

Second Regular Session 115th General Assembly (2008)

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 2007 Regular Session of the General Assembly.

## HOUSE ENROLLED ACT No. 1318

---

AN ACT to amend the Indiana Code concerning health and to make an appropriation.

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

SECTION 1. IC 9-29-5-0.5 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2008]: **Sec. 0.5. (a) This section applies after December 31, 2008.**

**(b) In addition to the fees to be collected for the registration of a vehicle as set forth in:**

- (1) IC 9-29-5-1; and**
- (2) IC 9-29-5-2;**

**the bureau shall collect an additional fee of thirty cents (\$0.30) at the time of the registration. The fee collected under this subsection shall be deposited into the spinal cord and brain injury fund under IC 16-41-42.2-3.**

**(c) In addition to the fees to be collected for the registration of a truck greater than zero (0) pounds declared gross weight but equal to or less than ten thousand (10,000) pounds declared gross weight, as set forth in section 3 of this chapter, the bureau shall collect an additional fee of thirty cents (\$0.30) at the time of the registration. The fee collected under this subsection shall be deposited into the spinal cord and brain injury fund under IC 16-41-42.2-3.**

SECTION 2. IC 9-29-5-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2008]: **Sec. 1. The annual registration fee for a**

C  
O  
P  
Y

HEA 1318 — Concur+



passenger motor vehicle is twelve dollars ~~(\$12)~~ **and thirty cents (\$12.30), including after December 31, 2008, the fee set forth in section 0.5(b) of this chapter.**

SECTION 3. IC 9-29-5-2, AS AMENDED BY P.L.234-2007, SECTION 43, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2008]: Sec. 2. **(a) This subsection expires December 31, 2008.** The fee for the registration of a motorcycle is twenty-seven dollars (\$27). The revenue from this fee shall be allocated as follows:

- (1) Seven dollars (\$7) to the motorcycle operator safety education fund established by IC 20-30-13-11.
- (2) An amount prescribed as a license branch service charge under IC 9-29-3.
- (3) Ten dollars (\$10) to the spinal cord and brain injury fund ~~under IC 16-41-42-4~~ **established by IC 16-41-42.2-3.**
- (4) The balance to the state general fund for credit to the motor vehicle highway account.

**(b) This subsection applies after December 31, 2008. The fee for the registration of a motorcycle is seventeen dollars and thirty cents (\$17.30). The revenue from this fee shall be allocated as follows:**

- (1) Seven dollars (\$7) to the motorcycle operator safety education fund established by IC 20-30-13-11.**
- (2) An amount prescribed as a license branch service charge under IC 9-29-3.**
- (3) Thirty cents (\$0.30) to the spinal cord and brain injury fund under IC 16-41-42.2-3, as provided under section 0.5 of this chapter.**
- (4) The balance to the state general fund for credit to the motor vehicle highway account.**

SECTION 4. IC 9-29-5-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2008]: Sec. 3. **(a)** Except as otherwise provided in this chapter, the annual registration fee for:

- (1) a truck subject to registration under IC 9-18; and
- (2) a tractor not used with a semitrailer, a traction engine, or other similar vehicle used for hauling purposes;

is as follows:

		Declared Gross Weight (Pounds)		Fee
Greater than		Equal to or less than		
0	.....	7,000	.....	\$ 20
7,000	.....	9,000	.....	40
9,000	.....	10,000	.....	70
10,000	.....	11,000	.....	75

C  
O  
P  
Y



11,000	16,000	135
16,000	20,000	175
20,000	23,000	235
23,000	26,000	235
26,000	30,000	295
30,000	36,000	413
36,000	42,000	506
42,000	48,000	627
48,000	54,000	730
54,000	60,000	810
60,000	66,000	858
66,000		956

**(b) In addition to the annual registration fee set forth in subsection (a), an additional registration fee of thirty cents (\$0.30) shall be collected after December 31, 2008, for a truck greater than zero (0) pounds declared gross weight but equal to or less than ten thousand (10,000) pounds declared gross weight.**

SECTION 5. IC 16-41-42.2-3, AS ADDED BY HEA 1137-2008, SECTION 113, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2008]: Sec. 3. (a) The spinal cord and brain injury fund is established to fund research on spinal cord and brain injuries.

(b) The fund shall be administered by the state department.

(c) The fund consists of:

- (1) appropriations;
- (2) gifts and bequests;
- (3) fees deposited in the fund ~~under IC 9-29-5-2~~; **by law**; and
- (4) grants received from the federal government or private sources.

(d) The expenses of administering the fund shall be paid from money in the fund.

(e) The treasurer of state shall invest the money in the fund not currently needed to meet the obligations of the fund in the same manner as other public money may be invested.

(f) Money in the fund at the end of a state fiscal year does not revert to the state general fund.

(g) The money in the fund is continually appropriated to the state department to fund spinal cord and brain injury research programs.

SECTION 6. IC 33-37-5-8 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2008]: Sec. 8. (a) This section applies to criminal, infraction, and ordinance violation actions. However, it does not apply to a case excluded under IC 33-37-4-2(d).

C  
o  
p  
y



(b) The clerk shall collect the alcohol and drug services program fee set by the court under IC 12-23-14-16 in a county that has established an alcohol and drug services program.

(c) In each action in which a defendant is found to have:

- (1) committed a crime;
- (2) violated a statute defining an infraction; or
- (3) violated an ordinance of a municipal corporation;

the clerk shall collect a law enforcement continuing education program fee of ~~three~~ **four** dollars (~~\$3~~); (**\$4**).

SECTION 7. IC 16-41-42-3, AS ADDED BY P.L.234-2007, SECTION 47, IS REPEALED [EFFECTIVE JULY 1, 2008].

**C  
o  
p  
y**



\_\_\_\_\_  
Speaker of the House of Representatives

\_\_\_\_\_  
President of the Senate

\_\_\_\_\_  
President Pro Tempore

\_\_\_\_\_  
Governor of the State of Indiana

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

**C**  
**O**  
**P**  
**Y**

HEA 1318 — Concur+

