

IC 9-19-19

Chapter 19. Windows and Windshield Wipers

IC 9-19-19-1

Safety glazing materials defined

Sec. 1. As used in this chapter, "safety glazing materials" means glazing materials constructed, treated, or combined with other materials to reduce substantially, in comparison with ordinary sheet glass or plate glass, the likelihood of injury to persons by objects from exterior sources or by the safety glazing materials when the materials are cracked or broken.

As added by P.L.2-1991, SEC.7.

IC 9-19-19-2 Version a

Front windshield

Note: This version of section effective until 1-1-2015. See also following version of this section, effective 1-1-2015.

Sec. 2. A motor vehicle, except a motorcycle or a motor-driven cycle, required to be registered with the bureau must be equipped with a front windshield.

As added by P.L.2-1991, SEC.7.

IC 9-19-19-2 Version b

Front windshield

Note: This version of section effective 1-1-2015. See also preceding version of this section, effective until 1-1-2015.

Sec. 2. A motor vehicle, except a motorcycle or a motor driven cycle, required to be registered with the bureau must be equipped with a front windshield.

As added by P.L.2-1991, SEC.7. Amended by P.L.221-2014, SEC.37.

IC 9-19-19-3

Decals, signs, posters, sunscreens, or other nontransparent material

Sec. 3. (a) This section does not apply to the display of a decal required by the United States Department of Defense on the following:

- (1) A military vehicle.
- (2) A motor vehicle owned by a person in the service of the armed forces of the United States.
- (3) A motor vehicle owned by a person employed by the armed forces of the United States.
- (4) A motor vehicle authorized to display the decal by the military police of the armed forces of the United States.

(b) A person may not drive a motor vehicle with a sign, poster, sunscreening material, or other nontransparent material upon the front windshield, side wings, or side or rear windows of the vehicle that obstructs the driver's clear view of the highway or an intersecting highway. However, signs, posters, or other nontransparent material not larger than four (4) inches square may be placed upon the front windshield, side wings, or side or rear windows in the lower corner

farthest removed from the driver's position.
As added by P.L.2-1991, SEC.7.

IC 9-19-19-4 Version a

Tinting, glazing, or sunscreening vehicle windows

Note: This version of section effective until 1-1-2015. See also following version of this section, effective 1-1-2015.

Sec. 4. (a) This section does not apply to a manufacturer's tinting or glazing of motor vehicle windows or windshields that is otherwise in compliance with or permitted by FMVSS205 as promulgated in 49 CFR 571.205. Proof from the manufacturer, supplier, or installer that the tinting or glazing is in compliance with or permitted by FMVSS205 must be carried in the vehicle.

(b) This section does not apply to the driver of a vehicle:

- (1) that is owned by an individual required for medical reasons to be shielded from the direct rays of the sun; or
- (2) in which an individual required for medical reasons to be shielded from the direct rays of the sun is a habitual passenger.

The medical reasons must be attested to by a physician or optometrist licensed to practice in Indiana, and the physician's or optometrist's certification of that condition must be carried in the vehicle. The physician's or optometrist's certificate must be renewed annually.

(c) A person may not drive a motor vehicle that has a:

- (1) windshield;
- (2) side wing;
- (3) side window that is part of a front door; or
- (4) rear back window;

that is covered by or treated with suncreening material or is tinted to the extent or manufactured in a way that the occupants of the vehicle cannot be easily identified or recognized through that window from outside the vehicle. However, it is a defense if the sunscreening material applied to those windows has a total solar reflectance of visible light of not more than twenty-five percent (25%) as measured on the nonfilm side and light transmittance of at least thirty percent (30%) in the visible light range.

(d) A person may not tint or otherwise cover or treat with sunscreening the parts of a vehicle described in subsection (c) so that operation of the vehicle after the tinting or sunscreening is performed is a violation of subsection (c). However, it is not a violation of this chapter if this work is performed for a person who submits a physician's or optometrist's statement as described in subsection (b) to the person who is to perform the work.

As added by P.L.2-1991, SEC.7. Amended by P.L.128-1995, SEC.1; P.L.12-2003, SEC.1.

IC 9-19-19-4 Version b

Tinting, glazing, or sunscreening vehicle windows

Note: This version of section effective 1-1-2015. See also preceding version of this section, effective until 1-1-2015.

Sec. 4. (a) This section does not apply to a manufacturer's tinting

or glazing of motor vehicle windows or windshields that is otherwise in compliance with or permitted by FMVSS205 as promulgated in 49 CFR 571.205. Proof from the manufacturer, supplier, or installer that the tinting or glazing is in compliance with or permitted by FMVSS205 must be carried in the vehicle.

(b) This section does not apply to the driver of a vehicle:

- (1) that is owned by an individual required for medical reasons to be shielded from the direct rays of the sun; or
- (2) in which an individual required for medical reasons to be shielded from the direct rays of the sun is a habitual passenger.

The medical reasons must be attested to by a physician or optometrist licensed to practice in Indiana, and the physician's or optometrist's certification of that condition must be carried in the vehicle. The physician's or optometrist's certificate must be renewed annually.

(c) A person may not drive a motor vehicle that has a:

- (1) windshield;
- (2) side wing;
- (3) side window that is part of a front door; or
- (4) rear back window;

that is covered by or treated with suncreening material or is tinted with material that has a total solar reflectance of visible light of more than twenty-five percent (25%) as measured on the nonfilm side and light transmittance of less than thirty percent (30%) in the visible light range.

(d) A person may not tint or otherwise cover or treat with sunscreening the parts of a vehicle described in subsection (c) so that operation of the vehicle after the tinting or sunscreening is performed is a violation of subsection (c). However, it is not a violation of this chapter if this work is performed for a person who submits a physician's or optometrist's statement as described in subsection (b) to the person who is to perform the work.

(e) A vehicle may be stopped to determine compliance with this section. However, a vehicle, the contents of a vehicle, the driver of a vehicle, or a passenger in a vehicle may not be inspected, searched, or detained solely because of a violation of this section.

As added by P.L.2-1991, SEC.7. Amended by P.L.128-1995, SEC.1; P.L.12-2003, SEC.1; P.L.217-2014, SEC.42.

IC 9-19-19-5

Sale or registration of new vehicles not equipped with approved safety glazing; application of section

Sec. 5. (a) This section applies to all passenger-type motor vehicles, including passenger buses and school buses. With respect to trucks, including truck-tractors, the requirements for safety glazing material in this section apply to all glazing material used in doors, windows, and windshields in the driver's compartment of a vehicle.

(b) A person may not sell a new motor vehicle and a new motor vehicle may not be registered unless the vehicle is equipped with safety glazing material of a type approved by the director of traffic safety wherever glazing material is used in doors, windows, and

windshields.

As added by P.L.2-1991, SEC.7.

IC 9-19-19-6

Windshield wipers

Sec. 6. (a) The windshield on a motor vehicle must be equipped with a device for cleaning rain, snow, or other moisture from the windshield. The device must be constructed to be controlled or operated by the driver of the vehicle.

(b) A windshield wiper upon a motor vehicle must be maintained in good working order.

As added by P.L.2-1991, SEC.7.

IC 9-19-19-7

United States Department of Transportation regulations; classification of violations

Sec. 7. (a) This section does not apply to a person who owns or operates a vehicle or combination of vehicles that:

- (1) contains parts and accessories; and
- (2) is equipped;

as required under regulations of the United States Department of Transportation.

(b) Except as provided in section 8 of this chapter, a person who violates this chapter commits a Class C infraction.

As added by P.L.2-1991, SEC.7. Amended by P.L.12-2003, SEC.2.

IC 9-19-19-8

Action of tinting or applying suncreening so vehicle occupants not easily identified; classification of offense

Sec. 8. A person who violates section 4(d) of this chapter commits a Class A infraction.

As added by P.L.12-2003, SEC.3.