

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.

## HOUSE ENROLLED ACT No. 1331

AN ACT to amend the Indiana Code concerning motor vehicles.

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

SECTION 1. IC 6-6-11-13 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2006]: Sec. 13. A boat owner shall pay:

- (1) the boat excise tax;
- (2) the department of natural resources fee imposed by section 12(a) of this chapter; ~~and~~
- (3) the lake and river enhancement fee imposed by section 12(b) of this chapter; **and**
- (4) **if:**

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

**(B) the boat owner pays the excise tax and fees under subdivisions (1), (2), and (3);**

**the fee imposed by IC 9-29-15-9;**

for a boating year to the bureau of motor vehicles. The tax and fees must be paid at the same time that the boat owner pays or would pay the registration fee and motor vehicle excise taxes on motor vehicles under IC 9-18 and IC 6-6-5. When the boat owner pays the tax and fees, the owner is entitled to receive the excise tax decals.

SECTION 2. IC 9-29-15-9 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2006]: **Sec. 9. (a) The fee to collect the excise tax on a motorboat**

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registered in another state under IC 6-6-11-13(4) is two dollars (\$2).

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

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

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

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

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

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

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

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

- (1) The rental or lease for more than sixty (60) consecutive days of a mooring facility that is located on the waters of Indiana for the motorboat.
- (2) The purchase of a mooring facility that is located on the waters of Indiana for the motorboat.
- (3) Any other contractual agreement that allows the use of a mooring facility that is located on the waters of Indiana for:
  - (A) the motorboat; and
  - (B) more than sixty (60) consecutive days.

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Speaker of the House of Representatives

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President of the Senate

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President Pro Tempore

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Governor of the State of Indiana

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

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