

IC 8-2.1-20

Chapter 20. Interstate Motor Carriers

IC 8-2.1-20-0.1

Application of certain amendments to chapter; delay of repeal of single state registration system by Congress; termination of application of amendments in Indiana

Sec. 0.1. (a) The amendments made to sections 4, 5, 7, and 9 of this chapter by P.L.42-2007 apply to registrations and fees due after December 31, 2006.

(b) If the effective date for the repeal of the single state registration system established under 49 U.S.C. 11506 is delayed by the Congress of the United States, the provisions listed in subsection (a), as they existed on December 31, 2006, shall be applied in Indiana until the earlier of the following:

- (1) The date a state is required to conform to the unified carrier registration system established under 49 U.S.C. 13908 as required by an act of the Congress of the United States or by a regulation of the United States Department of Transportation.
- (2) January 1, 2008.

As added by P.L.220-2011, SEC.190.

IC 8-2.1-20-1

Repealed

(Repealed by P.L.110-1995, SEC.35.)

IC 8-2.1-20-2

Repealed

(Repealed by P.L.110-1995, SEC.35.)

IC 8-2.1-20-3

Repealed

(Repealed by P.L.110-1995, SEC.35.)

IC 8-2.1-20-4

Applicability of chapter

Sec. 4. This chapter applies to:

- (1) persons engaged in the interstate transportation of passengers, property, or household goods over public highways in Indiana;
- (2) brokers;
- (3) freight forwarders; and
- (4) leasing companies.

As added by P.L.110-1995, SEC.4. Amended by P.L.42-2007, SEC.4.

IC 8-2.1-20-5

Registration of certificate or permit; issuance of acknowledgment

Sec. 5. (a) Except as provided in subsection (b), a motor carrier may not operate motor vehicles upon any public highway in interstate commerce under a certificate of public convenience and

necessity or permit issued to the carrier by the United States Department of Transportation until the carrier has:

- (1) registered the certificate or permit with the department annually in the form and manner required by the department; and
- (2) been issued an acknowledgment by the department.

An acknowledgment issued under this subsection remains in effect until the acknowledgment is amended, suspended, canceled, revoked, or expires.

(b) A certificate of authority or permit issued before July 1, 1963, to an interstate common or contract carrier continues in effect as granted or amended. A certificate of authority or permit to which this subsection applies must be registered with the department in the form and manner required by the department. Upon registration by a motor carrier under subsection (a), the department shall issue an acknowledgment.

(c) An interstate certificate of registration or permit, or an acknowledgment of a certificate or permit, may be issued by the department without a public hearing.

(d) A motor carrier subject to this chapter may not operate motor vehicles within exempt commercial zones unless the carrier has registered with the department under this section.

As added by P.L.110-1995, SEC.5. Amended by P.L.42-2007, SEC.5.

IC 8-2.1-20-7

Unified carrier registration system

Sec. 7. Before operating a motor vehicle on the public highways of this state in the interstate transportation of property or passengers, the person who operates the motor vehicle must register under the unified carrier registration system established under 49 U.S.C. 13908.

As added by P.L.110-1995, SEC.6. Amended by P.L.42-2007, SEC.6.

IC 8-2.1-20-8

Fees

Sec. 8. Fees collected under this chapter shall be deposited in the motor carrier regulation fund established under IC 8-2.1-23.

As added by P.L.110-1995, SEC.7.

IC 8-2.1-20-9

Effect on reciprocity; conflict with federal law and regulations

Sec. 9. (a) Except as provided in subsection (b), this chapter does not affect the reciprocity laws between states concerning license plates on commercial motor vehicles.

(b) If there is a conflict between this chapter and the unified carrier registration system established under 49 U.S.C. 13908 et seq. and the regulations adopted by the United States Secretary of Transportation under 49 U.S.C. 13908 et seq., the federal statute and regulations control.

As added by P.L.110-1995, SEC.8. Amended by P.L.42-2007, SEC.7.

IC 8-2.1-20-10

Violation

Sec. 10. A person who violates this chapter commits a Class C infraction.

As added by P.L.110-1995, SEC.9.