to provide an odometer reading as required under subsection (b); or**
- (2) knowingly provides an erroneous odometer reading for purposes of subsection (c);**

**commits a Class B infraction.**

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

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

- (1) apply for registration of the vehicle described in the application for the certificate of title; or
- (2) transfer the current registration of the vehicle owned or previously owned by the person.

**(c) A person who fails to:**

- (1) apply for a certificate of title as required under subsection (b); or**
- (2) fails to transfer the current registration of the vehicle owned or previously owned by the person;**

**commits a Class C infraction.**

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

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

- (1) is:
  - (A) fully titled and registered in another state; and
  - (B) operating under an Indiana trip permit or temporary registration; or
- (2) is registered under apportioned registration of the International Registration Plan and based in a state other than Indiana.

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

- (1) the person's state of residence is not a member of the International Registration Plan; and
- (2) the person presents satisfactory proof of ownership from the resident state.

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

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

- ~~(1) subsection (b); and~~
- ~~(2) section 15 of this chapter;~~

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

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

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

- (1) current title; or
- (2) certificate of origin;

of the vehicle.

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

- (1) the former title or certificate of origin;
- (2) a properly completed body change affidavit using a bureau designated form; and
- (3) proof of a vehicle inspection.

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

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

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

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

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

**(b) A person who:**

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

**motor vehicle;**

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

SECTION 11. IC 9-17-5-3 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 3. A person who violates this chapter commits a Class E infraction:~~

SECTION 12. IC 9-17-6-1, AS AMENDED BY P.L.106-2007, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 1. (a) A person who owns a manufactured home that is:

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

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

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

SECTION 13. IC 9-17-6-16 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 16. A person who violates this chapter commits a Class E infraction:~~

SECTION 14. IC 9-17-7-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 1. (a) Except as provided in section 2 of this chapter, an owner of a trailer used on highways must obtain a certificate of title for the trailer from the bureau.

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

SECTION 15. IC 9-17-7-3 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 3. A person who violates this chapter commits a Class E infraction:~~

SECTION 16. IC 9-18-2-1, AS AMENDED BY P.L.221-2014, SECTION 18, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 1. (a) A person must register all motor vehicles owned by the person that:

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

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

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

(c) A person must register all recreational vehicles owned by the person that:

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

(d) A person must register all vehicles owned by the person not later than sixty (60) days after becoming an Indiana resident.

(e) Except as provided in subsection (f), an Indiana resident must register all motor vehicles operated in Indiana.

(f) An Indiana resident who has a legal residence in a state that

is not contiguous to Indiana may operate a motor vehicle in Indiana for not more than sixty (60) days without registering the motor vehicle in Indiana.

(g) An Indiana resident who has registered a motor vehicle in Indiana in any previous registration year is not required to register the motor vehicle, is not required to pay motor vehicle excise tax under IC 6-6-5 or the commercial vehicle excise tax under IC 6-6-5.5 on the motor vehicle, and is exempt from property tax on the motor vehicle for any registration year in which:

- (1) the Indiana resident is:
  - (A) an active member of the armed forces of the United States; and
  - (B) assigned to a duty station outside Indiana; and
- (2) the motor vehicle is not operated inside or outside Indiana.

This subsection may not be construed as granting the bureau authority to require the registration of any vehicle that is not operated in Indiana.

(h) When an Indiana resident registers a motor vehicle in Indiana after the period of exemption described in subsection (g), the Indiana resident may submit an affidavit that:

- (1) states facts demonstrating that the motor vehicle is a motor vehicle described in subsection (g); and
- (2) is signed by the owner of the motor vehicle under penalties of perjury;

as sufficient proof that the owner of the motor vehicle is not required to register the motor vehicle during a registration year described in subsection (g). The commission or bureau may not require the Indiana resident to pay any civil penalty or any reinstatement or other fee that is not also charged to other motor vehicles being registered in the same registration year.

(i) Notwithstanding IC 9-18-1-1(a)(7), a person shall register all motor driven cycles owned by the person that:

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

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

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

**commits a Class C infraction.**

SECTION 17. IC 9-18-2-6 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 6. (a) Except as provided in subsection (b), notwithstanding the time of temporary residence in Indiana, a nonresident who owns a vehicle that:

- (1) must be registered under this article; and
  - (2) is operated intrastate upon the highways of Indiana solely for the purpose of transporting, for hire, nonprocessed agricultural products grown in Indiana;
- is not required to apply for annual registration of the vehicle.

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

- (c) A nonresident agricultural permit:
  - (1) may be issued by a license branch;
  - (2) may be issued for a period of ninety (90) days; and
  - (3) must display the expiration date of the permit.
- (d) Only one (1) decal shall be issued for any one (1) vehicle in a year.

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

- (1) obtain a permit from the bureau; or**
  - (2) display a permit obtained from the bureau;**
- as required under subsection (b) commits a Class C infraction.**

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

- (1) A vehicle subject to section 8 of this chapter shall be registered under section 8 of this chapter.
- (2) Subject to subsection (g) or (h), a vehicle not subject to section 8 or 8.5 of this chapter or to the International Registration Plan shall be registered before:
  - (A) March 1 of each year;
  - (B) February 1 or later dates each year, if:
    - (i) the vehicle is being registered with the department of state revenue; and
    - (ii) staggered registration has been adopted by the department of state revenue; or
  - (C) an earlier date subsequent to January 1 of each year as set by the bureau, if the vehicle is being registered with the bureau.
- (3) School buses owned by a school corporation are exempt from annual registration but are subject to registration under IC 20-27-7.
- (4) Subject to subsection (f), a vehicle subject to the International Registration Plan shall be registered before April 1 of each year.
- (5) A school bus not owned by a school corporation shall be registered subject to section 8.5 of this chapter.

(b) Registrations and reregistrations under this section are for the calendar year. Registration and reregistration for school buses owned by a school corporation may be for more than a calendar year.

(c) License plates for a vehicle subject to this section may be displayed during:

- (1) the calendar year for which the vehicle is registered; and
- (2) the period of time:
  - (A) subsequent to the calendar year; and
  - (B) before the date that the vehicle must be reregistered.

(d) Except as provided in IC 9-18-12-2.5, a person who owns or operates a vehicle may not operate or permit the operation of a vehicle that:

- (1) is required to be registered under this chapter; and
- (2) has expired license plates.

(e) If a vehicle that is required to be registered under this chapter has:

- (1) been operated on the highways; and
- (2) not been properly registered under this chapter;

the bureau shall, before the vehicle is reregistered, collect the registration fee that the owner of the vehicle would have paid if the vehicle had been properly registered.

(f) The department of state revenue may adopt rules under IC 4-22-2 to issue staggered registration to motor vehicles subject to the International Registration Plan.

(g) Except as provided in section 8.5 of this chapter, the bureau may adopt rules under IC 4-22-2 to issue staggered registration to motor vehicles described in subsection (a)(2).

(h) After June 30, 2011, the registration of a vehicle under IC 9-18-16-1(a)(1) or IC 9-18-16-1(a)(2) expires on December 14 of each year. However, if a vehicle is registered under IC 9-18-16-1(a)(1) or IC 9-18-16-1(a)(2) and the registration of the vehicle is in effect on June 30, 2011, the registration of the vehicle remains valid:

- (1) throughout calendar year 2011; and
- (2) during the period that:
  - (A) begins January 1, 2012; and
  - (B) ends on the date on which the vehicle was due for reregistration under the law in effect before this subsection took effect.

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

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

SECTION 19. IC 9-18-2-21, AS AMENDED BY P.L.262-2013, SECTION 53, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 21. (a) A certificate of registration or a legible reproduction of the certificate of registration must be carried:

- (1) in the vehicle to which the registration refers; or
- (2) by the person driving or in control of the vehicle, who shall display the registration upon the demand of a police officer.

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

SECTION 20. IC 9-18-2-26, AS AMENDED BY P.L.221-2014, SECTION 21, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 26. (a) License plates, including temporary license plates, shall be displayed as follows:

- (1) For a motorcycle, motor driven cycle, trailer, semitrailer, or recreational vehicle, upon the rear of the vehicle, except as provided in subdivision (4).
- (2) For a tractor or dump truck, upon the front of the vehicle.
- (3) For every other vehicle, upon the rear of the vehicle, except as provided in subdivision (4).

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

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

- (1) to prevent the license plate from swinging;
- (2) at a height of at least twelve (12) inches from the ground, measuring from the bottom of the license plate;
- (3) in a place and position that are clearly visible;
- (4) maintained free from foreign materials and in a condition to be clearly legible; and
- (5) not obstructed or obscured by tires, bumpers, accessories, or other opaque objects.

(c) An interim license plate must be displayed in the manner required by IC 9-32-6-11(f).

(d) The bureau may adopt rules the bureau considers advisable to enforce the proper mounting and securing of license plates on vehicles consistent with this chapter.

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

- (1) a license plate as specified under subsection (a) or (b); or**
- (2) an interim license plate as required by IC 9-32-6-11(f);**

**commits a Class C infraction.**

SECTION 21. IC 9-18-2-27, AS AMENDED BY P.L.79-2006, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 27. (a) Except as provided in subsections (b) and (c), a vehicle required to be registered under this chapter may not be used or operated upon the highways if the motor vehicle displays any of the following:

- (1) A registration number belonging to any other vehicle.
- (2) A fictitious registration number.
- (3) A sign or placard bearing the words "license applied for" or "in transit" or other similar signs.

(b) Any other number may be displayed for any lawful purpose upon a:

- (1) motor vehicle;
- (2) trailer;
- (3) semitrailer; or
- (4) recreational vehicle;

in addition to the license plates issued by the bureau under this chapter.

(c) After December 31, 2007, if a vehicle is registered as an antique motor vehicle under IC 9-18-12, an authentic Indiana license plate from the antique vehicle's model year may be displayed on the vehicle under IC 9-18-12-2.5.

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

SECTION 22. IC 9-18-2-29, AS AMENDED BY P.L.221-2014, SECTION 22, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 29. (a) Except as otherwise provided, before:

- (1) a motor vehicle;
- (2) a motorcycle;
- (3) a truck;

- (4) a trailer;
- (5) a semitrailer;
- (6) a tractor;
- (7) a bus;
- (8) a school bus;
- (9) a recreational vehicle;
- (10) special machinery; or
- (11) a motor driven cycle;

is operated or driven on a highway, the person who owns the vehicle must register the vehicle with the bureau and pay the applicable registration fee.

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

SECTION 23. IC 9-18-2-29.5, AS AMENDED BY P.L.125-2012, SECTION 102, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 29.5. (a) Before a piece of special machinery is operated off a highway or in a farm field, the person who owns the piece of special machinery must:

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

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

- (1) registering the piece of special machinery with the bureau; or**
- (2) paying any applicable registration fees;**

**commits a Class C infraction.**

SECTION 24. IC 9-18-2-40 IS REPEALED [EFFECTIVE JULY 1, 2015]. Sec. 40: (a) This section does not apply to section 43 or 44 of this chapter.

**(b) A person who violates this chapter commits a Class E infraction:**

**(c) A person who owns or operates or permits the operation of a vehicle required to be registered under this chapter with expired license plates commits a Class E infraction:**

SECTION 25. IC 9-18-2-41 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 41. (a) In addition to:

- (1) the penalty described under ~~section 40~~ **sections 1, 6, 7, 21, 26, 27, 29, and 29.5** of this chapter; and
- (2) any judgment assessed under IC 34-28-5 (or IC 34-4-32 before its repeal);

a person who violates section 1 of this chapter shall be assessed a judgment equal to the amount of excise tax due under IC 6-6-5 or IC 6-6-5.5 on the vehicle involved in the violation.

(b) The clerk of the court shall do the following:

- (1) Collect the additional judgment described under subsection (a) in an amount specified by a court order.
- (2) Transfer the additional judgment to the county auditor on a calendar year basis.

(c) The auditor shall distribute the judgments described under subsection (b) to law enforcement agencies, including the state police department, responsible for issuing citations to enforce section 1 of this chapter.

(d) The percentage of funds distributed to a law enforcement agency under subsection (c):

(1) must equal the percentage of the total number of citations issued by the law enforcement agency for the purpose of enforcing section 1 of this chapter during the applicable year; and

(2) may be used for the following:

(A) Any law enforcement purpose.

(B) Contributions to the pension fund of the law enforcement agency.

SECTION 26. IC 9-18-2.5-3, AS ADDED BY P.L.259-2013, SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 3. (a) The following may not be operated on a public roadway, in accordance with IC 14-16-1-20:

(1) An off-road vehicle.

(2) A snowmobile (including a collector snowmobile).

(b) Except as provided under subsections (c) and (d), the following must be registered under this chapter:

(1) An off-road vehicle.

(2) A snowmobile.

(c) Registration is not required for the following vehicles:

(1) An off-road vehicle or snowmobile that is exclusively operated in a special event of limited duration that is conducted according to a prearranged schedule under a permit from the governmental unit having jurisdiction.

(2) An off-road vehicle or snowmobile being operated by a nonresident of Indiana as authorized under IC 14-16-1-19.

(3) An off-road vehicle or snowmobile that is being operated for purposes of testing or demonstration and on which certificate numbers have been placed under section 11 of this chapter.

(4) An off-road vehicle or snowmobile, the operator of which has in the operator's possession a bill of sale from a dealer or private individual that includes the following:

(A) The purchaser's name and address.

(B) A date of purchase, which may not be more than thirty-one (31) days before the date on which the operator is required to show the bill of sale.

(C) The make, model, and vehicle number of the off-road vehicle or snowmobile provided by the manufacturer, as required by section 12 of this chapter.

(5) An off-road vehicle or snowmobile that is owned or leased and used for official business by:

(A) the state;

(B) a municipal corporation (as defined in IC 36-1-2-10); or

(C) a volunteer fire department (as defined in IC 36-8-12-2).

(d) The owner of an off-road vehicle or a snowmobile that was properly registered under IC 14-16-1 is not required to register the off-road vehicle or snowmobile under this chapter until the date on which the registration expires under IC 14-16-1-11(c).

**(e) A person who:**

**(1) operates an off-road vehicle or snowmobile on a public roadway; or**

**(2) fails to register an off-road vehicle or snowmobile as required by this section;**

**commits a Class C infraction.**

SECTION 27. IC 9-18-2.5-4, AS ADDED BY P.L.259-2013, SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 4. (a) The owner of each off-road vehicle or snowmobile required to be registered under this chapter must do the following every three (3) years:

(1) Provide:

(A) either:

(i) the name, bona fide residence address, and mailing address, including the name of the county, of the person who owns the off-road vehicle or snowmobile, if the person is an individual; or

(ii) the business address, including the name of the county, of the person that owns the off-road vehicle or snowmobile, if the person is a firm, a partnership, an association, a corporation, a limited liability company, or a unit of government; and

(B) a brief description of the off-road vehicle or snowmobile to be registered, including the following information, if available:

(i) The name of the manufacturer of the off-road vehicle or snowmobile.

(ii) The vehicle identification number.

(iii) The type of body of the off-road vehicle or snowmobile.

(iv) The model year of the off-road vehicle or snowmobile.

(v) The color of the off-road vehicle or snowmobile.

(vi) Any other information reasonably required by the bureau to enable the bureau to determine whether the off-road vehicle or snowmobile may be registered.

(2) File an application for registration or renewal of registration with the bureau on forms provided by the bureau.

(3) Sign the application.

(4) Include a signed affidavit in which the applicant swears or affirms that the information set forth in the application by the applicant is correct.

(5) Pay the fee set forth in IC 9-29-5-44(b) or IC 9-29-5-44(c).

(b) Upon receipt of an application in approved form, the bureau shall enter the application in the records of the bureau and issue to the applicant the following:

(1) A certificate of registration containing the following:

(A) The registration number awarded to the off-road vehicle or snowmobile.

(B) The name and address of the owner.

(C) The vehicle number as described in section 12 of this chapter.

(D) Other information that the bureau requires.

(2) Two (2) decals indicating the off-road vehicle's or snowmobile's registration number and the year in which the registration will expire, which must be attached to the off-road vehicle or snowmobile as provided in section 7 of this chapter.

(c) A certificate of registration issued under this section must:

(1) be pocket size;

(2) accompany the off-road vehicle or snowmobile; and

(3) be made available for inspection upon demand by a police officer.

**(d) A person who:**

**(1) fails to maintain registration for an off-road vehicle or snowmobile under subsection (a); or**

**(2) fails to carry or produce an off-road vehicle's or snowmobile's registration under subsection (c);**

**commits a Class C infraction.**

SECTION 28. IC 9-18-2.5-7, AS ADDED BY P.L.259-2013, SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 7. (a) The owner of an off-road vehicle or snowmobile shall attach the registration decals issued under section 4 of this chapter on the forward half of the off-road vehicle or snowmobile. All decals shall be maintained in a legible condition and displayed only for the period for which the registration is valid.

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

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

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

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

SECTION 30. IC 9-18-2.5-10, AS ADDED BY P.L.259-2013, SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 10. (a) If a certificate of registration is lost, mutilated, or becomes illegible,

the owner of the off-road vehicle or snowmobile may obtain a duplicate of the certificate upon application and payment of the fee set forth in IC 9-29-5-44(f).

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

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

SECTION 31. IC 9-18-2.5-16 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 16: Except as provided in section 12 of this chapter, a person that violates this chapter commits a Class E infraction.~~

SECTION 32. IC 9-18-3-6.5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 6.5. (a) An employee of an agency that is exempt from the payment of registration fees under section 1(5) through 1(7) of this chapter is exempt from the payment of any fees for licensing under IC 9-24-6 while employed by the exempt agency if the director of the agency notifies the bureau in writing that the employee's duties include driving a commercial motor vehicle for the agency.

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

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

- (1) Renew the individual's license.
- (2) Pay the appropriate fee for licensing under IC 9-24-6.

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

- (1) renew the person's license; and**
- (2) pay an appropriate license fee under IC 9-24-6;**

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

SECTION 33. IC 9-18-3-7 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 7: A person who violates this chapter commits a Class E infraction.~~

SECTION 34. IC 9-18-5-6 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 6: A person who violates this chapter commits a Class E infraction.~~

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

- (1) transferred by the person who is the current registrant to any other vehicle of the same type acquired by the

person; and

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

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

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

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

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

SECTION 36. IC 9-18-6-6 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 6: A person who violates this chapter commits a Class E infraction.~~

SECTION 37. IC 9-18-7-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 2. (a) A trip permit may be issued for:

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

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

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

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

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

**commits a Class C infraction.**

SECTION 38. IC 9-18-7-4 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 4. (a) An Indiana resident who owns a vehicle required to be registered under this title may, for the purpose of delivering or having delivered the vehicle to the residence or place of business of the resident, apply for and obtain a temporary permit that allows the person or the person's agent or employee to operate the vehicle upon the highways without obtaining a certificate of title or registration for the vehicle. The permit is valid for not more than ninety-six (96) hours.

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

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

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

- (1) for a period greater than ninety-six (96) hours; or**
- (2) for a purpose not specified in subsection (a);**

**commits a Class C infraction.**

SECTION 39. IC 9-18-7-5 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 5: A person who violates this chapter commits a Class E infraction.~~

SECTION 40. IC 9-18-9-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 1. (a) A trailer used on the highways, including a pop-up camper trailer, must be

registered with the bureau.

**(b) A person who:**

- (1) uses or operates a trailer or pop-up camper; and
- (2) fails to register the trailer or pop-up camper with the bureau;

**commits a Class C infraction.**

SECTION 41. IC 9-18-9-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 2. (a) A person who owns a trailer required to be registered under this chapter must register the trailer on an annual basis under IC 9-18-2-7.

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

SECTION 42. IC 9-18-9-5 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 5: A person who violates this chapter commits a Class C infraction.~~

SECTION 43. IC 9-18-10-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 1. (a) A semitrailer used on the highways must be registered with the bureau.

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

SECTION 44. IC 9-18-10-2, AS AMENDED BY P.L.63-2007, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 2. (a) A person who owns a semitrailer required to be registered under this chapter may register the semitrailer:

- (1) on an annual basis under IC 9-18-2-7;
- (2) on a five (5) year basis as provided in section 3 of this chapter; or
- (3) permanently under section 3 of this chapter.

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

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

SECTION 45. IC 9-18-10-6 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 6: A person who violates this chapter commits a Class C infraction.~~

SECTION 46. IC 9-18-12-1, AS AMENDED BY P.L.79-2006, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 1. (a) An antique motor vehicle must be registered annually.

**(b) The bureau may adopt a:**

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

to implement this chapter.

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

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

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

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

SECTION 47. IC 9-18-12-4, AS AMENDED BY P.L.221-2014, SECTION 23, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 4. (a) If a person who registers an antique motor vehicle under this chapter makes substantial alterations or changes to the vehicle after the date of the antique motor vehicle's registration, the registrant shall have the vehicle reinspected by the state police department.

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

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

**(c) A person who:**

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

**commits a Class C infraction.**

SECTION 48. IC 9-18-12-7 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 7: A person who violates this chapter commits a Class C infraction.~~

SECTION 49. IC 9-18-16-3 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 3: A person who violates this chapter commits a Class C infraction.~~

SECTION 50. IC 9-18-19-1, AS AMENDED BY P.L.216-2014, SECTION 42, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 1. (a) The bureau shall design a license plate that will designate a vehicle as being registered to a person who has received a Purple Heart decoration that is awarded to a person who suffers an injury while serving as a member of the armed forces of the United States.

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

- (1) described in subsection (a); and
- (2) eligible to be issued:
  - (A) a placard under IC 9-14-5; or
  - (B) a person with a disability registration plate under IC 9-18-22.

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

- (1) A passenger motor vehicle.
- (2) A truck with a declared gross weight of at least seven thousand (7,000) pounds but less than eleven thousand

- (11,000) pounds.
- (3) A recreational vehicle.
- (4) A motorcycle.

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

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

SECTION 51. IC 9-18-19-4 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 4. (a) A person who knowingly and falsely professes to have the qualifications to obtain a license plate under section 1(b) of this chapter commits a Class C misdemeanor.~~

~~(b) A person who owns a motor vehicle bearing a license plate issued under section 1(b) of this chapter when the person knows that the person is not entitled to a license plate issued under section 1(b) of this chapter commits a Class C misdemeanor.~~

SECTION 52. IC 9-18-27-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 2. **(a)** An interim manufacturer transporter license plate may only be issued to a manufacturer of semitrailers or trailers who is licensed as a manufacturer under IC 9-23. The plate may only be used in connection with delivery of newly manufactured semitrailers or trailers.

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

SECTION 53. IC 9-18-27-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 3. **(a)** The bureau shall prescribe the form of an interim manufacturer transporter license plate, and the plate shall be displayed on the vehicle in the manner determined by the bureau. The bureau may provide for the bulk issuance of the plates. A license plate must display the assigned manufacturer's registration number and the date the license plate is first displayed on the semitrailer or trailer.

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

- (1) an interim manufacturer transporter license plate; or**
- (2) the assigned manufacturer's registration number and date of first display on an interim manufacturer transporter license plate;**

**under subsection (a) commits a Class B misdemeanor.**

SECTION 54. IC 9-18-27-4 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 4. **(a)** A manufacturer shall affix the proper vehicle identification number and date when an interim manufacturer transporter license plate is assigned to a specific vehicle. A license plate remains valid for twenty-one (21) days from the date the plate is affixed to the semitrailer or trailer and may not be renewed. Only one (1) interim manufacturer transporter license plate may be issued for

a newly manufactured trailer or semitrailer.

**(b) A person who knowingly or intentionally:**

- (1) displays an interim manufacturer transporter license plate past its date of expiration; or**
- (2) uses an interim manufacturer transporter license plate for more than one (1) newly manufactured trailer or semitrailer;**

**commits a Class B misdemeanor.**

SECTION 55. IC 9-18-27-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **(a)** Sec. 5. An interim manufacturer transporter license plate may only be used when:

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

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

SECTION 56. IC 9-18-27-9 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 9. A person who violates this chapter commits a Class B misdemeanor.~~

SECTION 57. IC 9-19-14-4 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 4. **(a)** The use of signal equipment described in this chapter imposes upon a driver of another vehicle the duty to yield right-of-way and stop as prescribed in IC 9-21-8-35.

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

SECTION 58. IC 9-19-14-5.5, AS AMENDED BY P.L.80-2012, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 5.5. **(a)** Except for a:

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

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

**(b) A person who:**

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

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

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

**(d) A person who fails to comply with subsection (b) or (c) commits a Class C misdemeanor.**

SECTION 59. IC 9-19-14-6, AS AMENDED BY P.L.80-2012, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 6. ~~(a)~~ This section does not apply to a person who owns or operates a vehicle or combination of vehicles that:

- (1) contains parts and accessories; and
- (2) is equipped;

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

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

~~(c) A person commits a Class E misdemeanor if the person knowingly or intentionally violates section 5-5 of this chapter.~~

SECTION 60. IC 9-21-5-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 1. **(a)** A person may not drive a vehicle on a highway at a speed greater than is reasonable and prudent under the conditions, having regard to the actual and potential hazards then existing. Speed shall be restricted as necessary to avoid colliding with a person, vehicle, or other conveyance on, near, or entering a highway in compliance with legal requirements and with the duty of all persons to use due care.

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

SECTION 61. IC 9-21-5-2, AS AMENDED BY P.L.1-2006, SECTION 163, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 2. **(a)** Except when a special hazard exists that requires lower speed for compliance with section 1 of this chapter, the slower speed limit specified in this section or established as authorized by section 3 of this chapter is the maximum lawful speed. A person may not drive a vehicle on a highway at a speed in excess of the following maximum limits:

- (1) Thirty (30) miles per hour in an urban district.
- (2) Fifty-five (55) miles per hour, except as provided in subdivisions (1), (3), (4), (5), (6), and (7).
- (3) Seventy (70) miles per hour on a highway on the national system of interstate and defense highways located outside of an urbanized area (as defined in 23 U.S.C. 101) with a population of at least fifty thousand (50,000), except as provided in subdivision (4).
- (4) Sixty-five (65) miles per hour for a vehicle (other than a bus) having a declared gross weight greater than twenty-six thousand (26,000) pounds on a highway on the national system of interstate and defense highways located outside an urbanized area (as defined in 23 U.S.C. 101) with a population of at least fifty thousand (50,000).
- (5) Sixty-five (65) miles per hour on:
  - (A) U.S. 20 from the intersection of U.S. 20 and County Road 17 in Elkhart County to the intersection of U.S. 20 and U.S. 31 in St. Joseph County;

(B) U.S. 31 from the intersection of U.S. 31 and U.S. 20 in St. Joseph County to the boundary line between Indiana and Michigan; and

(C) a highway classified by the Indiana department of transportation as an INDOT Freeway.

(6) On a highway that is the responsibility of the Indiana finance authority established by IC 4-4-11:

- (A) seventy (70) miles per hour for:
  - (i) a motor vehicle having a declared gross weight of not more than twenty-six thousand (26,000) pounds; or
  - (ii) a bus; or

(B) sixty-five (65) miles per hour for a motor vehicle having a declared gross weight greater than twenty-six thousand (26,000) pounds.

(7) Sixty (60) miles per hour on a highway that:

(A) is not designated as a part of the national system of interstate and defense highways;

(B) has four (4) or more lanes;

(C) is divided into two (2) or more roadways by:

- (i) an intervening space that is unimproved and not intended for vehicular travel;
- (ii) a physical barrier; or
- (iii) a dividing section constructed to impede vehicular traffic; and

(D) is located outside an urbanized area (as defined in 23 U.S.C. 101) with a population of at least fifty thousand (50,000).

(8) Fifteen (15) miles per hour in an alley.

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

SECTION 62. IC 9-21-5-4 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 4. **(a)** The driver of each vehicle shall, consistent with section 1 of this chapter, drive at an appropriate reduced speed as follows:

- (1) When approaching and crossing an intersection or railway grade crossing.
- (2) When approaching and going around a curve.
- (3) When approaching a hill crest.
- (4) When traveling upon a narrow or winding roadway.
- (5) When special hazard exists with respect to pedestrians or other traffic or by reason of weather or highway conditions.

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

SECTION 63. IC 9-21-5-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 5. **(a)** In addition to the other limitations in this chapter, and in any oversize vehicle permit issued under IC 9-20, a vehicle that exceeds:

- (1) a width of ten (10) feet, six (6) inches;
- (2) a height of thirteen (13) feet, six (6) inches; or
- (3) a length of eighty-five (85) feet;

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

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

SECTION 64. IC 9-21-5-6, AS AMENDED BY P.L.52-2011, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 6. (a) Except as provided in subsections (e) and (f), whenever a local authority in the authority's jurisdiction determines that the maximum speed permitted under this chapter is greater or less than reasonable and safe under the conditions found to exist on a highway or part of a highway, the local authority may determine and declare a reasonable and safe maximum limit on the highway. The maximum limit declared under this section may do any of the following:

- (1) Decrease the limit within urban districts, but not to less than twenty (20) miles per hour.
- (2) Increase the limit within an urban district, but not to more than fifty-five (55) miles per hour during daytime and fifty (50) miles per hour during nighttime.
- (3) Decrease the limit outside an urban district, but not to less than thirty (30) miles per hour.
- (4) Decrease the limit in an alley, but to not less than five (5) miles per hour.
- (5) Increase the limit in an alley, but to not more than thirty (30) miles per hour.

The local authority must perform an engineering and traffic investigation before a determination may be made to change a speed limit under subdivision (2), (3), (4), or (5) or before the speed limit within an urban district may be decreased to less than twenty-five (25) miles per hour under subdivision (1).

(b) Except as provided in subsection (f), a local authority in the authority's jurisdiction shall determine by an engineering and traffic investigation the proper maximum speed for all local streets and shall declare a reasonable and safe maximum speed permitted under this chapter for an urban district. However, an engineering and traffic study is not required to be performed for the local streets in an urban district under this subsection if the local authority determines that the proper maximum speed in the urban district is not less than twenty-five (25) miles per hour.

(c) An altered limit established under this section is effective at all times or during hours of darkness or at other times as may be determined when appropriate signs giving notice of the altered limit are erected on the street or highway.

(d) Except as provided in this subsection, a local authority may not alter a speed limit on a highway or extension of a highway in the state highway system. A city or town may establish speed limits on state highways upon which a school is located. **A person who violates the speed limit in a reduced speed zone commits a Class B infraction.** However, a speed limit established under this subsection is valid only if the following conditions exist:

- (1) The limit is not less than twenty (20) miles per hour.
- (2) The limit is imposed only in the immediate vicinity of the school.

- (3) Children are present.
- (4) The speed zone is properly signed. After June 30, 2011, there must be:

- (A) a sign located:
  - (i) where the reduced speed zone begins; or
  - (ii) as near as practical to the point where the reduced speed zone begins; indicating the reduced speed limit; and
- (B) a sign located at the end of the reduced speed zone indicating:
  - (i) the speed limit for the section of highway that follows; or
  - (ii) the end of the reduced speed zone.

- (5) The Indiana department of transportation has been notified of the limit imposed by certified mail.

(e) A local authority may decrease a limit on a street to not less than fifteen (15) miles per hour if the following conditions exist:

- (1) The street is located within a park or playground established under IC 36-10.
- (2) The:
  - (A) board established under IC 36-10-3;
  - (B) board established under IC 36-10-4; or
  - (C) park authority established under IC 36-10-5;
 requests the local authority to decrease the limit.
- (3) The speed zone is properly signed.

(f) A city, town, or county may establish speed limits on a street or highway upon which a school is located if the street or highway is under the jurisdiction of the city, town, or county, respectively. However, a speed limit established under this subsection is valid only if the following conditions exist:

- (1) The limit is not less than:
  - (A) twenty (20) miles per hour within an urban district; and
  - (B) thirty (30) miles per hour outside an urban district.
- (2) The limit is imposed only in the immediate vicinity of the school.
- (3) Children are present.
- (4) The speed zone is properly signed. After:
  - (A) June 30, 2011, there must be:
    - (i) a sign located where the reduced speed zone begins or as near as practical to the point where the reduced speed zone begins indicating the reduced speed limit; and
    - (ii) a sign located at the end of the reduced speed zone indicating the end of the reduced speed zone; and
  - (B) June 30, 2012, if the school operates on a twelve (12) month schedule, there must be a sign indicating that the school is an all year school."

Page 1, line 2, after "7." insert "(a)".

Page 1, between lines 13 and 14, begin a new paragraph and insert:

**"(b) A person who fails to give right-of-way as required by**

**subsection (a) commits a Class C infraction.**

SECTION 65. IC 9-21-5-8.5, AS AMENDED BY P.L.221-2014, SECTION 38, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 8.5. (a) A person may not operate a low speed vehicle on a highway that has a speed limit in excess of thirty-five (35) miles per hour.

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

Page 2, delete lines 4 through 26, begin a new paragraph and insert:

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

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

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

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

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

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

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

(c) A worksite speed limit set under this section may be

enforced only if:

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

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

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

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

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

(3) If the person has committed two (2) or more infractions of violating a speed limit set under this section in the previous three (3) years, a judgment **for a Class B infraction and a fine** of one thousand dollars (\$1,000) **shall be imposed.**

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

SECTION 67. IC 9-21-5-13 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 13: (a) Except as provided in subsections (b) and (c), a person who violates this chapter commits a Class C infraction:~~

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

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

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

~~commits a Class B infraction:~~

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

SECTION 68. IC 9-21-5-14, AS AMENDED BY P.L.114-2007, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 14. (a) A person may not operate a school bus or a special purpose bus at a speed greater than:

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

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

(b) If the posted speed limit is lower than the absolute limits set in this section or if the absolute limits do not apply, the

maximum lawful speed of a bus is the posted speed limit.

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

Page 3, line 12, after "section" insert "**that results in damage to the property of another person or bodily injury to another person**".

Page 3, between lines 13 and 14, begin a new paragraph and insert:

"SECTION 73. IC 9-21-8-56, AS AMENDED BY P.L.217-2014, SECTION 50, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 56. (a) For purposes of this section, "highway work zone" has the meaning set forth in IC 8-23-2-15.

(b) Except as provided in subsections (f) through (h), a person who recklessly operates a vehicle in the immediate vicinity of a highway work zone when workers are present commits a Class A misdemeanor.

(c) Except as provided in subsections (f) through (h), a person who knowingly or intentionally operates a motor vehicle in the immediate vicinity of a highway work zone when workers are present with the intent to:

- (1) damage traffic control devices; or
- (2) inflict bodily injury on a worker;

commits a Class A misdemeanor.

(d) Except as provided in subsections (f) through (h), a person who knowingly, intentionally, or recklessly engages in:

- (1) aggressive driving, as defined in section 55 of this chapter; or
- (2) a speed contest, as prohibited under IC 9-21-6-1;

in the immediate vicinity of a highway work zone when workers are present commits a Class A misdemeanor.

(e) Except as provided in subsections (f) through (h), a person who recklessly fails to obey a traffic control device or flagman, as prohibited under section 41 of this chapter, in the immediate vicinity of a highway work zone when workers are present commits a Class A misdemeanor.

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

- (1) has a prior unrelated conviction under this section in the previous five (5) years; or
- (2) is operating the vehicle in violation of IC 9-30-5-1. ~~or IC 9-30-5-2.~~

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

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

(i) A person who knowingly, intentionally, or recklessly engages in an act described in section 55(b)(1), 55(b)(2), 55(b)(3), 55(b)(4), 55(b)(5), or 55(b)(6) of this chapter in the immediate vicinity of a highway work zone when workers are present commits a Class B infraction. Notwithstanding IC 34-28-5-5(c), the funds collected as judgments for an

infraction under this subsection shall be transferred to the Indiana department of transportation to pay the costs of hiring off duty police officers to perform the duties described in IC 8-23-2-15(b).

SECTION 69. IC 9-22-3-3, AS AMENDED BY P.L.110-2006, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 3. (a) A certificate of salvage title is required for a motor vehicle, motorcycle, semitrailer, or recreational vehicle that meets any of the following criteria:

- (1) An insurance company has determined that it is economically impractical to repair the wrecked or damaged motor vehicle, motorcycle, semitrailer, or recreational vehicle and has made an agreed settlement with the insured or claimant.
- (2) If the owner of the vehicle is a business that insures its own vehicles, the cost of repairing the wrecked or damaged motor vehicle, motorcycle, semitrailer, or recreational vehicle exceeds seventy percent (70%) of the fair market value immediately before the motor vehicle, motorcycle, semitrailer, or recreational vehicle was wrecked or damaged.
- (3) The motor vehicle is a flood damaged vehicle.

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

(c) Except as described in section 11(c) of this chapter, an insurance company shall apply for a salvage title for a vehicle that the insurance company has determined is economically impractical to repair.

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

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

SECTION 70. IC 9-22-3-7.5, AS AMENDED BY P.L.106-2010, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 7.5. (a) A dealer licensed as a dealer under IC 9-23 on the date of receiving a title by sale or transfer shall secure an affidavit from the person who holds the certificate of title. The affidavit must state whether the vehicle is a flood damaged vehicle.

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

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

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

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

**(f) A person who knowingly or intentionally submits a fraudulent affidavit under subsection (a) commits a Class B misdemeanor.**

SECTION 71. IC 9-22-3-10, AS AMENDED BY P.L.125-2012, SECTION 131, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 10. (a) If a certificate of salvage title is lost, mutilated, or destroyed or becomes illegible, the person who owns the vehicle or the legal representative or legal successor in interest of the person who owns the motor vehicle, semitrailer, or recreational vehicle for which the certificate of salvage title was issued, as shown by the records of the bureau, shall immediately apply for a duplicate certificate of salvage title.

(b) A person described in subsection (a) may obtain a duplicate certificate of salvage title when the person furnishes information concerning the loss, mutilation, destruction, or illegibility satisfactory to the bureau and pays the fee set forth in IC 9-29-7. Upon the issuance of a duplicate certificate of salvage title, the most recent certificate of salvage title issued is considered void by the bureau.

(c) A certificate of salvage title issued under this section must have recorded upon the title's face and back the words "DUPLICATE SALVAGE TITLE".

(d) If the lost, mutilated, destroyed, or illegible certificate of salvage title contained the notation "FLOOD DAMAGED", the duplicate certificate of salvage title must have recorded upon the title's face and back the words "FLOOD DAMAGED".

**(e) A person who knowingly or intentionally fails to obtain a replacement salvage title under subsection (a) commits a Class B misdemeanor.**

**(f) A person who knowingly or intentionally fails to comply with subsection (c) or (d) commits a Class B misdemeanor.**

SECTION 72. IC 9-22-3-13, AS AMENDED BY P.L.262-2013, SECTION 110, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 13. (a) A scrap metal processor or other appropriate facility that purchases or acquires a salvage motor vehicle that has been totally demolished or destroyed as a result of normal processing performed by a disposal facility is not required to apply for and receive a certificate of salvage title for the vehicle. The facility or processor that performed the processing that resulted in the vehicle being demolished or destroyed shall surrender the certificate of title, the certificate of authority, or the certificate of salvage title to the bureau.

**(b) A scrap metal processor or other appropriate facility that knowingly or intentionally fails to surrender:**

**(1) a certificate of title;**

**(2) a certificate of authority; or**

**(3) a certificate of salvage title;**

**to the bureau under subsection (a) commits a Class B misdemeanor.**

SECTION 73. IC 9-22-3-15 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 15. (a) If a salvage motor vehicle is rebuilt for operation upon the highways and ownership is evidenced by a certificate of salvage title, the person who owns the vehicle shall apply to the bureau for a certificate of title. The bureau shall issue a certificate of title that lists each person who holds a lien on the vehicle to the person who owns the vehicle when the following are completed:

(1) The inspection of the vehicle by a police officer.

(2) The verification of proof of ownership of major component parts used and the source of the major component parts.

(3) The surrender of the certificate of salvage title properly executed with an affidavit concerning the major component parts on a form prescribed by the bureau.

(4) The payment of the fee required under IC 9-29-7.

**(b) A person who knowingly or intentionally fails to obtain a certificate of title as required under subsection (a) commits a Class B misdemeanor.**

SECTION 74. IC 9-22-3-16, AS AMENDED BY P.L.262-2013, SECTION 111, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 16. (a) Except as provided in subsection (b), a certificate of title issued under this chapter and a certificate of title subsequently issued must conspicuously bear the designation:

(1) "REBUILT VEHICLE--MILEAGE NOT ACTUAL" if the motor vehicle is not a flood damaged vehicle; or

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

(b) An insurance company authorized to do business in Indiana may obtain a certificate of title that does not bear the designation if the company submits to the bureau, in the form and manner the bureau requires, satisfactory evidence that the damage, if any, to a recovered stolen motor vehicle did not meet the criteria set forth in section 3 of this chapter.

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

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

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

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

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

SECTION 75. IC 9-22-3-18, AS AMENDED BY P.L.125-2012, SECTION 138, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 18. (a) A vehicle that has been designated "JUNK", "DISMANTLED", "SCRAP", "DESTROYED", or any similar designation in another state or

jurisdiction shall not be titled in Indiana.

**(b) A person who knowingly or intentionally issues a title for a vehicle described under subsection (a) commits a Class B misdemeanor.**

SECTION 76. IC 9-22-3-18.5, AS ADDED BY P.L.125-2012, SECTION 139, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 18.5. (a) This section does not apply to a person who sells, exchanges, or transfers golf carts.

(b) A seller that is:

- (1) a dealer; or
- (2) another person who sells, exchanges, or transfers at least five (5) vehicles each year;

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

**(c) A person who knowingly or intentionally sells, exchanges, or transfers a rebuilt vehicle without disclosing in writing under subsection (b) the fact that the vehicle is a rebuilt vehicle commits a Class B misdemeanor.**

SECTION 77. IC 9-22-3-19, AS AMENDED BY P.L.92-2013, SECTION 47, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 19. (a) The secretary of state shall prescribe recordkeeping forms to be used by:

- (1) a disposal facility;
- (2) an automotive salvage rebuilder; and
- (3) a used parts dealer licensed under IC 9-32-9;

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

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

- (1) For each new or used vehicle acquired or disposed of or for the major component parts of a new or used vehicle, the following:
  - (A) A description of the vehicle or major component part, including numbers or other marks identifying the vehicle or major component part.
  - (B) The date the vehicle or major component part was acquired and disposed of.
  - (C) The name and address of the person from whom the vehicle or major component part was acquired.
  - (D) Verification of the purchaser of the vehicle or major component part by driver's license, state identification card, or other reliable means.

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

- (A) The vehicle's trade name.
- (B) The vehicle's manufacturer.
- (C) The vehicle's type.
- (D) The model year and vehicle identification number.
- (E) A statement of whether any number has been

defaced, destroyed, or changed.

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

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

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

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

- (1) maintain records regarding salvage vehicles or major component parts acquired or sold by the business; or
- (2) maintain records regarding salvage vehicles or major component parts on forms that comply with subsection (b);

**commits a Class B misdemeanor.**

SECTION 78. IC 9-22-3-20, AS AMENDED BY P.L.93-2010, SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 20. (a) Unless otherwise specified or required, the records required under section 19 of this chapter shall be retained for a period of five (5) years from the date the vehicle or major component part was acquired, in the form prescribed by the secretary of state.

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

SECTION 79. IC 9-22-3-21, AS AMENDED BY P.L.93-2010, SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 21. (a) The records required under section 19 of this chapter must be available to and produced at the request of a police officer or an authorized agent of the secretary of state under this chapter.

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

SECTION 80. IC 9-22-3-22, AS AMENDED BY P.L.92-2013, SECTION 48, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 22. (a) This section applies to vehicles and their component parts that are in either their current model year or in the immediately preceding six (6) model years when purchased by a disposal facility or automotive salvage rebuilder.

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

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

SECTION 81. IC 9-22-3-23 IS AMENDED TO READ AS

FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 23. (a) A record required to be maintained under this chapter is subject to inspection by a police officer during normal business hours. In addition to the inspections authorized under section 24 of this chapter, an inspection under this section may include an examination of the premises of the licensee's established place of business for the purpose of determining the accuracy of the required records.

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

- (1) maintain records as required under this chapter; or**
- (2) allow an inspection of a licensee's established place of business for the purpose of determining the accuracy of required records;**

**commits a Class B misdemeanor.**

SECTION 82. IC 9-22-3-24, AS AMENDED BY P.L.93-2010, SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 24. (a) The secretary of state, a police officer, or an agent of the secretary of state or a police officer may enter upon the premises of a disposal facility, insurance company, or other business dealing in salvage vehicles during normal business hours to inspect a motor vehicle, semitrailer, recreational vehicle, major component part, records, certificate of title, and other ownership documents to determine compliance with this chapter.

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

SECTION 83. IC 9-22-3-34 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 34: A person who violates a provision of this chapter for which there is no specific penalty commits a Class B misdemeanor.~~

SECTION 84. IC 9-24-1-1, AS AMENDED BY P.L.221-2014, SECTION 58, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 1. (a) Except as otherwise provided in this chapter, an individual must have a valid Indiana:

- (1) operator's license;
- (2) chauffeur's license;
- (3) public passenger chauffeur's license;
- (4) commercial driver's license;
- (5) driver's license listed in subdivision (1), (2), (3), or (4) with:

- (A) a motorcycle endorsement; or
- (B) a motorcycle endorsement with a Class A motor driven cycle restriction;
- (6) learner's permit; or
- (7) motorcycle learner's permit;

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

(b) An individual must have:

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

(2) a valid driver's license described in subsection (a);

to operate a Class B motor driven cycle upon an Indiana highway.

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

SECTION 85. IC 9-24-1-4, AS AMENDED BY P.L.125-2012, SECTION 162, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 4. (a) Except as otherwise provided in this chapter, an individual must:

(1) have a valid Indiana driver's license; and

(2) be at least eighteen (18) years of age;

to drive a medical services vehicle upon an Indiana highway.

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

SECTION 86. IC 9-24-1-5, AS AMENDED BY P.L.221-2014, SECTION 59, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 5. (a) An individual must have:

(1) a valid operator's, chauffeur's, public passenger chauffeur's, or commercial driver's license with a motorcycle endorsement;

(2) a valid motorcycle learner's permit subject to the limitations imposed under IC 9-24-8; or

(3) a valid driver's license from any other jurisdiction that is valid for the operation of a motorcycle in that jurisdiction;

to operate a motorcycle upon an Indiana highway.

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

(c) An individual must have:

(1) a driver's license or learner's permit described in subsection (a); or

(2) a valid operator's, chauffeur's, public passenger chauffeur's, or commercial driver's license with a motorcycle endorsement with a Class A motor driven cycle restriction under IC 9-24-8-4(g);

to operate a Class A motor driven cycle upon an Indiana highway.

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

SECTION 87. IC 9-24-1-8 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 8: Except as provided in section 6 of this chapter, a person who violates this chapter commits a Class C infraction.~~

SECTION 88. IC 9-24-6-8, AS AMENDED BY P.L.125-2012, SECTION 192, IS AMENDED TO READ AS FOLLOWS: Sec. 8. The following, if committed while driving a commercial motor vehicle or while holding any class of

commercial driver's license or permit, are disqualifying offenses:

- (1) Operating a vehicle while under the influence of alcohol in violation of IC 9-30-5-1(a), IC 9-30-5-1(b), or section 15 of this chapter.
- (2) Operating a vehicle while under the influence of a controlled substance in violation of IC 9-30-5-1(c).
- (3) Leaving the scene of an accident involving the driver's commercial motor vehicle in violation of IC 9-26-1.
- (4) Conviction of a felony involving the use of a commercial motor vehicle other than a felony described in subdivision (5).
- (5) Use of a commercial motor vehicle in the commission of a felony under IC 35-48 involving manufacturing, distributing, or dispensing of a controlled substance.
- (6) Violation of ~~IC 9-30-5-2~~ **IC 9-30-5-3** through IC 9-30-5-8 involving operating a vehicle while intoxicated.
- (7) Refusing to undergo testing for the enforcement of IC 9-30-5-1 or section 15 of this chapter."

Page 6, delete line 36.

Page 7, line 1, delete "(B)" and insert "**(B) as soon as possible after the accident,**".

Page 7, line 1, delete "accident" and insert "accident, **or ensure that another person gives notice of the accident,**".

Page 8, between lines 33 and 34, begin a new paragraph and insert:

"SECTION 94. IC 9-26-6-1, AS AMENDED BY P.L.217-2014, SECTION 112, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 1. **(a)** A person removing a wrecked or damaged motor vehicle, including a wrecked or damaged golf cart or off-road vehicle, from a street or highway must remove any glass or other foreign material dropped upon the street or highway from the motor vehicle.

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

SECTION 89. IC 9-26-6-3 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 3: A person who violates section 1 of this chapter commits a Class E infraction.~~

Page 9, between lines 23 and 24, begin a new paragraph and insert:

"SECTION 96. IC 9-30-5-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 1. (a) A person who operates a vehicle with an alcohol concentration equivalent to at least eight-hundredths (0.08) gram of alcohol but less than fifteen-hundredths (0.15) gram of alcohol per:

- (1) one hundred (100) milliliters of the person's blood; or
- (2) two hundred ten (210) liters of the person's breath;

commits a Class C misdemeanor.

(b) A person who operates a vehicle with an alcohol concentration equivalent to at least fifteen-hundredths (0.15) gram of alcohol per:

- (1) one hundred (100) milliliters of the person's blood; or
- (2) two hundred ten (210) liters of the person's breath;

commits a Class A misdemeanor.

(c) A person who operates a vehicle with a controlled

substance listed in schedule I or II of IC 35-48-2 or its metabolite in the person's body commits a Class C misdemeanor.

(d) It is a defense to subsection (c) that the accused person consumed the controlled substance under a valid prescription or order of a practitioner (as defined in IC 35-48-1) who acted in the course of the practitioner's professional practice.

**(e) An offense described in subsection (a) or (c) is a Class A misdemeanor if the person operates a vehicle in a manner that endangers a person.**

SECTION 90. IC 9-30-5-2 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 2: (a) Except as provided in subsection (b), a person who operates a vehicle while intoxicated commits a Class E misdemeanor.~~

~~(b) An offense described in subsection (a) is a Class A misdemeanor if the person operates a vehicle in a manner that endangers a person.~~

SECTION 91. IC 9-30-5-7 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 7. ~~(a) A person who violates a court order issued under section 16 of this chapter commits a Class A misdemeanor.~~

Page 9, between lines 23 and 24, begin a new paragraph and insert:

"SECTION 90. IC 9-30-5-7 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 7. ~~(a) A person who violates a court order issued under section 16 of this chapter commits a Class A misdemeanor.~~

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

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

- (1) is done for the purpose of safety or mechanical repair of the device or the vehicle; and
- (2) the restricted person does not operate the vehicle.

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

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

Page 11, between lines 21 and 22, begin a new paragraph and insert:

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

SECTION 92. IC 9-30-6-8, AS AMENDED BY P.L.85-2013, SECTION 94, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 8. (a) Whenever a judicial officer has determined that there was probable cause to believe that a person has violated IC 9-30-5, IC 35-46-9, or IC 14-15-8

(before its repeal), the clerk of the court shall forward:

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

to the bureau.

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

- (1) Set forth the grounds for the arresting officer's belief that there was probable cause that the arrested person was operating a vehicle in violation of IC 9-30-5 or a motorboat in violation of IC 35-46-9 or IC 14-15-8 (before its repeal).
- (2) State that the person was arrested for a violation of IC 9-30-5 or operating a motorboat in violation of IC 35-46-9 or IC 14-15-8 (before its repeal).
- (3) State whether the person:
  - (A) refused to submit to a chemical test when offered; or
  - (B) submitted to a chemical test that resulted in prima facie evidence that the person was intoxicated.
- (4) Be sworn to by the arresting officer.

(c) Except as provided in subsection (d), if it is determined under subsection (a) that there was probable cause to believe that a person has violated IC 9-30-5, IC 35-46-9, or IC 14-15-8 (before its repeal), at the initial hearing of the matter held under IC 35-33-7-1 the court shall recommend immediate suspension of the person's driving privileges to take effect on the date the order is entered, and forward to the bureau a copy of the order recommending immediate suspension of driving privileges.

(d) If it is determined under subsection (a) that there is probable cause to believe that a person violated IC 9-30-5, the court may, as an alternative to suspension of the person's driving privileges under subsection (c), issue an order recommending that the person be prohibited from operating a motor vehicle unless the motor vehicle is equipped with a functioning certified ignition interlock device under IC 9-30-8 until the bureau is notified by a court that the criminal charges against the person have been resolved.

**(e) A person commits a Class B infraction if the person:**

- (1) operates a motor vehicle without a functioning certified ignition interlock device; and**
- (2) is prohibited from operating a motor vehicle unless the motor vehicle is equipped with a functioning certified ignition interlock device under subsection (d).**

**(f) A person commits a Class B misdemeanor if the person:**

- (1) operates a motor vehicle without a functioning certified ignition interlock device; and**
- (2) knows the person is prohibited from operating a motor vehicle unless the motor vehicle is equipped with a functioning certified ignition interlock device under subsection (d) of this chapter.**

SECTION 93. IC 9-30-6-8.7 IS REPEALED [EFFECTIVE JULY 1, 2015]. Sec. 8-7: (a) A person commits a Class B infraction if the person:

- (1) operates a motor vehicle without a functioning certified

ignition interlock device; and

(2) is prohibited from operating a motor vehicle unless the motor vehicle is equipped with a functioning certified ignition interlock device under section 8(d) of this chapter.

(b) A person commits a Class B misdemeanor if the person:

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

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

Page 16, line 21, delete "that the" and insert "that a **the**".

Page 24, line 3, delete "IC 9-30-5-10 or".

Page 24, line 10, delete "IC 9-30-5-10 or".

Page 24, line 16, delete "IC 9-30-5-10 or".

Page 24, between lines 20 and 21, begin a new paragraph and insert:

"SECTION 102. IC 9-32-6-11, AS AMENDED BY P.L.217-2014, SECTION 166, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 11. (a) The secretary may issue an interim license plate to a dealer or manufacturer who is licensed and has been issued a license plate under section 2 of this chapter.

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

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

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

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

(f) An interim license plate shall be displayed:

- (1) in the same manner required in IC 9-18-2-26; or
- (2) in a location on the left side of a window facing the rear of the motor vehicle that is clearly visible and unobstructed. The plate must be affixed to the window of the motor vehicle.

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

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

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

SECTION 94. IC 35-52-9-6.8 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 6.8. IC 9-18-19-1 defines a crime concerning vehicle registration and license plates.**

SECTION 95. IC 35-52-9-7 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 7: IC 9-18-19-4 defines a crime concerning vehicle registration and license plates.~~

SECTION 96. IC 35-52-9-8.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 8.5. IC 9-18-27-2 defines a crime concerning motor vehicle registration and license plates.**

SECTION 97. IC 35-52-9-8.6 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 8.6. IC 9-18-27-3 defines a crime concerning motor vehicle registration and license plates.**

SECTION 98. IC 35-52-9-8.7 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 8.7. IC 9-18-27-4 defines a crime concerning motor vehicle registration and license plates.**

SECTION 99. IC 35-52-9-8.8 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 8.8. IC 9-18-27-5 defines a crime concerning motor vehicle registration and license plates.**

SECTION 100. IC 35-52-9-9 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 9: IC 9-18-27-9 defines a crime concerning motor vehicle registration and license plates.~~

SECTION 101. IC 35-52-9-11.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 11.5. IC 9-19-14-5.5 defines a crime concerning motor vehicle equipment.**

SECTION 102. IC 35-52-9-12 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 12: IC 9-19-14-6 defines a crime concerning motor vehicle equipment.~~

SECTION 103. IC 35-52-9-13 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 13: IC 9-21-5-13 defines a crime concerning traffic regulation.~~

SECTION 104. IC 35-52-9-13.1 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 13.1. IC 9-21-5-14 defines a crime concerning traffic regulation.**

SECTION 105. IC 35-52-9-13.2 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 13.2. IC 9-21-6-1 defines a crime concerning traffic regulation.**

SECTION 106. IC 35-52-9-13.3 IS ADDED TO THE

INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 13.3. IC 9-21-6-2 defines a crime concerning traffic regulation.**

SECTION 107. IC 35-52-9-14 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 14: IC 9-21-6-3 defines a crime concerning traffic regulation.~~

SECTION 108. IC 35-52-9-25.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 25.5. IC 9-22-3-3 defines a crime concerning abandoned, salvaged, and scrap vehicles.**

SECTION 109. IC 35-52-9-25.6 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 25.6. IC 9-22-3-7.5 defines a crime concerning abandoned, salvaged, and scrap vehicles.**

SECTION 110. IC 35-52-9-25.7 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 25.7. IC 9-22-3-10 defines a crime concerning abandoned, salvaged, and scrap vehicles.**

SECTION 111. IC 35-52-9-25.8 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 25.8. IC 9-22-3-13 defines a crime concerning abandoned, salvaged, and scrap vehicles.**

SECTION 112. IC 35-52-8-25.9 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 25.9. IC 9-22-3-15 defines a crime concerning abandoned, salvaged, and scrap vehicles.**

SECTION 113. IC 35-52-9-26.1 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 26.1. IC 9-22-3-16 defines a crime concerning abandoned, salvaged, and scrap vehicles.**

SECTION 114. IC 35-52-9-26.2 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 26.2. IC 9-22-3-18 defines a crime concerning abandoned, salvaged, and scrap vehicles.**

SECTION 115. IC 35-52-9-26.3 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 26.3. IC 9-22-3-18.5 defines a crime concerning abandoned, salvaged, and scrap vehicles.**

SECTION 116. IC 35-52-9-26.4 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 26.4. IC 9-22-3-19 defines a crime concerning abandoned, salvaged, and scrap vehicles.**

SECTION 117. IC 35-52-9-26.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 26.5.**

**IC 9-22-3-20 defines a crime concerning abandoned, salvaged, and scrap vehicles.**

SECTION 118. IC 35-52-9-26.6 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 26.6. IC 9-22-3-21 defines a crime concerning abandoned, salvaged, and scrap vehicles.**

SECTION 119. IC 35-52-9-26.7 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 26.7. IC 9-22-3-22 defines a crime concerning abandoned, salvaged, and scrap vehicles.**

SECTION 120. IC 35-52-9-26.8 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 26.8. IC 9-22-3-23 defines a crime concerning abandoned, salvaged, and scrap vehicles.**

SECTION 121. IC 35-52-9-26.9 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 26.9. IC 9-22-3-24 defines a crime concerning abandoned, salvaged, and scrap vehicles.**

SECTION 122. IC 35-52-9-27 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 27. IC 9-22-3-34 defines a crime concerning abandoned, salvaged, and scrap vehicles.~~

Page 24, after line 28, begin a new paragraph and insert:

"SECTION 123. IC 35-52-9-45 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 45. IC 9-30-5-2 defines a crime concerning operating a vehicle while intoxicated.~~

SECTION 125. IC 35-52-9-50.3 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 50.3. IC 9-30-5-16 defines a crime concerning operating a vehicle while intoxicated.**

SECTION 126. IC 35-52-9-50.8 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 50.8. IC 9-30-6-8 defines a crime concerning operating a vehicle while intoxicated.**

SECTION 127. IC 35-52-9-51 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 51. IC 9-30-6-8.7 defines a crime concerning implied consent.~~

Renumber all SECTIONS consecutively.

(Reference is to HB 1305 as reprinted January 27, 2015.)  
and when so amended that said bill do pass.  
Committee Vote: Yeas 10, Nays 0.

M. YOUNG, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Tax & Fiscal Policy, to which was referred House Bill 1388, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as

follows:

Page 6, line 16, after "property" insert "**in a fiduciary capacity**".

Page 6, line 21, delete "and".

Page 6, line 28, after "entity" delete "." and insert ";

**(4) does not include a Class 2 structure (as defined in IC 22-12-1-5); and**

**(5) is not designed or approved for the construction of a Class 2 structure.**"

Page 6, line 35, after "development" delete "." and insert ",  
**upon which a Class 2 structure (as defined in IC 22-12-1-5) is or will be constructed.**"

Page 6, line 39, after "which" insert ", **except for a common area,**".

Page 7, line 6, delete "meets the following criteria:".

Page 7, delete lines 7 through 14.

Page 7, line 15, delete "(3) Easements" and insert "**easements**".

Page 7, run in lines 6 through 15.

Page 7, line 16, delete "must be" and insert "**are**".

Page 7, line 17, delete "must be" and insert "**is**".

Page 7, line 21, delete "(d)(3);" and insert "**(d)**";

Page 7, line 22, after "area" delete ":" and insert "**is a common area.**".

Page 7, delete lines 23 through 24.

Page 7, line 30, delete "(d)(3)." and insert "**(d)**".

Page 7, line 40, delete "(d)(3)" and insert "**(d)**".

Page 8, line 6, after "created." insert "**For purposes of the exemption under this section, a common area may be created or expanded after the initial approval of the residential development only if that creation or expansion of the common area:**

**(1) is approved by:**

**(A) all lot owners within the residential development; or**

**(B) not less than a majority of all lot owners within the residential development, if majority approval is permitted under the bylaws or other governing documents of a homeowners association, or similar entity; and**

**(2) receives any approvals required by the county or municipality in which the common area is located.**"

Page 8, line 7, after "county" insert "**property tax assessment**".

Page 8, line 8, delete "tax".

Page 8, line 9, delete "(e). The owner of an area that is the prevailing" and insert "**(f)**".

Page 8, delete lines 10 through 12.

Page 24, line 34, after "taxpayer" insert ", **the taxpayer's representative (if any),**".

Page 26, between lines 6 and 7, begin a new paragraph and insert:

"SECTION 16. IC 6-1.1-17-22, AS ADDED BY P.L.120-2014, SECTION 2, IS AMENDED TO READ AS

FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 22. (a) In determining the amount of the levy for a debt service fund for an ~~ensuing a budget~~ year, the maximum amount allowed for an operating balance in the debt service fund is the sum of

- (1) ~~fifteen percent (15%) of the budget estimate for the debt service fund for the ensuing year for debt originally incurred after June 30, 2014; plus~~
- (2) ~~fifty percent (50%) of the budget estimate for the debt service fund for the ensuing year for debt originally incurred before July 1, 2014.~~

**the maximum allowable operating balance for each debt included in the debt service fund. The maximum allowable operating balance for an individual debt shall be calculated as follows:**

- (1) **For debt originally incurred after June 30, 2014, the lesser of:**
  - (A) **fifteen percent (15%) of the budget estimate for the debt for the year after the budget year; or**
  - (B) **the debt payment to be made in the first six (6) months of the year after the budget year.**
- (2) **For debt originally incurred before July 1, 2014, the lesser of:**
  - (A) **fifty percent (50%) of the budget estimate for the debt for the year after the budget year; or**
  - (B) **the debt payment to be made in the first six (6) months of the year after the budget year.**

If debt is refinanced, the date the refinanced debt was originally incurred, and not the date that the refinancing is closed, is the date to be used for purposes of this subsection.

(b) For purposes of IC 6-1.1-20.6-9.5, the property taxes allowed for an operating balance in the debt service fund under this section may not be construed as an increase in a political subdivision's property tax levy to make up for a reduction in property tax collections resulting from the application of credits under IC 6-1.1-20.6."

Renumber all SECTIONS consecutively.

(Reference is to HB 1388 as printed February 17, 2015.)

and when so amended that said bill do pass.

Committee Vote: Yeas 12, Nays 0.

HERSHMAN, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Tax & Fiscal Policy, to which was referred Engrossed House Bill 1398, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Page 22, after line 42, begin a new paragraph and insert:

"SECTION 6. IC 8-22-3-4.3, AS AMENDED BY P.L.230-2013, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 4.3. (a) This section applies only to the board of an airport authority that:

- (1) is not located in a county containing a consolidated city;

- (2) is established by a city; and

- (3) has entered into a federal interstate compact.

(b) The board of an airport authority described in subsection (a) consists of members appointed as follows:

- (1) Four (4) members appointed by the executive of the city in which the airport is located. Not more than two (2) members appointed under this subdivision may be members of the same political party.

- (2) One (1) member appointed by the executive of the county in which the airport is located.

- (3) One (1) member appointed by the executive of the county (other than the county in which the airport is located) that is closest geographically to the airport.

- (4) One (1) member appointed by the governor.

(c) A member of the board holds office for four (4) years and until the member's successor is appointed and qualified.

(d) If a vacancy occurs in the board, the authority that appointed the member that vacated the board shall appoint an individual to serve for the remainder of the unexpired term.

(e) A board member may be reappointed to successive terms.

(f) A board member may be impeached under the procedure provided for the impeachment of county officers.

(g) The board member appointed under subsection (b)(4) serves as the president of the board.

(h) On September 1, 2013, the term of each member serving on the board of the airport authority originally established by the city of Gary is terminated. The appointing authorities required to make appointments to the board under this section shall make new appointments to the board as soon as possible after August 31, 2013.

(i) Each person appointed by an appointing authority under subsection (b) must have knowledge of and at least five (5) years professional work experience in at least one (1) of the following:

- (1) Aviation management at an executive level.
- (2) Regional economic development.
- (3) Business or finance.

(j) A person appointed by an appointing authority under subsection (b) may not personally have, or be employed by or have an ownership interest in an entity that has, a significant contractual or business relationship with the airport authority.

(k) The board of an airport authority described in subsection (a) shall contract with a certified public accountant for an annual financial audit of the airport authority. The certified public accountant may not be selected without review of the accountant's proposal and approval of the accountant by the state board of accounts. The certified public accountant may not have a significant financial interest, as determined by the board of the airport authority, in a project, facility, or service owned by, funded by, or leased by or to the airport authority. The certified public accountant shall present the annual financial audit not later than four (4) months after the end of the airport authority's fiscal year. ~~The certified public accountant shall also perform a study and evaluation of the airport authority's internal accounting controls and shall express an opinion on the controls that were in~~

~~effect during the audit period.~~ The board of the airport authority shall pay the cost of the annual financial audit. In addition, the state board of accounts may at any time conduct an audit of any phase of the operations of the airport authority. The airport authority shall pay the cost of any audit by the state board of accounts.

(1) The board of the airport authority shall, not later than four (4) months after the end of the airport authority's fiscal year, submit an annual report of the board's activities for the preceding fiscal year to:

- (1) the budget agency, for review by the budget committee; and
- (2) the legislative council.

An annual report submitted under this section to the legislative council must be in an electronic format under IC 5-14-6. The annual report must set forth a complete operating and financial statement of the airport authority for the airport authority's preceding fiscal year."

Page 23, line 16, after "February" delete ",".

Page 23, delete lines 36 through 42.

Delete pages 24 through 25.

Page 26, delete lines 1 through 27.

Renumber all SECTIONS consecutively.

(Reference is to HB 1398 as printed February 17, 2015.)

and when so amended that said bill do pass.

Committee Vote: Yeas 13, Nays 0.

HERSHMAN, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Corrections & Criminal Law, to which was referred House Bill 1401, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill do pass.

Committee Vote: Yeas 8, Nays 0.

M. YOUNG, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Corrections & Criminal Law, to which was referred House Bill 1531, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Page 1, line 8, delete "court but the person is not required to be physically" and insert "**court**";

Page 1, delete line 9.

Page 1, line 14, after "room;" delete "and".

Page 2, line 1, after "conferencing;" and insert "**and**

- (5) **the person consents to the use of video conferencing**;"

Page 2, line 8, after "(a)" insert "**This section applies only to**

**a mental health evaluation conducted for the purpose of mental health assessment and treatment. This section does not apply to a mental health evaluation conducted for the purpose of:**

**(1) determining whether a person is competent to stand trial; or**

**(2) establishing a defense to the commission of a crime, including the defense of mental disease or defect under IC 35-41-3-6.**

**(b)".**

Page 2, line 19, delete "and".

Page 2, line 22, after "conferencing;" insert "**and**

**(6) the person consents to two-way video conferencing**;"

Page 2, line 25, delete "(b)" and insert "(c)".

Page 2, line 26, delete "judge shall ensure that the" and insert "**mental health evaluation may not be recorded.**"

Page 2, delete lines 27 through 29.

(Reference is to HB 1531 as printed January 30, 2015.)

and when so amended that said bill do pass.

Committee Vote: Yeas 9, Nays 0.

M. YOUNG, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Commerce & Technology, to which was referred House Bill 1545, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill do pass.

Committee Vote: Yeas 8, Nays 0.

BUCK, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Commerce & Technology, to which was referred House Bill 1562, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

Page 10, line 38, after "his" insert "**the**".

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

"SECTION 11. IC 25-14.3-4 IS REPEALED [EFFECTIVE JULY 1, 2015]. (License Revocation or Suspension)."

Page 12, delete lines 17 through 42.

Delete page 13 through 17.

Renumber all SECTIONS consecutively.

(Reference is to HB 1562 as printed February 20, 2015.)

and when so amended that said bill do pass.

Committee Vote: Yeas 8, Nays 0.

BUCK, Chair

Report adopted.

#### COMMITTEE REPORT

Madam President: The Senate Committee on Education & Career Development, to which was referred House Bill 1636, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill do pass.

Committee Vote: Yeas 9, Nays 0.

KRUSE, Chair

Report adopted.

COMMITTEE REPORT

Madam President: The Senate Committee on Education & Career Development, to which was referred House Bill 1637, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be amended as follows:

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

"SECTION 1. IC 20-30-5-20, AS ADDED BY P.L.139-2014, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 20. (a) As used in this section, "psychomotor skills" means skills using hands on practice to support cognitive learning.

(b) Except as provided in subsection (e), each school corporation and accredited nonpublic school shall include in the school corporation's or accredited nonpublic school's high school health education curriculum instruction in cardiopulmonary resuscitation and use of an automated external defibrillator for its students. The instruction must incorporate the psychomotor skills necessary to perform cardiopulmonary resuscitation and use an automated external defibrillator and must include either of the following:

- (1) An instructional program developed by the American Heart Association or the American Red Cross.
- (2) An instructional program that is nationally recognized and is based on the most current national evidence based emergency cardiovascular care guidelines for cardiopulmonary resuscitation and the use of an automated external defibrillator.

(c) A school corporation or an accredited nonpublic school may offer the instruction required in subsection (b) or may arrange for the instruction to be provided by available community based providers. The instruction is not required to be provided by a teacher. If instruction is provided by a teacher, the teacher is not required to be a certified trainer of cardiopulmonary resuscitation.

(d) This section shall not be construed to require a student to become certified in cardiopulmonary resuscitation and the use of an automated external defibrillator. However, if a school corporation or accredited nonpublic school chooses to offer a course that results in certification being earned, the course must be taught by an instructor authorized to provide the instruction by the American Heart Association, the American Red Cross, or a similar nationally recognized association.

(e) A school administrator may waive the requirement that a student receive instruction under subsection (b) if the student has a disability or is physically unable to perform the psychomotor skill component of the instruction required under subsection (b).

(f) If a school is unable to comply with the psychomotor skill component of the instruction required under subsection (b), the governing body may submit a request to the state superintendent to waive the psychomotor skill component. The state superintendent shall take action on the waiver request within thirty (30) days of receiving the request for a waiver. A waiver request must:

- (1) be in writing;
- (2) include the reason or reasons that necessitated the waiver request;
- (3) indicate the extent to which the school attempted to comply with the requirements under subsection (b); and
- (4) be submitted each year for the school year the school requests the waiver.

**This subsection expires July 1, 2015.**

SECTION 2. IC 20-31-3-4, AS AMENDED BY P.L.286-2013, SECTION 100, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 4. The state superintendent shall appoint an academic standards committee composed of subject area teachers, **higher education representatives with subject matter expertise**, and parents during the period when a subject area is undergoing revision."

Page 2, line 14, after "criteria" insert **"and thresholds"**.

Page 2, line 14, delete "may" and insert **"must"**.

Page 2, line 14, delete ", but are not limited to:" and insert **":"**.

Page 2, line 15, after "assessment;" insert **"and"**.

Page 2, line 17, delete ";" and insert **", with thresholds determined by the commission for higher education in consultation with the state educational institutions,"**.

Page 2, line 18, delete "(iii)".

Page 2, line 18, delete "results or scores on" and insert **"qualifying grades, which for purposes of this section are a "B" or higher, in"**.

Page 2, line 18, delete "course" and insert **"placement, international baccalaureate, or dual credit courses;"**.

Page 2, run in lines 17 through 18.

Page 2, delete line 19.

Page 2, line 25, delete ". Thresholds" and insert **"that are"**.

Page 2, line 26, delete "must be".

Page 2, line 29, delete ";" and insert **"in consultation with the state educational institutions;"**.

Page 3, line 1, after "criteria" insert **"and thresholds"**.

Page 4, line 10, delete "may" and insert **"shall"**.

Page 4, line 15, delete "or" and insert **"of"**.

Page 4, after line 35, begin a new paragraph and insert: **"SECTION 6. An emergency is declared for this act."**

Renumber all SECTIONS consecutively.

(Reference is to HB 1637 as printed February 20, 2015.) and when so amended that said bill do pass.

Committee Vote: Yeas 8, Nays 1.

KRUSE, Chair

Report adopted.

## RESOLUTIONS ON FIRST READING

### Senate Concurrent Resolution 41

Senate Concurrent Resolution 41, introduced by Senator Rogers:

A CONCURRENT RESOLUTION honoring Drake Abramson for his efforts in raising awareness for epilepsy and recognizing Global Epilepsy Awareness Day on March 26, 2015.

*Whereas, Epilepsy is a neurological disorder producing brief disturbances in the normal electrical functions of the brain that temporarily affect a person's consciousness, bodily movements and/or sensations, while creating long term effects on the lifestyle of individuals with epilepsy;*

*Whereas, One in 26 people will develop epilepsy, and one in ten people will have a seizure in their lifetime;*

*Whereas, Epilepsy can affect anyone no matter their gender, race, age, religion, educational background or socio-economic status;*

*Whereas, Epilepsy is more common than Parkinson's disease, multiple sclerosis, muscular dystrophy and cerebral palsy combined;*

*Whereas, Epilepsy affects more than 65 million people worldwide;*

*Whereas, While there is no cure for epilepsy, drug therapy, surgery and other non-pharmacological treatments exist, allowing approximately 80 percent of individuals with epilepsy to lead a normal life with either no seizures or a significant reduction in seizures;*

*Whereas, Epilepsy is a complex disorder that requires further research to find a cure and prevention; and*

*Whereas, The annual observance of Epilepsy Awareness Month advocates for the rights, humane treatment, and appropriate education of all persons with epilepsy, while raising awareness among families, professionals, and the general public to better understand this lifelong disorder: Therefore,*

*Be it resolved by the Senate of the General Assembly of the State of Indiana, the House of Representatives concurring:*

SECTION 1. That the Indiana Senate hereby recognizes Drake Abramson for his efforts in raising awareness for Global Epilepsy Awareness Day.

SECTION 2. The Secretary of the Senate is hereby directed

to transmit a copy of this resolution to Drake Abramson.

The resolution was read in full and adopted by voice vote. The Chair instructed the Secretary to inform the House of the passage of the resolution. House sponsor: Representative C. Brown.

### House Concurrent Resolution 52

House Concurrent Resolution 52, sponsored by Senator Randolph:

A CONCURRENT RESOLUTION honoring Hugh Brown.

*Whereas, Hugh Brown is the retired president and chief executive officer of BAMSI, Inc., a full-service engineering and technical services company that he founded in 1978;*

*Whereas, Under his leadership, BAMSI, Inc., provided engineering and technical launch services at the Kennedy Space Center in support of shuttle launch programs, as well as being prime center support contractor at Marshall Space Flight Center, Alabama; Ames Research Center, California; and other NASA centers; as well as major Defense Department installations around the country and internationally, specifically in Spain and Greece;*

*Whereas, BAMSI, Inc., was consistently recognized as one of the most successful privately owned firms in the Southeast;*

*Whereas, As an active community and business leader, Hugh Brown advocated success and achievement through a "can do" attitude and believed in the ethics of hard work and treating people with dignity and respect;*

*Whereas, Reflective of his beliefs, Hugh Brown's company motto was "We work hard to earn your confidence. Even harder to retain it."*

*Whereas, Hugh Brown is a strong supporter of young people and is a frequent motivational speaker at college campuses and business forums across the country;*

*Whereas, Hugh Brown currently serves as Honorary Consul, Cote D'Ivoire, is a member of the boards of directors of SunTrust Bank of Orlando, Brown & Brown Insurance, the United Way of Brevard, and the Council for Educational Change;*

*Whereas, Hugh Brown is a past chairman of the Federal Reserve Bank of Atlanta and the Jacksonville branch office of the Federal Reserve Bank of Atlanta, served on the boards of Blue Cross and Blue Shield of Florida, PSS World Medical, the Florida Council of 100, the Governor's Commission on Education, and as chairman of the Florida Space Authority (now called Space Florida);*

*Whereas, Throughout his career, Hugh Brown has won numerous awards, including United States Small Business Administration's 8(a) Graduate of the Year Award, Florida Entrepreneur of the Year, Entrepreneurial Award for Performance Excellence, Junior Achievement Business Hall of Fame for East Central Florida, Small Minority-Owned Business of the Year at the Kennedy Space Center, Southeast Region Minority Small Business Person of the Year, and Small Business Person of the Year in 1985;*

*Whereas, Hugh Brown served in the United States Air Force and graduated from Central State University in Ohio with a bachelor of science degree in mathematics and industrial engineering; and*

*Whereas, With his more than 30 years of industry executive management experience, Hugh Brown has dedicated his life to the betterment of mankind through hard work, dignity, and respect: Therefore,*

*Be it resolved by the House of Representatives of the General Assembly of the State of Indiana, the Senate concurring:*

SECTION 1. That the Indiana General Assembly recognizes Hugh Brown for his many accomplishments and his dedication to the youth of our nation.

SECTION 2. That the Principal Clerk of the House of Representatives transmit a copy of this resolution to Hugh Brown.

The resolution was read in full and adopted by voice vote. The Chair instructed the Secretary to inform the House of the passage of the resolution.

SENATE MOTION

Madam President: I move that the following resolution be adopted:

HCR 50 Senator Waltz  
 Congratulating the Indianapolis Homeschool Wildcats.

LONG

Motion prevailed.

**RESOLUTIONS ON FIRST READING**

**House Concurrent Resolution 50**

House Concurrent Resolution 50, sponsored by Senator Waltz:

A CONCURRENT RESOLUTION congratulating the Indianapolis Homeschool Wildcats.

*Whereas, The Indianapolis Homeschool Wildcats are the 2015 Indiana Christian Basketball Alliance (ICBA) Varsity Boys State Tournament champions;*

*Whereas, The Wildcats earned the title by defeating the Northwest Warriors by a score of 86 to 77 on February 21, 2015, in Greenwood;*

*Whereas, With this year's championship the Wildcats became only the second team in the Indiana Christian Basketball Alliance tournament's 19 year history to win multiple state titles;*

*Whereas, The Wildcats were led by junior guard Josiah Oetjen, who scored 36 points and had four assists;*

*Whereas, Josiah also played a major role in winning the semifinal game in which he scored 28 points and had nine steals;*

*Whereas, Josiah Oetjen was named conference MVP while he and twin brother Noah Oetjen were named 1st Team All-Conference and placed on the conference all-defensive team;*

*Whereas, Josiah was named to the 1st Team Homeschool All-American team and Noah was named to the 2nd Team Homeschool All-American team;*

*Whereas, In addition to the state championship, the Wildcats became just the second Indiana team in National Christian Homeschool Basketball Championship (NCHBC) tournament history to make the national home school final four before losing to number-one ranked and three-time national title winner Oklahoma City;*

*Whereas, According to MaxPreps.com, the CBS high school sports web site, the Wildcats rank 15th in scoring among all public, private, and homeschool teams in the country and second in scoring of all high school teams in Indiana, and they have scored 100 or more points six times this season;*

*Whereas, In addition to winning the ICBA state title, the Wildcats also won the Midwest Christian Homeschool Conference championship, becoming the first team in conference history to go undefeated through the regular season and the tournament;*

*Whereas, The Wildcats have also defeated six IHSAA member schools this season - Culver Academy, Gary 21st Century, Indiana Math & Science, Indianapolis Arlington, Indianapolis Manual, and Indianapolis Washington; and*

*Whereas, Teamwork and an inner spirit to win contributed enormously to the Wildcats achieving a perfect season capped off by a state championship: Therefore,*

*Be it resolved by the House of Representatives  
of the General Assembly of the State of Indiana,  
the Senate concurring:*

SECTION 1. That the Indiana General Assembly congratulates the Indianapolis Homeschool Wildcats basketball team on the occasion of its 2015 Indiana Christian Basketball Alliance State Boys Basketball Tournament championship and wishes the team members and coaches continued success in all their future endeavors.

SECTION 2. That the Principal Clerk of the House of Representatives transmit a copy of this resolution to team members Noah Oetjen, Ben Gluntz, Aaron Gilmer, Hiatt Dunlap, Carter Hughes, Tommy Mangan, Seth Armstrong, Noah Black, Spencer Schriener, Josiah Oetjen, John Owen, and Noah Clark; Head Coach Jeremy Bialek; Assistant Coaches Brad Mitchell, Pat Shook, and Mark Smallwood; and Reserve Coach Dean Brewer.

The resolution was read in full and adopted by voice vote. The Chair instructed the Secretary to inform the House of the passage of the resolution.

#### SENATE MOTION

Madam President: I move that House Bill 1432, which is eligible for third reading, be returned to second reading for purposes of amendment.

YODER

Motion prevailed.

#### MESSAGE FROM THE PRESIDENT PRO TEMPORE

Madam President and Members of the Senate: I have on Wednesday, March 25, 2015, signed Senate Enrolled Act: 101.

DAVID C. LONG  
President Pro Tempore

#### MESSAGE FROM THE PRESIDENT OF THE SENATE

Members of the Senate: I have on the 25<sup>th</sup> day of March, 2015, signed Senate Enrolled Act: 101.

SUE ELLSPERMANN  
Lieutenant Governor

#### MESSAGE FROM THE GOVERNOR

Madam President and Members of the Senate: On Thursday, March 26, 2015, I signed the following Senate Enrolled Act into law: SEA 101.

MICHAEL R. PENCE  
Governor

#### MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has passed House Concurrent Resolutions 51, 52, and 53 and the same are herewith transmitted for further action.

M. CAROLINE SPOTTS  
Principal Clerk of the House

#### MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has passed, without amendments, Engrossed Senate Bills 35, 313, 318, 336, 429, 433, 506, and 546 and the same are herewith returned to the Senate.

M. CAROLINE SPOTTS  
Principal Clerk of the House

#### MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has passed, with amendments, Engrossed Senate Bills 94, 412, 532, and 534 and the same are herewith returned to the Senate for concurrence.

M. CAROLINE SPOTTS  
Principal Clerk of the House

#### RESOLUTIONS ON SECOND READING

##### House Concurrent Resolution 8

Senator Hershman called up House Concurrent Resolution 8 for second reading. The resolution was read a second time and adopted by voice vote. The Chair instructed the Secretary to inform the House of the passage of the resolution.

##### House Concurrent Resolution 19

Senator Houchin called up House Concurrent Resolution 19 for second reading. The resolution was read a second time and adopted by voice vote. The Chair instructed the Secretary to inform the House of the passage of the resolution.

##### House Concurrent Resolution 23

Senator Houchin called up House Concurrent Resolution 23 for second reading. The resolution was read a second time and adopted by voice vote. The Chair instructed the Secretary to inform the House of the passage of the resolution.

#### ENGROSSED HOUSE BILLS ON SECOND READING

##### Engrossed House Bill 1080

Senator Boots called up Engrossed House Bill 1080 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

**Engrossed House Bill 1104**

Senator Head called up Engrossed House Bill 1104 for second reading. The bill was read a second time by title.

SENATE MOTION  
(Amendment 1104-3)

Madam President: I move that Engrossed House Bill 1104 be amended to read as follows:

Page 21, line 14, delete "IC 5-11-1-28" and insert "IC 5-11-1-30".

Page 21, line 16, delete "28." and insert "30."

Page 26, line 6, delete "P.L.168-2014," and insert "SEA 289-2015, SECTION 1,".

Page 26, line 7, delete "SECTION 9,".

Page 27, line 18, after "." insert "Law enforcement agencies may share investigatory records with a person who advocates on behalf of a crime victim, including a victim advocate (as defined in IC 35-37-6-3.5) or a victim service provider (as defined in IC 35-37-6-5), for the purposes of providing services to a victim or describing services that may be available to a victim, without the law enforcement agency losing its discretion to keep those records confidential from other records requesters.".

(Reference is to EHB 1104 as printed March 20, 2015.)

HEAD

Motion prevailed. The bill was ordered engrossed.

**Engrossed House Bill 1159**

Senator A. Banks called up Engrossed House Bill 1159 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

**Engrossed House Bill 1161**

Senator Steele called up Engrossed House Bill 1161 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

**Engrossed House Bill 1196**

Senator Head called up Engrossed House Bill 1196 for second reading. The bill was read a second time by title.

SENATE MOTION  
(Amendment 1196-1)

Madam President: I move that Engrossed House Bill 1196 be amended to read as follows:

Page 13, line 10, after "team" insert "**described in subdivisions (1) through (4)**".

(Reference is to EHB 1196 as printed March 24, 2015.)

HEAD

Motion prevailed. The bill was ordered engrossed.

**Engrossed House Bill 1236**

Senator Niemeyer called up Engrossed House Bill 1236 for second reading. The bill was read a second time by title. There

being no amendments, the bill was ordered engrossed.

**Engrossed House Bill 1242**

Senator A. Banks called up Engrossed House Bill 1242 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

**Engrossed House Bill 1471**

Senator Houchin called up Engrossed House Bill 1471 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

**Engrossed House Bill 1497**

Senator Boots called up Engrossed House Bill 1497 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

**Engrossed House Bill 1613**

Senator Patricia Miller called up Engrossed House Bill 1613 for second reading. The bill was read a second time by title. There being no amendments, the bill was ordered engrossed.

**ENGROSSED HOUSE BILLS  
ON THIRD READING**

**Engrossed House Bill 1056**

Senator Charbonneau called up Engrossed House Bill 1056 for third reading:

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

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 335: yeas 50, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill.

**Engrossed House Bill 1108**

Senator Bray called up Engrossed House Bill 1108 for third reading:

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

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 336: yeas 50, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill.

**Engrossed House Bill 1341**

Senator Holdman called up Engrossed House Bill 1341 for third reading:

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

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 337: yeas 50, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill.

**Engrossed House Bill 1469**

Senator Boots called up Engrossed House Bill 1469 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning labor and safety.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 338: yeas 32, nays 18. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill.

**Engrossed House Bill 1495**

Senator Raatz called up Engrossed House Bill 1495 for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration.

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 339: yeas 50, nays 0. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill.

**Engrossed House Bill 1631**

Senator Holdman called up Engrossed House Bill 1631 for third reading:

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

The bill was read a third time by sections and placed upon its passage. The question was, Shall the bill pass?

Roll Call 340: yeas 37, nays 13. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Chair instructed the Secretary to inform the House of the passage of the bill.

**MESSAGE FROM THE  
PRESIDENT PRO TEMPORE**

Madam President and Members of the Senate: I have on Thursday, March 26, 2015, signed Senate Enrolled Acts: 193, 216, and 265.

DAVID C. LONG  
President Pro Tempore

SENATE MOTION

Madam President: I move that Senator Brown be added as cosponsor of House Bill 1108.

BRAY

Motion prevailed.

SENATE MOTION

Madam President: I move that Senators Becker, Alting, and A. Banks be added as cosponsors of House Bill 1108.

BRAY

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Lanane be added as cosponsor of House Bill 1159.

A. BANKS

Motion prevailed.

SENATE MOTION

Madam President: I move that Senators Brown, Leising, and Tallian be added as cosponsors of House Bill 1196.

HEAD

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Steele be added as second sponsor of House Concurrent Resolution 23.

HOUCHIN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Zakas be added as third sponsor of House Bill 1413.

FORD

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Boots be added as second sponsor of House Bill 1393.

YODER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Stoops be added as cosponsor of House Bill 1080.

BOOTS

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Tallian be added as cosponsor of House Bill 1305.

M. YOUNG

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Rogers be added as cosponsor of House Bill 1638.

KRUSE

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Alting be added as second sponsor of House Bill 1360.

PATRICIA MILLER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator A. Banks be added as cosponsor of House Bill 1196.

HEAD

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Walker be added as cosponsor of House Bill 1108.

BRAY

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Walker be added as second sponsor of House Bill 1236.

NIEMEYER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Kruse be added as cosponsor of House Bill 1414.

SCHNEIDER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Kenley be added as second sponsor of House Bill 1323.

PATRICIA MILLER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Leising be added as cosponsor of House Bill 1453.

GLICK

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Glick be added as second sponsor of House Bill 1497.

BOOTS

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Head be added as second sponsor of House Bill 1495.

RAATZ

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Stoops be added as cosponsor of House Bill 1016.

MERRITT

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Buck be added as second sponsor, Senator Merritt be added as third sponsor, and Senator Leising be added as cosponsor of House Bill 1101.

HOUCHIN

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Perfect be added as cosponsor of House Bill 1108.

BRAY

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Broden be added as cosponsor of House Bill 1388.

MISHLER

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Broden be added as cosponsor of House Bill 1403.

CHARBONNEAU

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Patricia Miller be added as cosponsor of House Bill 1196.

HEAD

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Arnold be removed as cosponsor of House Bill 1413.

ARNOLD

Motion prevailed.

SENATE MOTION

Madam President: I move that Senator Arnold be added as second sponsor of House Bill 1413.

FORD

Motion prevailed.

SENATE MOTION

Madam President: I move we adjourn until 1:30 p.m., Monday, March 30, 2015.

LONG

Motion prevailed.

The Senate adjourned at 2:56 p.m.

JENNIFER L. MERTZ  
Secretary of the Senate

SUE ELLSPERMANN  
President of the Senate