



January 24, 2006

HOUSE BILL No. 1331

DIGEST OF HB 1331 (Updated January 23, 2006 12:41 pm - DI 96)

Citations Affected: IC 6-6; IC 9-29; IC 9-31.

Synopsis: Out-of-state boat registration. Provides that a motorboat that is registered in another state is not required to be registered or titled in Indiana if the motorboat owner pays the boat excise tax and certain fees. Establishes a \$2 fee paid to the bureau of motor vehicles for collecting the excise tax and fees on a motorboat registered in another state.

Effective: July 1, 2006.

Hoffman, Bischoff

January 10, 2006, read first time and referred to Committee on Roads and Transportation.
January 23, 2006, reported — Do Pass.

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HB 1331—LS 6942/DI 77+



January 24, 2006

Second Regular Session 114th General Assembly (2006)

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

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

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2005 Regular Session of the General Assembly.

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HOUSE BILL No. 1331

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

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

1 SECTION 1. IC 6-6-11-13 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2006]: Sec. 13. A boat owner shall
3 pay:
4 (1) the boat excise tax;
5 (2) the department of natural resources fee imposed by section
6 12(a) of this chapter; ~~and~~
7 (3) the lake and river enhancement fee imposed by section 12(b)
8 of this chapter; **and**
9 (4) **if:**
10 (A) **the motorboat is legally registered in another state;**
11 **and**
12 (B) **the boat owner pays the excise tax and fees under**
13 **subdivisions (1), (2), and (3);**
14 **the fee imposed by IC 9-29-15-9;**
15 for a boating year to the bureau of motor vehicles. The tax and fees
16 must be paid at the same time that the boat owner pays or would pay
17 the registration fee and motor vehicle excise taxes on motor vehicles

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1 under IC 9-18 and IC 6-6-5. When the boat owner pays the tax and
2 fees, the owner is entitled to receive the excise tax decals.

3 SECTION 2. IC 9-29-15-9 IS ADDED TO THE INDIANA CODE
4 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
5 1, 2006]: **Sec. 9. (a) The fee to collect the excise tax on a motorboat
6 registered in another state under IC 6-6-11-13(4) is two dollars
7 (\$2).**

8 **(b) The fee shall be deposited in the state license branch fund
9 established under IC 9-29-14.**

10 SECTION 3. IC 9-31-3-2 IS AMENDED TO READ AS FOLLOWS
11 [EFFECTIVE JULY 1, 2006]: **Sec. 2. (a) A motorboat does not have to
12 be registered and numbered under this chapter if any of the following
13 conditions are met:**

- 14 (1) The motorboat is legally registered in another state and:
 - 15 (A) the motorboat has not been within Indiana for more than
 - 16 sixty (60) consecutive days; **or**
 - 17 (B) **the owner of the motorboat has paid the excise tax**
 - 18 **required under IC 6-6-11 and fees required under**
 - 19 **IC 6-6-11-13 and IC 9-29-15-9.**

20 (2) The motorboat is from a country other than the United States
21 temporarily using the waters of Indiana.

22 (3) The motorboat is a ship's lifeboat.

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

- 26 (A) That the registration and numbering of motorboats of that
- 27 class will not materially aid in their identification.
- 28 (B) That an agency of the federal government has a numbering
- 29 system applicable to the class of motorboats to which the
- 30 motorboat in question belongs.
- 31 (C) That the motorboat would also be exempt from numbering
- 32 if the motorboat were subject to the federal law.

33 (b) The following are prima facie evidence that a motorboat will be
34 operated on the waters of Indiana for more than sixty (60) consecutive
35 days and must be registered under subsection (a)(1):

- 36 (1) The rental or lease for more than sixty (60) consecutive days
- 37 of a mooring facility that is located on the waters of Indiana for
- 38 the motorboat.
- 39 (2) The purchase of a mooring facility that is located on the
- 40 waters of Indiana for the motorboat.
- 41 (3) Any other contractual agreement that allows the use of a
- 42 mooring facility that is located on the waters of Indiana for:

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- 1 (A) the motorboat; and
- 2 (B) more than sixty (60) consecutive days.

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Roads and Transportation, to which was referred House Bill 1331, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

DUNCAN, Chair

Committee Vote: yeas 11, nays 0.

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