



March 8, 2013

**ENGROSSED
HOUSE BILL No. 1279**

DIGEST OF HB 1279 (Updated March 5, 2013 11:56 am - DI 103)

Citations Affected: IC 2-5; IC 9-13; IC 9-18.

Synopsis: Special group, disabled Hoosier veteran, and National Guard license plates. Creates the special group recognition license plate committee consisting of eight members of the general assembly, and specifies that the primary purpose of the committee is to make recommendations to the bureau of motor vehicles (bureau) regarding special group recognition license plates (plate). Specifies the criteria to be met by a special group for the issuance of a plate. Specifies procedures for continued participation in the special group recognition license plate program by a special group, including sales and renewal requirements. Provides that a person who is an active member of the Army or Air National Guard may apply for and receive one or more National Guard license plates. (Current law requires that the person must be an active member of the Indiana Army or Air National Guard.) Requires the bureau to design a National Guard license plate. Removes the restriction that not more than two disabled Hoosier veteran license plates may be issued to one person. Makes conforming amendments.

Effective: Upon passage; July 1, 2013.

**Soliday, McMillin, Clere, DeLaney,
Stemler**

(SENATE SPONSORS — MERRITT, WYSS)

January 14, 2013, read first time and referred to Committee on Roads and Transportation.
February 7, 2013, amended, reported — Do Pass.
February 11, 2013, read second time, amended, ordered engrossed.
February 12, 2013, engrossed. Read third time, passed. Yeas 92, nays 6.

SENATE ACTION

February 25, 2013, read first time and referred to Committee on Homeland Security, Transportation and Veterans Affairs.
March 7, 2013, amended, reported favorably — Do Pass.

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March 8, 2013

First Regular Session 118th General Assembly (2013)

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 2012 Regular Session of the General Assembly.

ENGROSSED HOUSE BILL No. 1279

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

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

- 1 SECTION 1. IC 2-5-36.2 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE
3 UPON PASSAGE]:
4 **Chapter 36.2. Special Group Recognition License Plate**
5 **Committee**
6 **Sec. 1. As used in this chapter, "bureau" refers to the bureau of**
7 **motor vehicles created by IC 9-14-1-1.**
8 **Sec. 2. As used in this chapter, "license plate committee" refers**
9 **to the special group recognition license plate committee established**
10 **by section 4 of this chapter.**
11 **Sec. 3. As used in this chapter, "special group" has the meaning**
12 **set forth in IC 9-13-2-170.**
13 **Sec. 4. The special group recognition license plate committee is**
14 **established.**
15 **Sec. 5. The license plate committee consists of the following**
16 **eight (8) members of the general assembly:**
17 **(1) Two (2) members appointed by the president pro tempore**

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- 1 of the senate.
- 2 (2) Two (2) members appointed by the minority leader of the
- 3 senate.
- 4 (3) Two (2) members appointed by the speaker of the house of
- 5 representatives.
- 6 (4) Two (2) members appointed by the minority leader of the
- 7 house of representatives.
- 8 **Sec. 6. The chairman of the legislative council shall appoint the**
- 9 **chairperson of the license plate committee. The term of the**
- 10 **chairperson of the license plate committee is coterminous with the**
- 11 **term of the chairman of the legislative council who appointed the**
- 12 **chairperson of the license plate committee.**
- 13 **Sec. 7. A member of the license plate committee shall serve until**
- 14 **a successor is appointed.**
- 15 **Sec. 8. A member of the license plate committee may be**
- 16 **removed at any time by the authority who appointed the member**
- 17 **under section 5 of this chapter.**
- 18 **Sec. 9. The primary purpose of the license plate committee is to**
- 19 **make advisory recommendations to the bureau regarding special**
- 20 **group recognition license plates under IC 9-18-25. To fulfill this**
- 21 **purpose, the license plate committee:**
- 22 (1) shall meet at least two (2) times each year on the call of the
- 23 chairperson; and
- 24 (2) may advise the bureau regarding the following:
- 25 (A) The suitability of a special group to receive a special
- 26 group recognition license plate for the special group for the
- 27 first time.
- 28 (B) The suitability of a special group to continue
- 29 participating in the special group recognition license plate
- 30 program.
- 31 **Sec. 10. Each member of the license plate committee is entitled**
- 32 **to receive the same per diem, mileage, and travel allowance paid to**
- 33 **legislative members of interim study committees established by the**
- 34 **legislative council. Per diem, mileage, and travel allowances paid**
- 35 **under this section shall be paid from appropriations made to the**
- 36 **legislative council or the legislative services agency.**
- 37 **Sec. 11. The legislative services agency shall provide staff**
- 38 **support for the license plate committee.**
- 39 SECTION 2. IC 9-13-2-93.3 IS ADDED TO THE INDIANA CODE
- 40 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE
- 41 UPON PASSAGE]: **Sec. 93.3. "License plate committee", for**
- 42 **purposes of IC 9-18-25, has the meaning set forth in IC 9-18-25-0.5.**

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1 SECTION 3. IC 9-18-15-1, AS AMENDED BY P.L.87-2010,
 2 SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 3 JULY 1, 2013]: Sec. 1. (a) A person who is the registered owner or
 4 lessee of a:

- 5 (1) passenger motor vehicle;
- 6 (2) motorcycle;
- 7 (3) recreational vehicle; or
- 8 (4) vehicle registered as a truck with a declared gross weight of
 9 not more than eleven thousand (11,000) pounds;

10 registered with the bureau or who makes an application for an original
 11 registration or renewal registration of a vehicle may apply to the bureau
 12 for a personalized license plate to be affixed to the vehicle for which
 13 registration is sought instead of the regular license plate.

14 (b) A person who:

- 15 (1) is the registered owner or lessee of a vehicle described in
 16 subsection (a); and
- 17 (2) is eligible to receive a license plate for the vehicle under:
 - 18 (A) IC 9-18-17 (prisoner of war license plates);
 - 19 (B) IC 9-18-18 (disabled Hoosier veteran license plates);
 - 20 (C) IC 9-18-19 (Purple Heart license plates);
 - 21 (D) IC 9-18-20 (Indiana National Guard license plates);
 - 22 (E) IC 9-18-21 (Indiana Guard Reserve license plates);
 - 23 (F) IC 9-18-22 (license plates for persons with disabilities);
 - 24 (G) IC 9-18-23 (amateur radio operator license plates);
 - 25 (H) IC 9-18-24 (civic event license plates);
 - 26 (I) IC 9-18-24.5 (In God We Trust license plates);
 - 27 (J) IC 9-18-25 (special group recognition license plates);
 - 28 (K) IC 9-18-29 (environmental license plates);
 - 29 (L) IC 9-18-30 (kids first trust license plates);
 - 30 (M) IC 9-18-31 (education license plates);
 - 31 (N) IC 9-18-32.2 (drug free Indiana trust license plates);
 - 32 (O) IC 9-18-33 (Indiana FFA trust license plates);
 - 33 (P) IC 9-18-34 (Indiana firefighter license plates);
 - 34 (Q) IC 9-18-35 (Indiana food bank trust license plates);
 - 35 (R) IC 9-18-36 (Indiana girl scouts trust license plates);
 - 36 (S) IC 9-18-37 (Indiana boy scouts trust license plates);
 - 37 (T) IC 9-18-38 (Indiana retired armed forces member license
 38 plates);
 - 39 (U) IC 9-18-39 (Indiana antique car museum trust license
 40 plates);
 - 41 (V) IC 9-18-40 (D.A.R.E. Indiana trust license plates);
 - 42 (W) IC 9-18-41 (Indiana arts trust license plates);



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- 1 (X) IC 9-18-42 (Indiana health trust license plates);
 2 (Y) IC 9-18-43 (Indiana mental health trust license plates);
 3 (Z) IC 9-18-44 (Indiana Native American trust license plates);
 4 (AA) IC 9-18-45.8 (Pearl Harbor survivor license plates);
 5 (BB) IC 9-18-46.2 (Indiana state educational institution trust
 6 license plates);
 7 (CC) IC 9-18-47 (Lewis and Clark bicentennial license plates);
 8 (DD) IC 9-18-48 (Riley Children's Foundation license plates);
 9 (EE) IC 9-18-49 (National Football League franchised
 10 professional football team license plates);
 11 (FF) IC 9-18-50 (Hoosier veteran license plates);
 12 (GG) IC 9-18-51 (support our troops license plates);
 13 (HH) IC 9-18-52 (Abraham Lincoln bicentennial license
 14 plates);
 15 (II) IC 9-18-53 (Earlham College Trust license plates); or
 16 (JJ) IC 9-18-54 (Indiana Gold Star family member license
 17 plates);

18 may apply to the bureau for a personalized license plate to be affixed
 19 to the vehicle for which registration is sought instead of the regular
 20 special recognition license plate.

21 SECTION 4. IC 9-18-18-4 IS REPEALED [EFFECTIVE UPON
 22 PASSAGE]. ~~Sec. 4. Not more than two (2) disabled Hoosier veteran~~
 23 ~~license plates may be issued to each eligible person.~~

24 SECTION 5. IC 9-18-20-1 IS AMENDED TO READ AS
 25 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 1. The bureau shall
 26 design and issue a vehicle license plate under IC 9-18-25 that will
 27 designate a vehicle as being registered by an active member of the
 28 ~~Indiana~~ National Guard.

29 SECTION 6. IC 9-18-20-2 IS AMENDED TO READ AS
 30 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 2. ~~An Indiana A~~
 31 ~~National Guard license plate must display the following:~~

32 (1) An identification number.

33 (2) Any other information and design selected by the bureau.

34 SECTION 7. IC 9-18-20-3 IS AMENDED TO READ AS
 35 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 3. (a) A resident of
 36 Indiana who is an active member of the ~~Indiana~~ Army or Air National
 37 Guard may apply for and receive one (1) or more license plates under
 38 this chapter.

39 (b) A person applying for a National Guard license plate under this
 40 chapter must demonstrate the person's status as an active member of
 41 the ~~Indiana~~ Army or Air National Guard by presenting the following
 42 with the person's application:

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1 (1) A current armed forces identification card.
 2 (2) A letter signed by the person's commanding officer identifying
 3 the person as a current active member.
 4 SECTION 8. IC 9-18-20-4 IS AMENDED TO READ AS
 5 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 4. ~~An Indiana A~~
 6 National Guard license plate must be displayed on a vehicle legally
 7 registered by the person described in section 3 of this chapter.
 8 SECTION 9. IC 9-18-25-0.5 IS ADDED TO THE INDIANA CODE
 9 AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE
 10 UPON PASSAGE]: **Sec. 0.5. As used in this chapter, "license plate**
 11 **committee" means the special group recognition license plate**
 12 **committee established by IC 2-5-36.2-4.**
 13 SECTION 10. IC 9-18-25-1, AS AMENDED BY P.L.87-2010,
 14 SECTION 18, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 15 JULY 1, 2013]: Sec. 1. This chapter does not apply to the following:
 16 (1) Antique motor vehicle license plates (IC 9-18-12).
 17 (2) Recovery vehicle license plates (IC 9-18-13).
 18 (3) Personalized license plates (IC 9-18-15).
 19 (4) Prisoner of war license plates (IC 9-18-17).
 20 (5) Disabled Hoosier veteran license plates (IC 9-18-18).
 21 (6) Purple Heart license plates (IC 9-18-19).
 22 (7) ~~Indiana~~ National Guard license plates (IC 9-18-20).
 23 (8) Person with a disability license plates (IC 9-18-22).
 24 (9) Amateur radio operator license plates (IC 9-18-23).
 25 (10) In God We Trust license plates (IC 9-18-24.5).
 26 (11) Pearl Harbor survivor license plates (IC 9-18-45.8).
 27 (12) Hoosier veteran license plates (IC 9-18-50).
 28 (13) Support our troops license plates (IC 9-18-51).
 29 (14) Abraham Lincoln bicentennial license plates (IC 9-18-52).
 30 (15) Indiana Gold Star family member license plates (IC 9-18-54).
 31 SECTION 11. IC 9-18-25-1.7, AS AMENDED BY P.L.2-2005,
 32 SECTION 32, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 33 UPON PASSAGE]: Sec. 1.7. **(a) This section expires January 1,**
 34 **2014.**
 35 **(b)** Section 15 of this chapter does not apply to a college or
 36 university special group recognition license plate.
 37 SECTION 12. IC 9-18-25-2, AS AMENDED BY P.L.125-2012,
 38 SECTION 112, IS AMENDED TO READ AS FOLLOWS
 39 [EFFECTIVE UPON PASSAGE]: Sec. 2. (a) The bureau shall adopt
 40 rules under IC 4-22-2 establishing the requirements to qualify for
 41 participation in the special group recognition license plate program.
 42 (b) Representatives of a special group shall petition the bureau to

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1 qualify for participation in the special group recognition license plate
2 program.

3 (c) Each petition submitted under this section must contain the
4 printed name, address, and signature of at least five hundred (500)
5 members of the special group who pledge to purchase the special group
6 recognition license plate if a special group recognition license plate is
7 issued for the group under this chapter.

8 (d) Except as provided in subsection (e), when a petition containing
9 the information required in subsection (c) is submitted to the bureau,
10 the bureau may design and issue a special group recognition license
11 plate that designates a vehicle as being registered under this chapter by
12 a person (as defined in IC 9-13-2-124) who is a member of the special
13 group.

14 (e) ~~This subsection expires December 31, 2013.~~ Notwithstanding
15 subsection (d), the bureau may not approve a new special group
16 recognition license plate in accordance with this section until July 15,
17 2013.

18 **(f) This section expires January 1, 2014.**

19 SECTION 13. IC 9-18-25-2.3 IS ADDED TO THE INDIANA
20 CODE AS A NEW SECTION TO READ AS FOLLOWS
21 [EFFECTIVE UPON PASSAGE]: **Sec. 2.3. (a) Effective August 1,
22 2013, a special group that seeks initial participation in the special
23 group recognition license plate program must submit a completed
24 application to the bureau not later than April 1 for potential
25 issuance in the following year. The application must contain the
26 following:**

27 **(1) The name and address of the resident agent of the special
28 group.**

29 **(2) Evidence of governance by a board of directors consisting
30 of at least five (5) members, a majority of whom are outside
31 directors, who meet at least semiannually to establish policy
32 for the special group and review the accomplishments of the
33 special group.**

34 **(3) A copy of the:**

35 **(A) ethics statement;**

36 **(B) constitution and bylaws; and**

37 **(C) articles of incorporation as an entity that is exempt
38 from federal income taxation under Section 501(c) of the
39 Internal Revenue Code;**

40 **of the special group.**

41 **(4) Copies of the last three (3) consecutive:**

42 **(A) annual reports; and**

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- 1 **(B) annual generally accepted auditing standards or**
 2 **government auditing standards audits;**
 3 **of the special group.**
 4 **(5) Evidence of appropriate use of resources and compliance**
 5 **with federal and state laws, including evidence of appropriate**
 6 **management and internal controls in order to ensure:**
 7 **(A) compliance with law;**
 8 **(B) that finances are used in compliance with the purpose**
 9 **statement of the special group; and**
 10 **(C) maintenance as an entity that is exempt from taxation**
 11 **under Section 501(c) of the Internal Revenue Code.**
 12 **(6) Evidence of transparency of financial and operational**
 13 **activities to include availability of current financial**
 14 **statements at any time upon the request of the bureau or a**
 15 **donor to the special group.**
 16 **(7) Evidence of internal controls to prevent conflict of interest**
 17 **by board members and employees.**
 18 **(8) A petition with the signatures of at least five hundred (500)**
 19 **residents of Indiana who pledge to purchase the special group**
 20 **recognition license plate.**
 21 **(9) A statement of the designated use of any annual fee to be**
 22 **collected by the bureau.**
 23 **(10) A copy of a certified motion passed by the board of**
 24 **directors of the special group requesting that the special**
 25 **group recognition license plate be issued by the bureau and**
 26 **stating the designated use of any annual fee to be collected by**
 27 **the bureau.**
 28 **(11) Evidence of statewide public benefit from the special**
 29 **group.**
 30 **(12) Evidence of statewide public benefit from the use of the**
 31 **annual fee collected by the bureau.**
 32 **(13) Evidence that the special group's use of the annual fee to**
 33 **be collected by the bureau and the organizational purpose**
 34 **statement of the special group conform with at least one (1) of**
 35 **the following categories:**
 36 **(A) Direct health care or medical research.**
 37 **(B) Fraternal or service organizations.**
 38 **(C) Government and quasi-government. For purposes of**
 39 **this clause, a special group that designates the use of the**
 40 **fees collected for deposit in the capital projects fund**
 41 **established by IC 9-18-49-5(a) is considered to have a**
 42 **quasi-government purpose.**

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- 1 (D) Military and veterans' affairs.
- 2 (E) Public and transportation safety.
- 3 (F) Universities located in Indiana for scholarships for
- 4 Indiana residents.
- 5 (G) Agriculture, animals, and environment.
- 6 (14) Evidence that the organization has prohibitions and
- 7 internal controls prohibiting advocacy of the following:
- 8 (A) Violation of federal or state law.
- 9 (B) Violation of generally accepted ethical standards or
- 10 societal behavioral standards.
- 11 (C) Individual political candidates.

12 (b) The bureau shall review the application for a special group
 13 recognition license plate that has been submitted to the bureau
 14 under subsection (a). Upon satisfaction to the bureau of the
 15 completeness of the information in the application, the bureau shall
 16 forward the application to the chairperson of the license plate
 17 committee for review by the license plate committee.

18 SECTION 14. IC 9-18-25-2.5 IS ADDED TO THE INDIANA
 19 CODE AS A NEW SECTION TO READ AS FOLLOWS
 20 [EFFECTIVE UPON PASSAGE]: Sec. 2.5. (a) The license plate
 21 committee shall meet at least two (2) times a year at the call of the
 22 chairperson to review applications for special group recognition
 23 license plates that have been forwarded to the license plate
 24 committee by the bureau under section 2.3(b) of this chapter.

25 (b) After reviewing the applications, the license plate committee
 26 shall:

- 27 (1) compile a list recommending new special group
- 28 recognition license plates; and
- 29 (2) forward to the bureau by written means the list of
- 30 recommended special groups that meet the suitability for
- 31 issuance of a special group recognition license plate.

32 The license plate committee may not recommend more than five (5)
 33 new special group recognition license plates to the bureau under
 34 this subsection in a calendar year.

35 (c) After receiving the list forwarded under subsection (b)(2),
 36 the bureau shall conduct an independent review of the applications,
 37 taking into consideration the recommendations of the license plate
 38 committee. The bureau may issue a special group recognition
 39 license plate in the absence of a positive recommendation from the
 40 license plate committee. However, the bureau may not issue a
 41 special group recognition license plate unless the license plate has
 42 first been reviewed by the license plate committee and has been

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1 given a positive or negative recommendation to the bureau
2 regarding that special group.

3 (d) The bureau may not issue more than five (5) special group
4 recognition license plates for the first time in a year.

5 SECTION 15. IC 9-18-25-2.7 IS ADDED TO THE INDIANA
6 CODE AS A NEW SECTION TO READ AS FOLLOWS
7 [EFFECTIVE UPON PASSAGE]: Sec. 2.7. (a) The bureau shall
8 determine the date of first issuance of all special group recognition
9 license plates in production as of July 1, 2013, and prepare a list of
10 the results. The bureau shall forward the list to the license plate
11 committee before September 1, 2013.

12 (b) Upon receipt of the list prepared under subsection (a), the
13 license plate committee shall review the special group recognition
14 license plates that were issued initially in 2003 or earlier. In the
15 review, the license plate committee shall consider the criteria set
16 forth in section 2.3(a) of this chapter and may seek evidence of the
17 criteria from a special group. The license plate committee shall
18 recommend to the bureau that participation in the special group
19 recognition license plate program be terminated for a special
20 group that the license plate committee finds is not suitable for
21 inclusion in the program because the special group does not satisfy
22 the criteria set forth in section 2.3(a) of this chapter.

23 (c) In 2014 and subsequent years, the bureau shall forward to
24 the license plate committee the name of a special group:

25 (1) that was awarded initially a special group recognition
26 license plate by the bureau more than ten (10) years in the
27 past; and

28 (2) whose special group recognition license plate has not been
29 reviewed by the license plate committee during the ten (10)
30 year period following the initial or subsequent award of the
31 special group recognition license plate.

32 Upon receipt of the name of a special group, the license plate
33 committee shall require the special group to submit to the license
34 plate committee evidence of the criteria set forth in section 2.3(a)
35 of this chapter. Upon submission of the criteria, the license plate
36 committee shall review and recommend termination by the bureau
37 as provided in subsection (b) if the license plate committee finds
38 that termination is appropriate because the special group is not
39 suitable for inclusion in the special group license plate program.

40 (d) Upon receiving a recommendation of termination for a
41 special group under subsection (b) or (c), the bureau may:

42 (1) terminate the special group from participation in the

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- 1 special group recognition license plate program; or
- 2 (2) allow the special group to continue participating in the
- 3 special group recognition license plate program for a period
- 4 of not more than eighteen (18) months.

5 (e) If the bureau terminates the participation of a special group
6 under subsection (d)(1):

- 7 (1) the bureau may not issue additional special group
- 8 recognition license plates to plateholders; and
- 9 (2) a plateholder may not renew a special group recognition
- 10 license plate.

11 If the special group desires to continue participating in the special
12 group recognition license plate program, the special group must
13 submit an application to the bureau containing the criteria set
14 forth in section 2.3(a) of this chapter. The bureau shall then follow
15 the procedure set forth in section 2.3(b) of this chapter.

16 (f) If the bureau allows a special group to continue participating
17 in the special group recognition license plate program for a period
18 under subsection (d)(2), the bureau shall:

- 19 (1) establish the duration of the set period under subsection
- 20 (d)(2); and
- 21 (2) require the special group to submit to the bureau:
- 22 (A) evidence of the criteria set forth in section 2.3(a) of this
- 23 chapter; and
- 24 (B) any additional information the bureau determines is
- 25 necessary.

26 (g) The bureau shall:

- 27 (1) review the evidence and additional information submitted
- 28 by a special group under subsection (f)(2); and
- 29 (2) determine whether to terminate or continue the
- 30 participation of the special group in the special group
- 31 recognition license plate program.

32 (h) After the review under subsection (g), if the bureau
33 terminates the participation of the special group and the special
34 group desires to continue participating, the special group must
35 submit an application to the bureau containing the criteria set
36 forth in section 2.3(a) of this chapter. The bureau shall then follow
37 the procedure set forth in section 2.3(b) of this chapter.

38 (i) After the review under subsection (g), if the bureau continues
39 the participation of the special group in the special group
40 recognition license plate program, the bureau may do one (1) or
41 more of the following:

- 42 (1) Allow the special group to remedy the defect or the

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1 violation that caused the special group to not be suitable for
2 inclusion in the special group recognition license plate
3 program.

4 (2) Place restrictions on or temporarily suspend the sales of
5 special group recognition license plates for the special group.

6 (3) Require the special group to appear before the commission
7 for review or reinstatement, or both.

8 (j) The bureau may suspend the issuance of a special group
9 recognition license plate for a special group if the bureau, upon
10 investigation, has determined that the special group has advocated
11 or committed a violation of federal or state law.

12 SECTION 16. IC 9-18-25-2.8 IS ADDED TO THE INDIANA
13 CODE AS A NEW SECTION TO READ AS FOLLOWS
14 [EFFECTIVE UPON PASSAGE]: **Sec. 2.8. The total number of
15 special group recognition license plate designs in circulation each
16 year may not exceed one hundred fifty (150).**

17 SECTION 17. IC 9-18-25-15 IS AMENDED TO READ AS
18 FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 15. (a) This
19 section expires January 1, 2014.**

20 (b) The bureau shall terminate an organization's qualification for the
21 special group license plate program and no further special group
22 recognition license plates shall be issued for an organization if less than
23 two thousand (2,000) of the organization's special group license plates
24 are sold or renewed in the first four (4) years of the five (5) year period
25 beginning the earlier of January 1, 2002, or January 1 of the year in
26 which the organization's special group license plate is first issued. The
27 bureau shall reevaluate the organization's qualification for the special
28 group license plate program every five (5) years thereafter. The bureau
29 shall terminate the organization's qualification for the special group
30 license plate program and no further special group recognition license
31 plates shall be issued for an organization if less than two thousand
32 (2,000) of the organization's special group license plates are sold or
33 renewed in the first four (4) years of a subsequent five (5) year period.

34 SECTION 18. IC 9-18-25-15.5 IS ADDED TO THE INDIANA
35 CODE AS A NEW SECTION TO READ AS FOLLOWS
36 [EFFECTIVE UPON PASSAGE]: **Sec. 15.5. (a) This section applies
37 after January 1, 2014.**

38 (b) In order to continue participation in the special group
39 recognition license plate program, a special group must:

40 (1) sell at least five hundred (500) special group recognition
41 license plates of the special group in the first two (2) years in
42 which the license plate is offered for sale; and

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1 **(2) maintain the sale or renewal of at least five hundred (500)**
2 **special group recognition license plates during each**
3 **subsequent year after the initial two (2) year period of sale.**
4 **(c) If the special group fails to sell or renew special group**
5 **recognition license plates in the manner provided in subsection (b),**
6 **the bureau shall place the issuance of the special group recognition**
7 **license plates for the special group on probation for the subsequent**
8 **year. If, in that subsequent year on probation, the special group**
9 **fails to sell or renew at least five hundred (500) special group**
10 **recognition license plates, the bureau shall terminate the**
11 **participation of the special group in the special group recognition**
12 **license plate program. If the special group sells or renews at least**
13 **five hundred (500) special group recognition license plates in the**
14 **year on probation, the participation of the special group in the**
15 **special group recognition license plate program is continued. A**
16 **special group shall be afforded only one (1) probationary period**
17 **under this subsection.**
18 **(d) A special group that desires to participate in the special**
19 **group recognition license plate program after termination by the**
20 **bureau as set forth in subsection (c) must follow the procedure set**
21 **forth in section 2.3 of this chapter.**
22 SECTION 19. IC 9-18-25-16.5 IS ADDED TO THE INDIANA
23 CODE AS A NEW SECTION TO READ AS FOLLOWS
24 [EFFECTIVE UPON PASSAGE]: **Sec. 16.5. (a) This section expires**
25 **December 31, 2014.**
26 **(b) A license plate issued as a special group recognition license**
27 **plate under IC 9-18-25 is no longer eligible for issuance by the**
28 **bureau as a special group recognition license plate effective**
29 **January 1, 2014, if fewer than twenty-six (26) of the special group**
30 **recognition license plates were sold in 2012.**
31 SECTION 20. IC 9-18-25-17 IS AMENDED TO READ AS
32 FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 17. (a) This section**
33 **applies to a special group if at least ten thousand (10,000) of the special**
34 **group's license plates are issued under this chapter in the first four (4)**
35 **years of a five (5) year plate cycle beginning after December 31, 2001.**
36 **(b) Notwithstanding section 3 of this chapter, the representatives of**
37 **the special group may petition the bureau to design a distinctive license**
38 **plate that identifies a vehicle as being registered to a person who is a**
39 **member of the special group.**
40 **(c) The design of the special group license plate must include a**
41 **basic design for the special group recognition license plate with**
42 **consecutive numerals or letters, or both, to properly identify the**

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1 vehicle.
2 (d) A special group license plate must be treated with special
3 reflective material designed to increase the visibility and legibility of
4 the special group license plate.
5 (e) **This section expires January 1, 2014.**
6 SECTION 21. **An emergency is declared for this act.**

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Roads and Transportation, to which was referred House Bill 1279, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 11, between lines 4 and 5, begin a new paragraph and insert:

"(j) The bureau may suspend the issuance of a special group recognition license plate for a special group if the bureau, upon investigation, has determined that the special group has advocated or committed a violation of federal or state law."

Page 11, line 41, delete "terminate the participation of the special group in the special" and insert **"place the issuance of the special group recognition license plates for the special group on probation for the subsequent year. If, in that subsequent year on probation, the special group fails to sell at least five hundred (500) special group recognition license plates, the bureau shall terminate the participation of the special group in the special group recognition license plate program. If the special group sells at least five hundred (500) special group recognition license plates in the year on probation, the participation of the special group in the special group recognition license plate program is continued. A special group shall be afforded only one (1) probationary period under this subsection."**

Page 11, delete line 42.

Page 12, delete line 1.

Page 12, between lines 5 and 6, begin a new paragraph and insert:

"SECTION 18. IC 9-18-25-16.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 16.5. (a) This section expires December 31, 2014.

(b) A license plate issued as a special group recognition license plate under IC 9-18-25 is no longer eligible for issuance by the bureau as a special group recognition license plate effective January 1, 2014, if fewer than twenty-six (26) of the special group recognition license plates were sold in 2012."

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to HB 1279 as introduced.)

SOLIDAY, Chair

Committee Vote: yeas 12, nays 0.

EH 1279—LS 7298/DI 96+



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HOUSE MOTION

Mr. Speaker: I move that House Bill 1279 be amended to read as follows:

Page 4, between lines 20 and 21, begin a new paragraph and insert: "SECTION 4. IC 9-18-18-4 IS REPEALED [EFFECTIVE UPON PASSAGE]. ~~Sec. 4. Not more than two (2) disabled Hoosier veteran license plates may be issued to each eligible person.~~"

Renumber all SECTIONS consecutively.

(Reference is to HB 1279 as printed February 8, 2013.)

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 HOUSE MOTION

Mr. Speaker: I move that House Bill 1279 be amended to read as follows:

Delete the title and insert the following:

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

Page 2, after line 42, begin a new paragraph and insert:

"SECTION 3. IC 9-13-2-196.5, AS ADDED BY P.L.58-2006, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 196.5. (a) "Veteran", for purposes of IC 9-18-50, has the meaning set forth in IC 9-18-50-1.

(b) "Veteran", for purposes of IC 9-18-55, has the meaning set forth in IC 9-18-55-1."

Page 4, line 15, strike "or".

Page 4, line 17, after "plates);" insert "**or**

(KK) IC 9-18-55 (Vietnam veterans trust license plates);"

Page 5, between lines 27 and 28, begin a new line block indented and insert:

"(16) Vietnam veterans trust license plates (IC 9-18-55)."

Page 13, between lines 1 and 2, begin a new paragraph and insert:

"SECTION 21. IC 9-18-55 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]:

Chapter 55. Vietnam Veterans Trust License Plates

Sec. 1. As used in this chapter, "veteran" refers to an individual who has served as a member of the armed forces of the United States at any time from August 5, 1964, through May 7, 1975

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(Vietnam Conflict).

Sec. 2. The bureau shall design a Vietnam veterans trust license plate to be issued beginning January 1, 2014.

Sec. 3. A Vietnam veterans trust license plate must include the following:

- (1) A basic design for the plate with consecutive numbers or letters, or both, to properly identify the vehicle.
- (2) A background design or colors that designate the license plate as a Vietnam veterans trust license plate.
- (3) Any other information the bureau considers necessary.

Sec. 4. The bureau shall confer with members of armed forces retiree organizations concerning the design of the Vietnam veterans trust license plate and the emblems denoting the branch of service or conflict in which the veteran served.

Sec. 5. A Vietnam veterans trust license plate issued under this chapter may be displayed on the following:

- (1) A passenger motor vehicle.
- (2) A truck registered as a truck with a declared gross weight of not more than eleven thousand (11,000) pounds.
- (3) A recreational vehicle.
- (4) A motorcycle.

Sec. 6. A veteran who is a resident of Indiana and eligible to register a vehicle listed in section 5 of this chapter may apply for and receive a Vietnam veterans trust license plate for one (1) or more vehicles upon doing the following:

- (1) Completing an application for a Vietnam veterans trust license plate.
- (2) Presenting:
 - (A) a United States Uniformed Services Retiree Identification Card;
 - (B) a DD 214 record;
 - (C) United States military discharge papers; or
 - (D) a current armed forces identification card;
 to the bureau.
- (3) Paying the fees under section 7 of this chapter.

Sec. 7. (a) The fees for a Vietnam veterans trust license plate are set forth in IC 9-29-5-38.7.

(b) The annual supplemental fee described in IC 9-29-5-38.7(a)(2) shall be:

- (1) collected by the bureau; and
- (2) deposited in the operation homefront trust fund established by section 8 of this chapter.



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Sec. 8. (a) The operation homefront trust fund is established.

(b) 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 funds are invested. Interest that accrues from these investments shall be deposited in the fund. Money in the fund is continuously appropriated for the purposes of this section.

(c) The commissioner shall administer the fund. Expenses of administering the fund shall be paid from money in the fund.

(d) On June 30 of each year, the commissioner shall distribute the money from the fund to the Indiana chapter of Operation Homefront.

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

SECTION 22. IC 9-29-5-38.7 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: **Sec. 38.7. (a) A vehicle registered under IC 9-18-55 is subject to:**

- (1) an annual registration fee;**
- (2) an annual supplemental fee of twenty-five dollars (\$25);**
- and**
- (3) any other fee or tax required of a person registering a vehicle under this title.**

(b) The bureau shall collect from each registration the annual supplemental fee described in subsection (a)(2).

(c) The bureau shall deposit the annual supplemental fee described in subsection (a)(2) in the operation homefront trust fund established under IC 9-18-55-8(a)."

Renumber all SECTIONS consecutively.

(Reference is to HB 1279 as printed February 8, 2013.)

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COMMITTEE REPORT

Madam President: The Senate Committee on Homeland Security, Transportation and Veterans Affairs, to which was referred House Bill No. 1279, 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 1, delete "IC 2-5-36" and insert "IC 2-5-36.2".
- Page 1, line 4, delete "36." and insert "**36.2**".

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Page 3, delete lines 1 through 6.
Page 4, line 21, reset in roman "or".
Page 4, line 23, delete "or".
Page 4, delete line 24.
Page 5, line 19, delete "IC 2-5-36-4." and insert "**IC 2-5-36.2-4.**".
Page 5, delete line 38.
Page 7, line 2, delete "by-laws;" and insert "**bylaws;**".
Page 7, line 33, after "recognition" insert "**license**".
Page 7, line 40, delete "applicant".
Page 8, line 1, delete "conforms" and insert "**conform**".
Page 9, line 7, after "recognition license plate" delete ", ".
Page 12, line 9, after "sale" insert "**or renewal**".
Page 12, line 12, after "sell" insert "**or renew**".
Page 12, line 17, after "sell" insert "**or renew**".
Page 12, line 20, after "sells" insert "**or renews**".
Page 13, delete lines 13 through 42.
Delete page 14.
Page 15, delete lines 1 through 4.
Re-number all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to HB 1279 as reprinted February 12, 2013.)

WYSS, Chairperson

Committee Vote: Yeas 7, Nays 0.

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