

IC 9-13-2

Chapter 2. Definitions

IC 9-13-2-0.1

Repealed

(As added by P.L.220-2011, SEC.209. Repealed by P.L.198-2016, SEC.73.)

IC 9-13-2-1

"Abandoned vehicle"

Sec. 1. "Abandoned vehicle" means the following:

- (1) A vehicle located on public property illegally.
- (2) A vehicle left on public property without being moved for twenty-four (24) hours.
- (3) A vehicle located on public property in such a manner as to constitute a hazard or obstruction to the movement of pedestrian or vehicular traffic on a public right-of-way.
- (4) A vehicle that has remained on private property without the consent of the owner or person in control of that property for more than forty-eight (48) hours.
- (5) A vehicle from which the engine, transmission, or differential has been removed or that is otherwise partially dismantled or inoperable and left on public property.
- (6) A vehicle that has been removed by a towing service or public agency upon request of an officer enforcing a statute or an ordinance other than this chapter if the impounded vehicle is not claimed or redeemed by the owner or the owner's agent within twenty (20) days after the vehicle's removal.
- (7) A vehicle that is at least three (3) model years old, is mechanically inoperable, and is left on private property continuously in a location visible from public property for more than twenty (20) days. For purposes of this subdivision, a vehicle covered by a tarpaulin or other plastic, vinyl, rubber, cloth, or textile covering is considered to be visible.
- (8) A vehicle:
 - (A) that was repaired or stored at the request of the owner;
 - (B) that has not been claimed by the owner; and
 - (C) for which the reasonable value of the charges associated with the repair or storage remain unpaid more than thirty (30) days after the date on which the repair work is completed or the vehicle is first stored.

As added by P.L.2-1991, SEC.1. Amended by P.L.92-1997, SEC.1; P.L.54-2009, SEC.2; P.L.262-2013, SEC.2.

IC 9-13-2-1.1

Repealed

(As added by P.L.48-2004, SEC.1. Repealed by P.L.198-2016, SEC.74.)

IC 9-13-2-1.2**Repealed**

(As added by P.L.83-2008, SEC.1. Repealed by P.L.198-2016, SEC.75.)

IC 9-13-2-1.3**Repealed**

(As added by P.L.86-1996, SEC.1. Amended by P.L.92-2013, SEC.4. Repealed by P.L.151-2015, SEC.1.)

IC 9-13-2-1.4**"Adapted vehicle"**

Sec. 1.4. "Adapted vehicle" means a new or used vehicle especially designed or modified for use by an individual who is disabled or aged.

As added by P.L.147-2009, SEC.1.

IC 9-13-2-1.5**Repealed**

(As added by P.L.48-2004, SEC.2. Repealed by P.L.198-2016, SEC.76.)

IC 9-13-2-1.6**"Advisory board"**

Sec. 1.6. "Advisory board", for purposes of IC 9-32, has the meaning set forth in IC 9-32-2-3.

As added by P.L.92-2013, SEC.5.

IC 9-13-2-1.7**"Aggressive driving"**

Sec. 1.7. "Aggressive driving", for purposes of IC 9-21-8-55, has the meaning set forth in IC 9-21-8-55(b).

As added by P.L.75-2006, SEC.1.

IC 9-13-2-2**"Air conditioning equipment"**

Sec. 2. "Air conditioning equipment" means mechanical vapor compression refrigeration equipment that is used to cool the driver's or passenger's compartment of a motor vehicle.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-2.2**Repealed**

(As added by P.L.9-2010, SEC.4. Repealed by P.L.198-2016, SEC.77.)

IC 9-13-2-2.3

"Alcoholic beverage"

Sec. 2.3. "Alcoholic beverage", for purposes of IC 9-30-15, has the meaning set forth in IC 7.1-1-3-5.

As added by P.L.53-1994, SEC.3.

IC 9-13-2-2.4

"Alcohol concentration equivalent"

Sec. 2.4. "Alcohol concentration equivalent" means the alcohol concentration in a person's blood or breath determined from a test of a sample of the person's blood or breath.

As added by P.L.1-2000, SEC.2.

IC 9-13-2-2.5

"Alley"

Sec. 2.5. "Alley" means a public way in an urban district that meets the following qualifications:

- (1) Is open to the public for vehicular traffic.
- (2) Is publicly maintained.
- (3) Is one (1) lane wide.
- (4) Is designated as an alley by the local authorities on an official map of the urban district.

As added by P.L.92-1991, SEC.1.

IC 9-13-2-3

"Antique motor vehicle"

Sec. 3. "Antique motor vehicle" means a motor vehicle that is at least twenty-five (25) years old.

As added by P.L.2-1991, SEC.1. Amended by P.L.146-2009, SEC.1; P.L.125-2012, SEC.4; P.L.198-2016, SEC.78.

IC 9-13-2-4

"Approved driver education course"

Sec. 4. "Approved driver education course" means a course offered by a high school or driver education school that the bureau periodically designates as approved, after taking into consideration the standards and methods of instruction necessary to ensure adequate training for the operation of a motor vehicle.

As added by P.L.2-1991, SEC.1. Amended by P.L.85-2013, SEC.3.

IC 9-13-2-5

"Approved motorcycle driver education and training course"

Sec. 5. "Approved motorcycle driver education and training course" means:

- (1) a course offered by a public or private secondary school, a new motorcycle dealer, or another driver education school offering motorcycle driver training as developed and approved by the bureau; or
- (2) a course that is:

(A) offered by a commercial driving school or new motorcycle dealer; and

(B) approved by the bureau.

As added by P.L.2-1991, SEC.1. Amended by P.L.48-2004, SEC.3; P.L.145-2011, SEC.3; P.L.13-2013, SEC.32; P.L.85-2013, SEC.4.

IC 9-13-2-5.3

"Armed forces of the United States"

Sec. 5.3. "Armed forces of the United States" means the following:

- (1) The United States Army.
- (2) The United States Navy.
- (3) The United States Air Force.
- (4) The United States Marine Corps.
- (5) The United States Coast Guard.

As added by P.L.198-2016, SEC.79.

IC 9-13-2-5.5

Repealed

(As added by P.L.268-2003, SEC.1. Repealed by P.L.198-2016, SEC.80.)

IC 9-13-2-6

"Authorized emergency vehicle"

Sec. 6. "Authorized emergency vehicle" means the following:

- (1) The following vehicles:
 - (A) Fire department vehicles.
 - (B) Police department vehicles.
 - (C) Ambulances.
 - (D) Emergency vehicles operated by or for hospitals or health and hospital corporations under IC 16-22-8.
- (2) Vehicles designated as emergency vehicles by the Indiana department of transportation under IC 9-21-20-1.
- (3) Motor vehicles that, subject to IC 9-21-20-2, are approved by the Indiana emergency medical services commission that are:
 - (A) ambulances that are owned by persons, firms, limited liability companies, or corporations other than hospitals; or
 - (B) not ambulances and that provide emergency medical services, including extrication and rescue services (as defined in IC 16-18-2-110).
- (4) Vehicles of the department of correction that, subject to IC 9-21-20-3, are:
 - (A) designated by the department of correction as emergency vehicles; and
 - (B) responding to an emergency.

As added by P.L.2-1991, SEC.1. Amended by P.L.1-1992, SEC.35; P.L.2-1993, SEC.64; P.L.8-1993, SEC.165.

IC 9-13-2-6.1

"Autocycle"

Sec. 6.1. "Autocycle" means a three (3) wheeled motor vehicle in which the operator and passenger ride in a completely or partially enclosed seating area that is equipped with:

- (1) a rollcage or roll hoops;
- (2) safety belts for each occupant; and
- (3) antilock brakes;

and is designed to be controlled with a steering wheel and pedals.

As added by P.L.82-2015, SEC.1.

IC 9-13-2-6.3

"Automated traffic law enforcement system"

Sec. 6.3. "Automated traffic law enforcement system", for purposes of IC 9-21, has the meaning set forth in IC 9-21-3.5-2.

As added by P.L.47-2006, SEC.44.

IC 9-13-2-6.5

"Automated vehicle identifier"

Sec. 6.5. "Automated vehicle identifier" means an electronic tracking device approved by the commissioner of the department of state revenue for use in connection with special weight permits for extra heavy duty highways under IC 9-20-5.

As added by P.L.129-2001, SEC.29.

IC 9-13-2-7

Repealed

(As added by P.L.2-1991, SEC.1. Amended by P.L.92-2013, SEC.6. Repealed by P.L.174-2016, SEC.3.)

IC 9-13-2-8

"Automobile scrapyard"

Sec. 8. "Automobile scrapyard" means a business organized for the purpose of scrap metal processing, vehicle wrecking, or operating a junkyard.

As added by P.L.2-1991, SEC.1. Amended by P.L.198-2016, SEC.81.

IC 9-13-2-8.5

"Automotive mobility dealer"

Sec. 8.5. "Automotive mobility dealer" means a person that:

- (1) engages exclusively in the business of selling, offering to sell, or soliciting or advertising the sale of adapted vehicles;
- (2) possesses adapted vehicles exclusively for the purpose of resale, either on the automotive mobility dealer's own account or on behalf of another as the primary or incidental business of the automotive mobility dealer; or
- (3) engages in the business of:
 - (A) selling, installing, or servicing;

- (B) offering to sell, install, or service; or
 - (C) soliciting or advertising the sale, installation, or servicing of;
- equipment or modifications specifically designed to facilitate use or operation of a vehicle by an individual who is disabled or aged.

As added by P.L.147-2009, SEC.2.

IC 9-13-2-9

"Automotive salvage rebuilder"

Sec. 9. "Automotive salvage rebuilder" has the meaning set forth in IC 9-32-2-5.

As added by P.L.2-1991, SEC.1. Amended by P.L.8-1993, SEC.166; P.L.92-2013, SEC.7; P.L.198-2016, SEC.82.

IC 9-13-2-10

"Automotive salvage recycler"

Sec. 10. "Automotive salvage recycler" means a person that:

- (1) acquires damaged, inoperative, discarded, abandoned, or salvage vehicles, or their remains, as stock-in-trade;
- (2) dismantles, shreds, compacts, crushes, or otherwise processes such vehicles or remains for the reclamation and sale of reusable components and parts;
- (3) disposes of recyclable materials to a scrap metal processor or other appropriate facility; or
- (4) performs any combination of these actions.

For purposes of this title, a recycling facility, a used parts dealer, and an automotive salvage rebuilder are all considered as an automotive salvage recycler.

As added by P.L.2-1991, SEC.1. Amended by P.L.151-2015, SEC.2; P.L.198-2016, SEC.83.

IC 9-13-2-10.2

Repealed

(As added by P.L.65-2010, SEC.1. Repealed by P.L.198-2016, SEC.84.)

IC 9-13-2-11

"Axle"

Sec. 11. "Axle" means the common axis of rotation of at least one

- (1) wheel or roller that is:
- (1) power driven or freely rotating; and
 - (2) in at least one (1) segment.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-12

"Axle weight"

Sec. 12. "Axle weight" means the total weight concentrated on

one (1) or more axles spaced less than forty (40) inches from center to center.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-13

"B-train assembly"

Sec. 13. "B-train assembly" means a rigid frame extension attached to the rear frame of a first semitrailer that allows for a fifth wheel connection point for a second semitrailer.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-14

"Bicycle"

Sec. 14. "Bicycle" means any foot-propelled vehicle, irrespective of the number of wheels in contact with the ground.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-15

"Broker"

Sec. 15. "Broker", for purposes of IC 9-32, has the meaning set forth in IC 9-32-2-6.

As added by P.L.2-1991, SEC.1. Amended by P.L.268-2003, SEC.2; P.L.92-2013, SEC.8.

IC 9-13-2-16

"Bureau"

Sec. 16. "Bureau", unless otherwise indicated, refers to the bureau of motor vehicles.

As added by P.L.2-1991, SEC.1. Amended by P.L.85-2013, SEC.5.

IC 9-13-2-17

"Bus"

Sec. 17. "Bus" means a motor vehicle that is:

- (1) designed for carrying more than ten (10) passengers exclusive of the driver; and
- (2) used to transport passengers.

As added by P.L.2-1991, SEC.1. Amended by P.L.24-2006, SEC.1; P.L.198-2016, SEC.85.

IC 9-13-2-18

"Business district"

Sec. 18. "Business district" means the territory contiguous to and including a highway when at least fifty percent (50%) of the frontage of the territory for a distance of at least five hundred (500) feet is occupied by buildings in use for business.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-18.5

Repealed

(Repealed by P.L.118-1993, SEC.8.)

IC 9-13-2-18.6

Repealed

(As added by P.L.86-1996, SEC.2. Amended by P.L.92-2013, SEC.9. Repealed by P.L.151-2015, SEC.3.)

IC 9-13-2-18.7

Repealed

(As added by P.L.86-1996, SEC.3. Amended by P.L.92-2013, SEC.10. Repealed by P.L.151-2015, SEC.4.)

IC 9-13-2-19

"Certificate of compliance"

Sec. 19. "Certificate of compliance" means proof of financial responsibility presented to the bureau, in a manner prescribed by the bureau, in compliance with IC 9-25 or IC 9-26.

As added by P.L.2-1991, SEC.1. Amended by P.L.125-2012, SEC.5.

IC 9-13-2-19.2

Repealed

(As added by P.L.145-2011, SEC.4. Repealed by P.L.198-2016, SEC.86.)

IC 9-13-2-19.4

"Chaplain"

Sec. 19.4. "Chaplain", for purposes of IC 9-19-14.5, has the meaning set forth in IC 9-19-14.5-0.5.

As added by P.L.22-2013, SEC.1. Amended by P.L.2-2014, SEC.35.

IC 9-13-2-19.5

"Charge back"

Sec. 19.5. "Charge back", for purposes of IC 9-32, has the meaning set forth in IC 9-32-2-9.

As added by P.L.68-2011, SEC.1; P.L.226-2011, SEC.2. Amended by P.L.92-2013, SEC.11.

IC 9-13-2-20

Repealed

(As added by P.L.2-1991, SEC.1. Repealed by P.L.45-2006, SEC.4.)

IC 9-13-2-21

"Chauffeur"

Sec. 21. (a) "Chauffeur", except as provided in subsection (b), means a person:

(1) operating a motor vehicle registered as having a gross

weight of at least sixteen thousand (16,000) pounds but not more than twenty-six thousand (26,000) pounds for the purpose of transporting property for hire; or

(2) operating a private bus.

(b) "Chauffeur", for purposes of IC 9-25, means a person:

(1) who is employed for hire for the principal purpose of operating a motor vehicle upon the highways;

(2) who operates a motor vehicle while in use as a carrier of passengers or property for hire; or

(3) who drives or operates a motor vehicle while in use as a school bus for the transportation of pupils to or from school.

As added by P.L.2-1991, SEC.1. Amended by P.L.125-2012, SEC.6; P.L.85-2013, SEC.6.

IC 9-13-2-22

"Chemical test"

Sec. 22. "Chemical test" means an analysis of a person's blood, breath, urine, or other bodily substance for the determination of the presence of alcohol, a controlled substance or its metabolite, or a drug or its metabolite.

As added by P.L.2-1991, SEC.1. Amended by P.L.94-2006, SEC.1.

IC 9-13-2-23

"Child restraint system"

Sec. 23. "Child restraint system" means a device that:

(1) is manufactured for the purpose of protecting children from injury during a motor vehicle accident; and

(2) meets the standards prescribed and definition contained in 49 CFR 571.213.

As added by P.L.2-1991, SEC.1. Amended by P.L.67-2004, SEC.1.

IC 9-13-2-24

"Church bus"

Sec. 24. "Church bus" means a bus that is:

(1) owned and operated by a religious or nonprofit youth organization; and

(2) used:

(A) to transport individuals to religious services; or

(B) for the benefit of the members of the religious or nonprofit youth organization.

As added by P.L.2-1991, SEC.1. Amended by P.L.70-2009, SEC.1; P.L.198-2016, SEC.87.

IC 9-13-2-25

"Civic event"

Sec. 25. "Civic event" means an event that is staged by a private organization for the purpose of creating a tourist attraction in an Indiana community.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-25.8

"Class A motor driven cycle"

Sec. 25.8. "Class A motor driven cycle" means a motor vehicle that:

- (1) has a seat or saddle for the use of the rider;
- (2) is designed to travel on not more than three (3) wheels in contact with the ground;
- (3) complies with applicable motor vehicle equipment requirements under IC 9-19 and 49 CFR 571; and
- (4) is registered as a Class A motor driven cycle under IC 9-18.

The term does not include an electric personal assistive mobility device.

As added by P.L.221-2014, SEC.7.

IC 9-13-2-26

Repealed

(As added by P.L.2-1991, SEC.1. Repealed by P.L.198-2016, SEC.88.)

IC 9-13-2-26.5

"Class B motor driven cycle"

Sec. 26.5. "Class B motor driven cycle" means a motor vehicle that:

- (1) has a seat or saddle for the use of the rider;
- (2) is designed to travel on not more than three (3) wheels in contact with the ground;
- (3) complies with applicable motor vehicle equipment requirements under IC 9-19 and 49 CFR 571;
- (4) has a cylinder capacity not exceeding fifty (50) cubic centimeters; and
- (5) is registered as a Class B motor driven cycle under IC 9-18.

The term does not include an electric personal assistive mobility device.

As added by P.L.221-2014, SEC.8.

IC 9-13-2-27

Repealed

(As added by P.L.2-1991, SEC.1. Repealed by P.L.198-2016, SEC.89.)

IC 9-13-2-27.5

Repealed

(As added by P.L.87-1996, SEC.1. Amended by P.L.107-2008, SEC.4. Repealed by P.L.1-2010, SEC.156.)

IC 9-13-2-28

Expired

(As added by P.L.2-1991, SEC.1. Amended by P.L.93-1997, SEC.1; P.L.107-2008, SEC.5; P.L.1-2010, SEC.45. Expired 12-31-2011 by P.L.145-2011, SEC.5.)

IC 9-13-2-28.3

Repealed

(As added by P.L.259-2013, SEC.2. Repealed by P.L.198-2016, SEC.90.)

IC 9-13-2-28.4

"Collector vehicle"

Sec. 28.4. "Collector vehicle" means a vehicle that is:

- (1) at least twenty-five (25) years old;
- (2) owned, operated, restored, maintained, or used as a collector's item, a leisure pursuit, or an investment; and
- (3) not used primarily for transportation.

As added by P.L.198-2016, SEC.91.

IC 9-13-2-28.5

Repealed

(As added by P.L.145-2011, SEC.6. Repealed by P.L.85-2013, SEC.7.)

IC 9-13-2-29

Repealed

(As added by P.L.2-1991, SEC.1. Amended by P.L.9-2010, SEC.5. Repealed by P.L.198-2016, SEC.92.)

IC 9-13-2-29.5

Repealed

(As added by P.L.188-2006, SEC.1. Repealed by P.L.198-2016, SEC.93.)

IC 9-13-2-30

"Commercial enterprise"

Sec. 30. "Commercial enterprise" does not include the transportation of:

- (1) a farm commodity from the place of production to the first point of delivery where the commodity is weighed and title to the commodity is transferred;
- (2) seasonal or perishable fruit or vegetables to the first point of processing; or
- (3) tomatoes or silage to the first point of processing.

As added by P.L.2-1991, SEC.1. Amended by P.L.198-2016, SEC.94.

IC 9-13-2-31

"Commercial motor vehicle"

Sec. 31. "Commercial motor vehicle" has the meaning set forth in 49 CFR 383.5.

As added by P.L.2-1991, SEC.1. Amended by P.L.66-1992, SEC.1; P.L.125-2012, SEC.8; P.L.13-2015, SEC.1; P.L.198-2016, SEC.95.

IC 9-13-2-31.5

"Commercial vehicle"

Sec. 31.5. (a) Before January 1, 2016, "commercial vehicle", for purposes of IC 9-18-2-4.5, means a motor vehicle or combination of motor vehicles used in commerce to transport property if the motor vehicle:

(1) has a gross combination weight rating of at least twenty-six thousand one (26,001) pounds, including a towed unit with a gross vehicle weight rating of more than ten thousand (10,000) pounds;

(2) has a gross vehicle weight rating of at least twenty-six thousand one (26,001) pounds; or

(3) meets both of the following requirements:

(A) The motor vehicle has a gross vehicle weight rating of at least seven thousand (7,000) pounds, but less than twenty-six thousand one (26,001) pounds.

(B) The motor vehicle is owned by a registered carrier holding a valid Indiana fuel tax permit under IC 6-6-4.1.

(b) After December 31, 2015, "commercial vehicle", for purposes of IC 9-18-2-4.6, means a motor vehicle used in commerce to transport property if the motor vehicle:

(1) has a declared gross vehicle weight of at least sixteen thousand (16,000) pounds; and

(2) is subject to the commercial motor vehicle excise tax under IC 6-6-5.5.

As added by P.L.150-2001, SEC.2. Amended by P.L.212-2014, SEC.10.

IC 9-13-2-32

"Commission"

Sec. 32. "Commission" refers to the bureau of motor vehicles commission.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-32.5

"Commission board"

Sec. 32.5. "Commission board" refers to the commission board of the bureau of motor vehicles.

As added by P.L.125-2012, SEC.9.

IC 9-13-2-32.7

"Commission fund"

Sec. 32.7. "Commission fund" refers to the bureau of motor

vehicles commission fund established by IC 9-14-14-1.
As added by P.L.216-2014, SEC.11. Amended by P.L.198-2016, SEC.96.

IC 9-13-2-33
"Commissioner"

Sec. 33. "Commissioner" refers to the commissioner of the bureau of motor vehicles.
As added by P.L.2-1991, SEC.1.

IC 9-13-2-33.5
Repealed

(As added by P.L.53-2014, SEC.88. Repealed by P.L.198-2016, SEC.97.)

IC 9-13-2-34
"Component part"

Sec. 34. "Component part" means the engine, transmission, body-chassis, doghouse (front assembly), rear-end, or frame of a vehicle.
As added by P.L.2-1991, SEC.1. Amended by P.L.262-2013, SEC.3.

IC 9-13-2-34.3
"Compression release engine brake"

Sec. 34.3. "Compression release engine brake", for purposes of IC 9-21-8-44.5, has the meaning set forth in IC 9-21-8-44.5(a).
As added by P.L.1-2002, SEC.38.

IC 9-13-2-34.5
"Container"

Sec. 34.5. "Container", for purposes of IC 9-30-15, has the meaning set forth in IC 7.1-1-3-13.
As added by P.L.53-1994, SEC.4.

IC 9-13-2-35
"Controlled substance"

Sec. 35. "Controlled substance" has the meaning set forth in IC 35-48-1.
As added by P.L.2-1991, SEC.1. Amended by P.L.9-2010, SEC.6; P.L.198-2016, SEC.98.

IC 9-13-2-36
Repealed

(As added by P.L.2-1991, SEC.1. Repealed by P.L.198-2016, SEC.99.)

IC 9-13-2-37
Repealed

(As added by P.L.2-1991, SEC.1. Amended by P.L.262-2013, SEC.4. Repealed by P.L.174-2016, SEC.4.)

IC 9-13-2-38

"Conviction"

Sec. 38. "Conviction" includes the following:

- (1) A conviction or judgment upon a plea of guilty or nolo contendere.
- (2) A determination of guilt by a jury or a court, even if:
 - (A) no sentence is imposed; or
 - (B) a sentence is suspended.
- (3) A forfeiture of bail, bond, or collateral deposited to secure the defendant's appearance for trial, unless the forfeiture is vacated.
- (4) A payment of money as a penalty or as costs in accordance with an agreement between a moving traffic violator and a traffic violations bureau.

As added by P.L.2-1991, SEC.1. Amended by P.L.93-1991, SEC.1; P.L.9-2010, SEC.7; P.L.198-2016, SEC.100.

IC 9-13-2-39

"Court"

Sec. 39. "Court", for purposes of IC 9-30-3, has the meaning set forth in IC 9-30-3-2.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-39.5

"Covered offense"

Sec. 39.5. "Covered offense", for purposes of IC 9-30-14, has the meaning set forth in IC 9-30-14-1.

As added by P.L.94-1991, SEC.1.

IC 9-13-2-39.7

"Credential"

Sec. 39.7. "Credential" means the following forms of documentation issued by the bureau under IC 9-24:

- (1) A driver's license.
- (2) A learner's permit.
- (3) An identification card.
- (4) A photo exempt identification card.

As added by P.L.198-2016, SEC.101.

IC 9-13-2-39.8

"Crossroads 2000 fund"

Sec. 39.8. "Crossroads 2000 fund" refers to the crossroads 2000 fund established by IC 8-14-10-9.

As added by P.L.216-2014, SEC.12.

IC 9-13-2-40**"Crosswalk"**

Sec. 40. "Crosswalk" means any of the following:

- (1) That part of a roadway at an intersection included within the connections of the lateral lines of the sidewalks on opposite sides of the highway measured from the curbs, or in the absence of curbs, from the edges of the traversable roadway.
- (2) A part of a roadway distinctly indicated for pedestrian crossing by lines or other markings on the surface.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-41**"Current driving license"**

Sec. 41. "Current driving license" means every class and kind of license or permit that evidences the privilege to operate a motor vehicle upon the highways of Indiana. The term includes a privilege granted by the license.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-42**"Dealer"**

Sec. 42. (a) "Dealer" means, except as otherwise provided in this section, a person that:

- (1) sells;
- (2) offers to sell; or
- (3) advertises for sale;

including directly by the Internet or other computer network, at least twelve (12) vehicles within a twelve (12) month period. The term includes a person that sells off-road vehicles, snowmobiles, or mini-trucks. A dealer must have an established place of business that meets the minimum standards prescribed by the secretary of state under rules adopted under IC 4-22-2.

(b) The term does not include the following:

- (1) A receiver, trustee, or other person appointed by or acting under the judgment or order of a court.
- (2) A public officer while performing official duties.

(c) "Dealer", for purposes of IC 9-31, means a person that sells, offers to sell, or advertises for sale at least six (6):

- (1) watercraft; or
- (2) trailers:
 - (A) designed and used exclusively for the transportation of watercraft; and
 - (B) sold in general association with the sale of watercraft;

within a twelve (12) month period.

(d) "Dealer", for purposes of IC 9-32, and unless otherwise provided, means:

- (1) an automobile auction;
- (2) an automotive mobility dealer;

- (3) a converter manufacturer;
- (4) a dealer;
- (5) a distributor;
- (6) a manufacturer;
- (7) an automotive salvage recycler;
- (8) a transfer dealer;
- (9) a watercraft dealer; or
- (10) before July 1, 2015, a wholesale dealer.

As added by P.L.2-1991, SEC.1. Amended by P.L.71-1991, SEC.4; P.L.66-1992, SEC.2; P.L.74-2001, SEC.1; P.L.219-2005, SEC.1; P.L.41-2006, SEC.1; P.L.107-2008, SEC.6; P.L.131-2008, SEC.34; P.L.147-2009, SEC.3; P.L.93-2010, SEC.1; P.L.92-2013, SEC.12; P.L.259-2013, SEC.3; P.L.62-2014, SEC.1; P.L.151-2015, SEC.5; P.L.180-2015, SEC.2; P.L.174-2016, SEC.5.

IC 9-13-2-43

"Designated family member"

Sec. 43. (a) "Designated family member" means a franchisee's spouse, child, grandchild, parent, or sibling who has been nominated as the franchisee's successor under a written document filed by the franchisee with the franchisor.

(b) If no such document has been filed, the term means a franchisee's spouse, child, grandchild, parent, or sibling who:

- (1) if the franchisee is deceased, is entitled to inherit the franchisee's ownership interest in the franchisee's business under the franchisee's will or under the laws of intestate succession; or
- (2) if the franchisee is incapacitated, is appointed by the court as the legal representative of the franchisee's property.

(c) If a franchisee is deceased, the term includes the appointed and qualified personal representative and testamentary trustee of the deceased franchisee.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-43.3

"Director"

Sec. 43.3. "Director", for purposes of IC 9-32, has the meaning set forth in IC 9-32-2-10.

As added by P.L.92-2013, SEC.13.

IC 9-13-2-43.5

Repealed

(As added by P.L.2-1997, SEC.24. Repealed by P.L.198-2016, SEC.102.)

IC 9-13-2-44

Repealed

(As added by P.L.2-1991, SEC.1. Amended by P.L.8-1993,

SEC.167; P.L.125-2012, SEC.10; P.L.92-2013, SEC.14. Repealed by P.L.151-2015, SEC.6.)

IC 9-13-2-45

"Distributor"

Sec. 45. "Distributor" means a person, other than a manufacturer, that is engaged in the business of selling motor vehicles to dealers located in Indiana. The term includes a distributor's branch office. The term does not include a recreational vehicle manufacturer.

As added by P.L.2-1991, SEC.1. Amended by P.L.78-2002, SEC.1; P.L.151-2015, SEC.7; P.L.174-2016, SEC.6.

IC 9-13-2-45.2

"Distributor representative"

Sec. 45.2. "Distributor representative", for purposes of IC 9-32-11, has the meaning set forth in IC 9-32-2-10.5.

As added by P.L.151-2015, SEC.8.

IC 9-13-2-45.5

"Division"

Sec. 45.5. "Division", for purposes of IC 9-32, has the meaning set forth in IC 9-32-2-11.

As added by P.L.92-2013, SEC.15.

IC 9-13-2-45.7

Repealed

(As added by P.L.149-2015, SEC.23. Repealed by P.L.198-2016, SEC.103.)

IC 9-13-2-46

"Driveaway or towaway"

Sec. 46. "Driveaway or towaway", for purposes of IC 9-20-9-1, has the meaning set forth in IC 9-20-9-1(a).

As added by P.L.2-1991, SEC.1.

IC 9-13-2-47

"Driver"

Sec. 47. "Driver" means a person who drives or is in actual physical control of a vehicle.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-47.2

"Driver training school"

Sec. 47.2. "Driver training school", for purposes of IC 9-27-6, has the meaning set forth in IC 9-27-6-3.

As added by P.L.85-2013, SEC.8.

IC 9-13-2-48

"Driver's license"

Sec. 48. "Driver's license" means any type of license issued by the state authorizing an individual to operate the type of vehicle for which the license was issued, in the manner for which the license was issued, on a highway. The term includes any endorsements added to the license under IC 9-24-8.5.

As added by P.L.2-1991, SEC.1. Amended by P.L.184-2007, SEC.6; P.L.125-2012, SEC.11; P.L.85-2013, SEC.9; P.L.198-2016, SEC.104.

IC 9-13-2-48.3**"Driving privileges"**

Sec. 48.3. "Driving privileges" means the authority granted to an individual that allows the individual to operate a vehicle of the type and in the manner for which the authority was granted.

As added by P.L.125-2012, SEC.12.

IC 9-13-2-48.5**"Driving record"**

Sec. 48.5. "Driving record" means the following:

- (1) A record maintained by the bureau under IC 9-14-12-3.
- (2) A record established by the bureau under IC 9-24-18-9.

As added by P.L.125-2012, SEC.13. Amended by P.L.85-2013, SEC.10; P.L.198-2016, SEC.105.

IC 9-13-2-49**"Driveway or private road"**

Sec. 49. "Driveway" or "private road" means a way or place in private ownership that is used for vehicular travel by the owner and those having express or implied permission from the owner but not by other persons.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-49.1**"Drug"**

Sec. 49.1. The term "drug" includes legend drug (as defined in IC 16-18-2-199), nitrous oxide, "model glue" (as defined in IC 35-46-6-1), and any substance listed in IC 35-46-6-2(2).

As added by P.L.33-1997, SEC.2.

IC 9-13-2-49.3**"Electric personal assistive mobility device"**

Sec. 49.3. "Electric personal assistive mobility device" means a self-balancing, two (2) nontandem wheeled device that is designed to transport only one (1) person and that has the following:

- (1) An electric propulsion system with average power of seven hundred fifty (750) watts or one (1) horsepower.
- (2) A maximum speed of less than twenty (20) miles per hour

when operated on a paved level surface, when powered solely by the propulsion system referred to in subdivision (1), and when operated by an operator weighing one hundred seventy (170) pounds.

As added by P.L.143-2002, SEC.1.

IC 9-13-2-49.5

"Electronic traffic ticket"

Sec. 49.5. "Electronic traffic ticket", for purposes of IC 9-30-3, has the meaning set forth in IC 9-30-3-2.5.

As added by P.L.184-2007, SEC.7; P.L.206-2007, SEC.1.

IC 9-13-2-49.6

"Endorsement"

Sec. 49.6. "Endorsement" refers to an endorsement issued by the bureau under IC 9-24-8-4 (before its expiration) or IC 9-24-8.5.

As added by P.L.198-2016, SEC.106.

IC 9-13-2-49.7

"Entrapment"

Sec. 49.7. "Entrapment" means a confining circumstance from which escape or relief is difficult or impossible.

As added by P.L.126-2008, SEC.1.

IC 9-13-2-49.9

Expired

(As added by P.L.135-2013, SEC.2. Expired by P.L.135-2013, SEC.2.)

IC 9-13-2-50

"Established place of business"

Sec. 50. "Established place of business" means a permanent enclosed building or structure owned or leased for the purpose of offering for sale, trading, and selling motor vehicles. The term does not include a residence, tent, temporary stand, or permanent quarters temporarily occupied.

As added by P.L.2-1991, SEC.1. Amended by P.L.92-2013, SEC.16.

IC 9-13-2-50.5

"Executive"

Sec. 50.5. "Executive", for purposes of IC 9-32-11-11(f), has the meaning set forth in IC 9-32-11-11(f).

As added by P.L.92-2013, SEC.17.

IC 9-13-2-51

"Existing franchise"

Sec. 51. "Existing franchise", for purposes of IC 9-32, has the meaning set forth in IC 9-32-2-12.

As added by P.L.2-1991, SEC.1. Amended by P.L.92-2013, SEC.18.

IC 9-13-2-52

"Explosives"

Sec. 52. "Explosives" means a chemical compound or mechanical mixture that:

- (1) is commonly used or intended for the purpose of producing an explosion; or
- (2) contains any oxidizing and combustible units or other ingredients in such proportions, quantities, or packing that an ignition by fire, friction, concussion, percussion, or detonator of any part of the compound or mixture may cause such a sudden generation of highly heated gases that the resultant gaseous pressures are capable of producing destructible effects on contiguous objects or of destroying life or limb.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-52.5

"Extra wide manufactured home rig"

Sec. 52.5. "Extra wide manufactured home rig", for purposes of IC 9-20-15-6, has the meaning set forth in IC 9-20-15-6(a).

As added by P.L.95-1991, SEC.1.

IC 9-13-2-53

"Fair market value"

Sec. 53. "Fair market value", for purposes of IC 9-22-3, has the meaning set forth in IC 9-22-3-2.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-54

"Farm product"

Sec. 54. "Farm product":

- (1) includes agricultural products; and
- (2) is used interchangeably with "farm commodity".

However, the term does not include logs, wood chips, bark, or sawdust.

As added by P.L.2-1991, SEC.1. Amended by P.L.215-2014, SEC.2.

IC 9-13-2-55

Repealed

(As added by P.L.2-1991, SEC.1. Repealed by P.L.210-2005, SEC.76.)

IC 9-13-2-56

"Farm tractor"

Sec. 56. "Farm tractor" means a self-propelled implement of agriculture designed and used primarily as a farm implement for drawing implements of agriculture used on a farm and, when using

the highways, in traveling from one (1) field or farm to another or to or from places of repairs.

As added by P.L.2-1991, SEC.1. Amended by P.L.210-2005, SEC.5; P.L.13-2015, SEC.2.

IC 9-13-2-57

Repealed

(As added by P.L.2-1991, SEC.1. Repealed by P.L.210-2005, SEC.76.)

IC 9-13-2-58

"Farm truck, farm trailer, farm semitrailer and tractor, or farm vehicles"

Sec. 58. "Farm truck", "farm trailer", or "farm semitrailer and tractor" means a truck, trailer, or semitrailer and tractor used for the transportation of farm products, livestock, or machinery or supplies to or from a farm or ranch. The term includes a covered farm vehicle (as defined in 49 CFR 390.5). The term does not include an implement of agriculture. The terms may be referred to collectively as "farm vehicles".

As added by P.L.2-1991, SEC.1. Amended by P.L.262-2013, SEC.5; P.L.215-2014, SEC.3.

IC 9-13-2-59

"Farm vehicle loaded with a farm product"

Sec. 59. "Farm vehicle loaded with a farm product" includes a truck hauling unprocessed leaf tobacco.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-60

"Farm wagon"

Sec. 60. (a) "Farm wagon" means any of the following:

(1) A wagon, other than an implement of agriculture, that is used primarily for transporting farm products and farm supplies in connection with a farming operation.

(2) A three (3), four (4), or six (6) wheeled motor vehicle with a folding hitch on the front of the motor vehicle, manufactured with seating for not more than four (4) individuals, that is used primarily:

(A) to transport an individual from one (1) farm field to another, whether or not the motor vehicle is operated on a highway in order to reach the other farm field;

(B) for the transportation of an individual upon farm premises; or

(C) for both purposes set forth in clauses (A) and (B).

(3) A three (3), four (4), or six (6) wheeled construction related motor vehicle, capable of cross-country travel:

(A) without the benefit of a road; and

(B) on or immediately over land, water, snow, ice, marsh, swampland, or other natural terrain;
that is used primarily for construction related purposes, including hauling building materials.

(b) The term includes a motor vehicle described in subsection (a)(2) that is used for the incidental transportation of farm supplies or farm implements at the same time it is used for the transportation of an individual.

As added by P.L.2-1991, SEC.1. Amended by P.L.210-2005, SEC.6; P.L.150-2009, SEC.1; P.L.86-2010, SEC.1.

IC 9-13-2-61

"Fatal accident"

Sec. 61. "Fatal accident", for purposes of IC 9-30-7, has the meaning set forth in IC 9-30-7-1.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-62

"Federal act"

Sec. 62. "Federal act", for purposes of IC 9-27-1, has the meaning set forth in IC 9-27-1-1.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-62.5

"Fire lane"

Sec. 62.5. (a) "Fire lane", for purposes of IC 9-21-16-5.5, means an area that is:

(1) located within twelve (12) feet of:

(A) a building that:

(i) is occupied for commercial, professional, religious, or any other purpose; and

(ii) is not a building that is intended for use as a dwelling for one (1) or two (2) families; or

(B) a sidewalk immediately adjacent to or attached to a building; and

(2) designated as a fire lane under IC 9-21-16-5.5(c).

(b) The term includes an alley.

As added by P.L.8-2003, SEC.1.

IC 9-13-2-63

"Fiscal body"

Sec. 63. "Fiscal body" means the following:

(1) County council, for a county not having a consolidated city.

(2) City-county council, for a consolidated city or county having a consolidated city.

(3) Common council, for a city other than a consolidated city.

(4) Town council, for a town.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-64**"Flagman"**

Sec. 64. "Flagman" means an authorized person directing traffic in accordance with the provisions of this title at a worksite.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-65**"Flammable liquid"**

Sec. 65. "Flammable liquid" means a liquid that has a flash point of seventy (70) degrees Fahrenheit, or less, as determined by a tabliabue or equivalent closed cup test device.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-66**Repealed**

(As added by P.L.2-1991, SEC.1. Repealed by P.L.198-2016, SEC.107.)

IC 9-13-2-66.3**Repealed**

(As added by P.L.12-2015, SEC.1. Repealed by P.L.198-2016, SEC.108.)

IC 9-13-2-66.5**Repealed**

(As added by P.L.12-2015, SEC.2. Repealed by P.L.198-2016, SEC.109.)

IC 9-13-2-66.7**"For-hire bus"**

Sec. 66.7. "For-hire bus" means a bus that is:

- (1) used to carry passengers for hire; or
- (2) operated for compensation.

The term does not include a bus that is a not-for-hire bus.

As added by P.L.198-2016, SEC.110.

IC 9-13-2-67**"Franchise"**

Sec. 67. "Franchise", for purposes of IC 9-32, has the meaning set forth in IC 9-32-2-13.

As added by P.L.2-1991, SEC.1. Amended by P.L.92-2013, SEC.19.

IC 9-13-2-68**"Franchisee"**

Sec. 68. "Franchisee", for purposes of IC 9-32, has the meaning set forth in IC 9-32-2-14.

As added by P.L.2-1991, SEC.1. Amended by P.L.92-2013, SEC.20.

IC 9-13-2-69**"Franchisor"**

Sec. 69. "Franchisor", for purposes of IC 9-32, has the meaning set forth in IC 9-32-2-15.

As added by P.L.2-1991, SEC.1. Amended by P.L.92-2013, SEC.21.

IC 9-13-2-69.3**"Funeral escort vehicle"**

Sec. 69.3. "Funeral escort vehicle" means a vehicle driven by a person who provides escort services for funeral processions. The term does not include an authorized emergency vehicle or a vehicle owned and operated by a funeral home (as defined in IC 25-15-2-15).

As added by P.L.236-2003, SEC.1. Amended by P.L.80-2012, SEC.1.

IC 9-13-2-69.5**"Funeral procession"**

Sec. 69.5. "Funeral procession" means two (2) or more vehicles, including a lead vehicle or a funeral escort vehicle, accompanying human remains.

As added by P.L.236-2003, SEC.2. Amended by P.L.24-2006, SEC.2.

IC 9-13-2-69.7**"Golf cart"**

Sec. 69.7. "Golf cart" means a four (4) wheeled motor vehicle originally and specifically designed and intended to transport one (1) or more individuals and golf clubs for the purpose of playing the game of golf on a golf course.

As added by P.L.150-2009, SEC.2.

IC 9-13-2-69.8**Repealed**

(As added by P.L.87-2010, SEC.5. Repealed by P.L.198-2016, SEC.111.)

IC 9-13-2-70**Repealed**

(As added by P.L.2-1991, SEC.1. Repealed by P.L.85-2013, SEC.11.)

IC 9-13-2-70.1**Repealed**

(As added by P.L.13-2015, SEC.3. Repealed by P.L.198-2016, SEC.112.)

IC 9-13-2-70.2**Repealed**

(As added by P.L.13-2015, SEC.4. Repealed by P.L.198-2016, SEC.113.)

IC 9-13-2-71**"Gross vehicle weight" or "gross weight"**

Sec. 71. "Gross vehicle weight" or "gross weight" means the weight of a vehicle without load, plus the weight of any load on the vehicle.

As added by P.L.2-1991, SEC.1. Amended by P.L.13-2015, SEC.5.

IC 9-13-2-71.4**"Gross vehicle weight rating"**

Sec. 71.4. "Gross vehicle weight rating" means the value specified by the manufacturer as the loaded weight of a motor vehicle.

As added by P.L.13-2015, SEC.6.

IC 9-13-2-72**"Habitual violator"**

Sec. 72. "Habitual violator", for purposes of IC 9-30-10, has the meaning set forth in IC 9-30-10-4.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-72.5**Repealed**

(As added by P.L.65-2010, SEC.2. Repealed by P.L.198-2016, SEC.114.)

IC 9-13-2-72.7**Repealed**

(As added by P.L.125-2012, SEC.14. Repealed by P.L.198-2016, SEC.115.)

IC 9-13-2-73**"Highway or street"**

Sec. 73. "Highway" or "street" means the entire width between the boundary lines of every publicly maintained way when any part of the way is open to the use of the public for purposes of vehicular travel in Indiana. The term includes an alley in a city or town.

As added by P.L.2-1991, SEC.1. Amended by P.L.198-2016, SEC.116.

IC 9-13-2-73.3**"Highway, road and street fund"**

Sec. 73.3. "Highway, road and street fund" refers to the highway, road and street fund established by IC 8-14-2-2.1.

As added by P.L.216-2014, SEC.13.

IC 9-13-2-74**"Hulk crusher"**

Sec. 74. "Hulk crusher" means a person that engages in the

handling and flattening, compacting, or otherwise demolishing vehicles, or their remains, for economical delivery to an automotive salvage recycler.

As added by P.L.2-1991, SEC.1. Amended by P.L.198-2016, SEC.117.

IC 9-13-2-74.5

"Identification card"

Sec. 74.5. "Identification card" means an identification document issued by a state government for purposes of identification.

As added by P.L.184-2007, SEC.8.

IC 9-13-2-75

"Identification number"

Sec. 75. "Identification number" means a set of numbers, letters, or both numbers and letters that is assigned to a vehicle, watercraft, manufactured home, mobile home, or motor vehicle part by:

- (1) a manufacturer; or
- (2) a governmental entity to:
 - (A) replace an original identification number that is destroyed, removed, altered, or defaced; or
 - (B) serve as a special identification number under IC 9-17-4 or a similar law of another state.

As added by P.L.2-1991, SEC.1. Amended by P.L.268-2003, SEC.3; P.L.125-2012, SEC.15; P.L.262-2013, SEC.6; P.L.217-2014, SEC.6; P.L.198-2016, SEC.118.

IC 9-13-2-76

"Ignition interlock device"

Sec. 76. "Ignition interlock device" means a blood alcohol concentration equivalence measuring device that prevents a motor vehicle from being started without first determining the operator's equivalent breath alcohol concentration through the taking of a deep lung breath sample.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-77

"Implement of agriculture"

Sec. 77. "Implement of agriculture" means the following:

- (1) Agricultural implements, pull type and self-propelled, that are used for the:
 - (A) transport;
 - (B) delivery;
 - (C) application; or
 - (D) harvest;of crop inputs, including seed, fertilizers, and crop protection products.
- (2) Vehicles that:

- (A) are designed or adapted and used exclusively for agricultural, horticultural, or livestock raising operations; and
- (B) are not primarily operated on or moved along a highway.
- (3) Vehicles that are designed to lift, carry, or transport:
 - (A) an agricultural implement described in subdivision (1); or
 - (B) a vehicle described in subdivision (2).

As added by P.L.2-1991, SEC.1. Amended by P.L.81-1991, SEC.3; P.L.210-2005, SEC.7; P.L.262-2013, SEC.7; P.L.198-2016, SEC.119.

IC 9-13-2-77.5

Repealed

(As added by P.L.118-1998, SEC.2. Repealed by P.L.198-2016, SEC.120.)

IC 9-13-2-78

"Indiana resident"

Sec. 78. "Indiana resident" refers to a person that is one (1) of the following:

- (1) An individual who lives in Indiana for at least one hundred eighty-three (183) days during a calendar year and who has a legal residence in another state. However, the term does not include an individual who lives in Indiana for any of the following purposes:
 - (A) Attending a postsecondary educational institution.
 - (B) Serving on active duty in the armed forces of the United States.
 - (C) Temporary employment.
 - (D) Other purposes, without the intent of making Indiana a permanent home.
- (2) An individual who is living in Indiana if the individual has no other legal residence.
- (3) An individual who is registered to vote in Indiana or who satisfies the standards for determining residency in Indiana under IC 3-5-5.
- (4) An individual who has a dependent enrolled in an elementary or a secondary school located in Indiana.
- (5) A person that maintains a:
 - (A) main office;
 - (B) branch office;
 - (C) warehouse; or
 - (D) business facility;
 in Indiana.
- (6) A person that bases and operates vehicles in Indiana.
- (7) A person that operates vehicles in intrastate haulage in Indiana.

(8) A person that has more than one-half (1/2) of the person's gross income (as defined in Section 61 of the Internal Revenue Code) derived from sources in Indiana using the provisions applicable to determining the source of adjusted gross income that are set forth in IC 6-3-2-2. However, a person that is considered a resident under this subdivision is not a resident if the person proves by a preponderance of the evidence that the person is not a resident under subdivisions (1) through (7).

As added by P.L.2-1991, SEC.1. Amended by P.L.188-2006, SEC.2; P.L.2-2007, SEC.139; P.L.85-2013, SEC.12; P.L.149-2015, SEC.24; P.L.198-2016, SEC.121.

IC 9-13-2-79

"Individual owner"

Sec. 79. "Individual owner", for purposes of IC 9-20-15-4 and IC 9-20-18-13(b), has the meaning set forth in IC 9-20-15-4(a).

As added by P.L.2-1991, SEC.1. Amended by P.L.95-1991, SEC.2.

IC 9-13-2-79.5

Repealed

(As added by P.L.2-1997, SEC.25. Repealed by P.L.198-2016, SEC.122.)

IC 9-13-2-79.7

"Inflatable restraint system"

Sec. 79.7. "Inflatable restraint system", for purposes of IC 9-19-10.5, has the meaning set forth in IC 9-19-10.5-1.

As added by P.L.248-2003, SEC.1 and P.L.265-2003, SEC.1.

IC 9-13-2-80

Repealed

(As added by P.L.2-1991, SEC.1. Amended by P.L.107-2008, SEC.7. Repealed by P.L.1-2010, SEC.156.)

IC 9-13-2-80.5

"Instructor"

Sec. 80.5. "Instructor", for purposes of IC 9-27-6, has the meaning set forth in IC 9-27-6-4.

As added by P.L.145-2011, SEC.7.

IC 9-13-2-81

"Instructor of an approved driver education course"

Sec. 81. "Instructor of an approved driver education course" includes the following:

- (1) A high school teacher who conducts a driver education course.
- (2) The principal of a high school offering a driver education course.

(3) The authorized agent of an approved driver education school.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-82

"Insured"

Sec. 82. "Insured", for purposes of IC 9-25, has the meaning set forth in IC 9-25-2-2.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-82.5

"Integrated public safety communications fund"

Sec. 82.5. "Integrated public safety communications fund" refers to the integrated public safety communications fund established by IC 5-26-4-1.

As added by P.L.216-2014, SEC.14.

IC 9-13-2-83

Repealed

(As added by P.L.2-1991, SEC.1. Repealed by P.L.198-2016, SEC.123.)

IC 9-13-2-84

"Intersection"

Sec. 84. (a) "Intersection" means the area embraced within:

- (1) the prolongation or connection of the lateral curb lines, or if none, then the lateral boundary lines of the roadways of two
- (2) highways that join at, or approximately at, right angles; or
- (2) the area within which vehicles traveling upon different highways joining at any other angle may come in conflict.

(b) Where a highway includes two (2) roadways at least thirty (30) feet apart, every crossing of each roadway of the divided highway by an intersecting highway is regarded as a separate intersection. If the intersecting highway also includes two (2) roadways at least thirty (30) feet apart, every crossing of two (2) roadways of the intersecting highway is regarded as a separate intersection.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-85

"Interstate highway"

Sec. 85. "Interstate highway" means a highway that is a part of the national system of interstate and defense highways (23 U.S.C. as in effect January 1, 1991).

As added by P.L.2-1991, SEC.1.

IC 9-13-2-86

"Intoxicated"

Sec. 86. "Intoxicated" means under the influence of:

- (1) alcohol;
- (2) a controlled substance (as defined in IC 35-48-1);
- (3) a drug other than alcohol or a controlled substance;
- (4) a substance described in IC 35-46-6-2 or IC 35-46-6-3;
- (5) a combination of substances described in subdivisions (1) through (4); or
- (6) any other substance, not including food and food ingredients (as defined in IC 6-2.5-1-20), tobacco (as defined in IC 6-2.5-1-28), or a dietary supplement (as defined in IC 6-2.5-1-16);

so that there is an impaired condition of thought and action and the loss of normal control of a person's faculties.

As added by P.L.2-1991, SEC.1. Amended by P.L.175-2001, SEC.1; P.L.151-2006, SEC.4; P.L.196-2013, SEC.3.

IC 9-13-2-87

Repealed

(As added by P.L.2-1991, SEC.1. Repealed by P.L.198-2016, SEC.124.)

IC 9-13-2-88

"Judge"

Sec. 88. "Judge", for purposes of IC 9-30-3, has the meaning set forth in IC 9-30-3-3.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-89

"Judgment"

Sec. 89. (a) "Judgment" means, except as provided in subsections (b), (c), and (d), any judgment, except a judgment rendered against the state or a political subdivision or a municipality of the state that becomes final by expiration without appeal of the time within which appeal might have been perfected, or by final affirmation on appeal, rendered by a court of any state of the United States.

(b) "Judgment", for purposes of IC 9-25-6-4, has the meaning set forth in IC 9-25-6-4(b).

(c) "Judgment", for purposes of IC 9-30-10, has the meaning set forth in IC 9-30-10-1.

(d) "Judgment", for purposes of IC 9-30-11, has the meaning set forth in IC 9-30-11-1.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-90

"Labor rate"

Sec. 90. "Labor rate", for purposes of IC 9-32, has the meaning set forth in IC 9-32-2-16.

As added by P.L.2-1991, SEC.1. Amended by P.L.92-2013, SEC.22.

IC 9-13-2-91**"Lamp"**

Sec. 91. "Lamp" means a single bulb that emits light.
As added by P.L.2-1991, SEC.1.

IC 9-13-2-92**"Law enforcement officer"**

Sec. 92. (a) "Law enforcement officer", except as provided in subsection (b), includes the following:

- (1) A state police officer.
- (2) A city, town, or county police officer.
- (3) A sheriff.
- (4) A county coroner in accordance with IC 36-2-14-4.
- (5) A conservation officer.
- (6) An individual assigned duties and limitations under IC 10-11-2-26.
- (7) A member of a consolidated law enforcement department established under IC 36-3-1-5.1.
- (8) An excise police officer of the alcohol and tobacco commission.
- (9) A gaming control officer employed by the gaming control division under IC 4-33-20.

The term refers to a law enforcement officer having jurisdiction in Indiana, unless the context clearly refers to a law enforcement officer from another state or a territory or federal district of the United States.

(b) "Law enforcement officer", for purposes of IC 9-30-6 and IC 9-30-7, has the meaning set forth in IC 35-31.5-2-185.

As added by P.L.2-1991, SEC.1. Amended by P.L.67-1992, SEC.1; P.L.227-2005, SEC.8; P.L.210-2005, SEC.8; P.L.1-2006, SEC.157; P.L.94-2006, SEC.2; P.L.114-2012, SEC.19; P.L.13-2013, SEC.33; P.L.85-2013, SEC.13; P.L.262-2013, SEC.8.

IC 9-13-2-92.2**"Lawful intervention technique"**

Sec. 92.2. "Lawful intervention technique", for purposes of IC 9-21-1, has the meaning set forth in IC 9-21-1-0.5.

As added by P.L.145-2009, SEC.1.

IC 9-13-2-92.5**Repealed**

(As added by P.L.86-1996, SEC.4. Amended by P.L.92-2013, SEC.23. Repealed by P.L.151-2015, SEC.9.)

IC 9-13-2-92.7**Repealed**

(As added by P.L.86-1996, SEC.5. Amended by P.L.92-2013, SEC.24. Repealed by P.L.151-2015, SEC.10.)

IC 9-13-2-93**"License"**

Sec. 93. "License", for purposes of IC 9-30-10, has the meaning set forth in IC 9-30-10-2.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-93.2**"License branch"**

Sec. 93.2. "License branch" does not include facilities of or a physical or virtual location at which services are provided by a full service provider (as defined in IC 9-14.1-1-2) or a partial services provider (as defined in IC 9-14.1-1-3).

As added by P.L.198-2016, SEC.125.

IC 9-13-2-93.3**Repealed**

(As added by P.L.107-2013, SEC.2. Repealed by P.L.53-2014, SEC.89.)

IC 9-13-2-93.5**"Line make"**

Sec. 93.5. "Line make" means the name given by a manufacturer to a line of motor vehicles to distinguish it as produced or sold by the manufacturer and that may be used and protected as a trademark.

As added by P.L.78-2002, SEC.2.

IC 9-13-2-94**"Local authorities"**

Sec. 94. (a) "Local authorities" means, except as provided in subsection (b), all officers of counties, cities, or towns, as well as all boards and other public officials of counties, cities, or towns.

(b) "Local authorities", for purposes of IC 9-21, means every county, municipal, and other local board or body having authority to adopt local police regulations under the laws and the Constitution of the State of Indiana.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-94.2**Repealed**

(As added by P.L.83-2008, SEC.2. Repealed by P.L.198-2016, SEC.126.)

IC 9-13-2-94.3**"Local road and street account"**

Sec. 94.3. "Local road and street account" refers to the local road and street account established by IC 8-14-2-4.

As added by P.L.216-2014, SEC.15.

IC 9-13-2-94.4

Repealed

(As added by P.L.216-2003, SEC.1. Repealed by P.L.262-2013, SEC.9.)

IC 9-13-2-94.5

"Low speed vehicle"

Sec. 94.5. "Low speed vehicle" means a four (4) wheeled electrically powered motor vehicle:

- (1) with a maximum design speed of not more than thirty-five (35) miles per hour;
- (2) with operational and equipment specifications described in 49 CFR 571.500;
- (3) that is equipped with:
 - (A) headlamps;
 - (B) front and rear turn signal lamps, tail lamps, and stop lamps;
 - (C) reflex reflectors;
 - (D) exterior or interior mirrors;
 - (E) brakes as specified in IC 9-19-3-1;
 - (F) a windshield;
 - (G) a vehicle identification number; and
 - (H) a safety belt installed at each designated seating position; and
- (4) that has not been privately assembled as described in IC 9-17-4-1.

The term does not include a golf cart or an off-road vehicle.

As added by P.L.21-2003, SEC.1. Amended by P.L.9-2007, SEC.1; P.L.150-2009, SEC.3; P.L.262-2013, SEC.10.

IC 9-13-2-95

"Major component parts"

Sec. 95. "Major component parts" means those parts of vehicles normally having a manufacturer's vehicle identification number, a derivative of the identification number, or a number supplied by an authorized governmental agency, including doors, fenders, differentials, frames, transmissions, engines, doghouses (front assembly), rear clips, and additional parts as prescribed by the bureau.

As added by P.L.2-1991, SEC.1. Amended by P.L.198-2016, SEC.127.

IC 9-13-2-96

"Manufactured home"

Sec. 96. (a) "Manufactured home" means, except as provided in subsections (b) and (c), a structure that:

- (1) is assembled in a factory;
- (2) bears a seal certifying that it was built in compliance with

the federal Manufactured Housing Construction and Safety Standards Law (42 U.S.C. 5401 et seq.);

(3) is designed to be transported from the factory to another site in one (1) or more units;

(4) is suitable for use as a dwelling in any season; and

(5) is more than thirty-five (35) feet long.

The term does not include a vehicle described in section 150(2) of this chapter.

(b) "Manufactured home", for purposes of IC 9-17-6, means either of the following:

(1) A structure having the meaning set forth in the federal Manufactured Housing Construction and Safety Standards Law of 1974 (42 U.S.C. 5401 et seq.).

(2) A mobile home.

This subsection expires June 30, 2016.

(c) "Manufactured home", for purposes of IC 9-22-1.7, has the meaning set forth in IC 9-22-1.7-2.

As added by P.L.2-1991, SEC.1. Amended by P.L.106-2003, SEC.1; P.L.203-2013, SEC.13; P.L.198-2016, SEC.128.

IC 9-13-2-97

"Manufacturer"

Sec. 97. (a) "Manufacturer" means, except as provided in subsection (b), a person engaged in the business of constructing or assembling vehicles, of a type required to be registered under IC 9-18, at an established place of business. The term does not include a converter manufacturer, an automotive mobility dealer, or a recreational vehicle manufacturer.

(b) "Manufacturer", for purposes of IC 9-32, means a person who is engaged in the business of manufacturing or assembling new motor vehicles or major component parts of motor vehicles, or both, and sells new motor vehicles to dealers, wholesale dealers, distributors, or the general public. The term includes the following:

(1) A factory branch office of the manufacturer.

(2) A partnership, a firm, an association, a joint venture, a limited liability company, a corporation, or a trust, resident or nonresident, that is controlled by the manufacturer.

The term does not include a converter manufacturer, an automotive mobility dealer, or a recreational vehicle manufacturer.

As added by P.L.2-1991, SEC.1. Amended by P.L.8-1993, SEC.168; P.L.78-2002, SEC.3; P.L.21-2003, SEC.2; P.L.147-2009, SEC.4; P.L.151-2015, SEC.11.

IC 9-13-2-97.5

Repealed

(As added by P.L.93-2010, SEC.2. Repealed by P.L.174-2016, SEC.7.)

IC 9-13-2-97.6**"Manufacturer representative"**

Sec. 97.6. "Manufacturer representative", for purposes of IC 9-32-11, has the meaning set forth in IC 9-32-2-18.5.

As added by P.L.151-2015, SEC.12.

IC 9-13-2-98**"Marching band procession"**

Sec. 98. "Marching band procession", for purposes of IC 9-21-14, has the meaning set forth in IC 9-21-14-2.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-99**"Maxi-cube"**

Sec. 99. "Maxi-cube" vehicle means a truck tractor combined with a semitrailer and a separable cargo carrying unit that is designed to be loaded and unloaded through the vehicle.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-100**"Medical services vehicle"**

Sec. 100. "Medical services vehicle" means any of the following:

- (1) A vehicle that is used or intended to be used for the purpose of responding to emergency life-threatening situations and providing emergency transportation service.
- (2) A vehicle that is routinely used to transport patients who are not acutely ill or injured in a life-threatening manner.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-101**Repealed**

(As added by P.L.2-1991, SEC.1. Repealed by P.L.198-2016, SEC.129.)

IC 9-13-2-102**"Metal tire"**

Sec. 102. "Metal tire" means a tire the surface of which in contact with the highway is wholly or partly of metal or other hard nonresilient material.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-102.3**"Metered space"**

Sec. 102.3. "Metered space", for purposes of IC 9-18.5-5, IC 9-18.5-6, and IC 9-18.5-8, means a public parking space at which parking is regulated by:

- (1) a parking meter; or
- (2) an official traffic control device that imposes a maximum

parking time for the public parking space.
The term does not include parking spaces or areas regulated under IC 9-21-18.
As added by P.L.6-2009, SEC.1. Amended by P.L.216-2014, SEC.16; P.L.198-2016, SEC.130.

IC 9-13-2-103

"Military vehicle"

Sec. 103. "Military vehicle" means a vehicle that:

- (1) was originally manufactured for military use;
- (2) is at least twenty-five (25) years old; and
- (3) is privately owned.

As added by P.L.2-1991, SEC.1. Amended by P.L.221-2014, SEC.9; P.L.198-2016, SEC.131.

IC 9-13-2-103.1

"Mini-truck"

Sec. 103.1. "Mini-truck" means a truck that:

- (1) is powered by an internal combustion engine with a piston or rotary displacement of not less than six hundred sixty (660) cubic centimeters;
- (2) is sixty (60) inches or less in width;
- (3) has an unladen dry weight of one thousand six hundred (1,600) pounds or less;
- (4) can achieve a top speed of not more than sixty (60) miles per hour;
- (5) is manufactured with a locking enclosed cab and a heated interior; and
- (6) is operated on a highway.

As added by P.L.180-2015, SEC.3.

IC 9-13-2-103.2

"Mobile home"

Sec. 103.2. "Mobile home" means a structure that:

- (1) is assembled in a factory;
- (2) is designed to be transported from the factory to another site in one (1) or more units;
- (3) is suitable for use as a dwelling in any season;
- (4) is more than thirty-five (35) feet long; and
- (5) either:
 - (A) bears a seal certifying that the structure was built in compliance with the federal Manufactured Housing Construction and Safety Standards Law (42 U.S.C. 5401 et seq.); or
 - (B) was manufactured before the effective date of the federal Manufactured Housing Construction and Safety Standards Law of 1974 (42 U.S.C. 5401 et seq.).

As added by P.L.108-2001, SEC.1. Amended by P.L.203-2013,

SEC.14; P.L.198-2016, SEC.132.

IC 9-13-2-103.5

"Motorboat"

Sec. 103.5. (a) "Motorboat" means a watercraft propelled by an internal combustion, steam, or electrical inboard or outboard motor or engine or by any mechanical means.

(b) The term includes a sailboat that is equipped with a motor or an engine described in subsection (a) when the sailboat is in operation whether or not the sails are hoisted.

As added by P.L.71-1991, SEC.5.

IC 9-13-2-104

Repealed

(As added by P.L.2-1991, SEC.1. Repealed by P.L.221-2014, SEC.10.)

IC 9-13-2-104.1

"Motor driven cycle"

Sec. 104.1. "Motor driven cycle" refers to both of the following:

- (1) A Class A motor driven cycle.
- (2) A Class B motor driven cycle.

As added by P.L.221-2014, SEC.11.

IC 9-13-2-105

"Motor vehicle"

Sec. 105. (a) "Motor vehicle" means, except as otherwise provided in this section, a vehicle that is self-propelled. The term does not include a farm tractor, an implement of agriculture designed to be operated primarily in a farm field or on farm premises, or an electric personal assistive mobility device.

(b) "Motor vehicle", for purposes of IC 9-21, means:

- (1) a vehicle that is self-propelled; or
- (2) a vehicle that is propelled by electric power obtained from overhead trolley wires, but not operated upon rails.

(c) "Motor vehicle", for purposes of IC 9-32, includes a semitrailer, trailer, or recreational vehicle.

As added by P.L.2-1991, SEC.1. Amended by P.L.94-1997, SEC.1; P.L.143-2002, SEC.2; P.L.248-2003, SEC.2 and P.L.265-2003, SEC.2; P.L.210-2005, SEC.9; P.L.191-2007, SEC.1; P.L.9-2010, SEC.8; P.L.92-2013, SEC.25; P.L.221-2014, SEC.12; P.L.174-2016, SEC.8; P.L.198-2016, SEC.133.

IC 9-13-2-105.3

"Motor vehicle highway account"

Sec. 105.3. "Motor vehicle highway account" refers to the motor vehicle highway account as defined in IC 8-14-1-1(1).

As added by P.L.216-2014, SEC.17.

IC 9-13-2-106**"Motor vehicle liability policy"**

Sec. 106. "Motor vehicle liability policy" means an owner's policy of liability insurance or an operator's policy of liability insurance that:

- (1) is issued, except as provided in IC 9-25-5-10, by an insurance carrier duly authorized to transact business in Indiana to or for the benefit of the person named in the policy as insured; and
- (2) insures against liability resulting from the ownership, maintenance, use, or operation of a motor vehicle.

As added by P.L.2-1991, SEC.1. Amended by P.L.59-1994, SEC.1.

IC 9-13-2-107**Repealed**

(As added by P.L.2-1991, SEC.1. Amended by P.L.262-2013, SEC.11. Repealed by P.L.198-2016, SEC.134.)

IC 9-13-2-107.5**Repealed**

(As added by P.L.2-1997, SEC.26. Repealed by P.L.198-2016, SEC.135.)

IC 9-13-2-108**"Motorcycle"**

Sec. 108. "Motorcycle" means a motor vehicle with motive power that:

- (1) has a seat or saddle for the use of the rider;
- (2) is designed to travel on not more than three (3) wheels in contact with the ground; and
- (3) satisfies the operational and equipment specifications described in 49 CFR 571 and IC 9-19.

The term includes an autocycle, but does not include a farm tractor or a motor driven cycle.

As added by P.L.2-1991, SEC.1. Amended by P.L.262-2013, SEC.12; P.L.221-2014, SEC.13; P.L.82-2015, SEC.2.

IC 9-13-2-108.3**"Motorcycle operator safety education fund"**

Sec. 108.3. "Motorcycle operator safety education fund" refers to the motorcycle operator safety education fund established by IC 9-27-7-7.

As added by P.L.216-2014, SEC.18.

IC 9-13-2-109**Repealed**

(As added by P.L.2-1991, SEC.1. Amended by P.L.143-2002, SEC.3. Repealed by P.L.221-2014, SEC.14.)

IC 9-13-2-109.3

"Motorsports"

Sec. 109.3. "Motorsports" means the group of sports that are sanctioned by one (1) or more member clubs of the Automobile Competition Committee for the United States.

As added by P.L.12-2013, SEC.1.

IC 9-13-2-110

"Moving traffic offense"

Sec. 110. "Moving traffic offense" means a violation of a statute, an ordinance, a rule, or a regulation relating to the operation or use of a motor vehicle while the motor vehicle is in motion.

As added by P.L.2-1991, SEC.1. Amended by P.L.94-1997, SEC.2; P.L.1-2002, SEC.39; P.L.85-2013, SEC.14.

IC 9-13-2-110.5

"Municipal waste collection and transportation vehicle"

Sec. 110.5. (a) "Municipal waste collection and transportation vehicle" means a truck used to transport municipal waste (as defined in IC 13-11-2-133) from a solid waste generator or a solid waste processing facility (as defined in IC 13-11-2-212) to a:

- (1) solid waste processing facility (as defined in IC 13-11-2-212) in Indiana; or
- (2) solid waste disposal facility (as defined in IC 13-11-2-206) in Indiana.

(b) The term does not include a vehicle that is:

- (1) used to transport municipal waste (as defined in IC 13-11-2-133) from a residence if the vehicle is:
 - (A) owned;
 - (B) leased; or
 - (C) operated;by an individual who lives in the residence; or
- (2) not used for commercial solid waste transportation.

As added by P.L.114-1993, SEC.1. Amended by P.L.1-1996, SEC.58; P.L.131-2006, SEC.1.

IC 9-13-2-111

"New motor vehicle"

Sec. 111. "New motor vehicle" means a motor vehicle:

- (1) that has not been previously titled under IC 9-17 and carries a manufacturer's certificate of origin; or
- (2) that has never been transferred by a manufacturer, distributor, or dealer to an ultimate purchaser.

As added by P.L.2-1991, SEC.1. Amended by P.L.10-1998, SEC.1.

IC 9-13-2-112

"Nonmoving traffic offense"

Sec. 112. "Nonmoving traffic offense" means a violation of a statute, an ordinance, or a regulation concerning the following:

- (1) The parking or standing of motor vehicles.
- (2) Motor vehicles that are not in motion.

As added by P.L.2-1991, SEC.1. Amended by P.L.85-2013, SEC.15.

IC 9-13-2-113

"Nonresident"

Sec. 113. "Nonresident" means a person that is not an Indiana resident.

As added by P.L.2-1991, SEC.1. Amended by P.L.198-2016, SEC.136.

IC 9-13-2-113.5

"Not-for-hire bus"

Sec. 113.5. "Not-for-hire bus" refers to the following:

- (1) A school bus.
- (2) A special purpose bus.
- (3) A church bus.
- (4) A private bus.
- (5) A bus that is used to provide incidental transportation to a passenger at no additional charge to the passenger.

As added by P.L.198-2016, SEC.137.

IC 9-13-2-114

"Odometer"

Sec. 114. "Odometer" means an instrument for measuring and recording the actual distance a motor vehicle travels while in operation. The term does not include an auxiliary odometer designed to be reset by the operator of the motor vehicle for the purpose of recording mileage on trips.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-114.5

"Offer to sell"

Sec. 114.5. "Offer to sell" means any attempt or offer to dispose of, or solicitation of an offer to purchase, a motor vehicle or interest in a motor vehicle for hire.

As added by P.L.92-2013, SEC.26.

IC 9-13-2-115

"Office"

Sec. 115. "Office", for purposes of IC 9-27-2, has the meaning set forth in IC 9-27-2-1.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-116

"Officer"

Sec. 116. "Officer", for purposes of IC 9-22-1 and IC 9-22-2, has the meaning set forth in IC 9-22-1-2.

As added by P.L.2-1991, SEC.1. Amended by P.L.66-1992, SEC.3.

IC 9-13-2-117

"Official traffic control devices"

Sec. 117. "Official traffic control devices" means a sign, signal, marking, and device, including a railroad advance warning sign, not inconsistent with this title placed or erected by authority of a public body or an official having jurisdiction, for the purpose of regulating, warning, or guiding traffic.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-117.3

"Off-road vehicle"

Sec. 117.3. "Off-road vehicle" has the meaning set forth in IC 14-8-2-185.

As added by P.L.219-2005, SEC.2. Amended by P.L.1-2007, SEC.81.

IC 9-13-2-117.5

"Operate"

Sec. 117.5. "Operate" means to navigate or otherwise be in actual physical control of a vehicle, motorboat, off-road vehicle, or snowmobile.

As added by P.L.71-1991, SEC.6. Amended by P.L.125-2012, SEC.16; P.L.85-2013, SEC.16; P.L.259-2013, SEC.4; P.L.198-2016, SEC.138.

IC 9-13-2-117.7

"Operating crew member"

Sec. 117.7. "Operating crew member", for purposes of IC 9-19-6, has the meaning set forth in IC 9-19-6-1.5.

As added by P.L.183-2005, SEC.2.

IC 9-13-2-118

"Operator"

Sec. 118. Except as provided in IC 9-31, "operator" means an individual who operates a vehicle, motorboat, off-road vehicle, or snowmobile.

As added by P.L.2-1991, SEC.1. Amended by P.L.125-2012, SEC.17; P.L.85-2013, SEC.17; P.L.259-2013, SEC.5; P.L.12-2015, SEC.3; P.L.198-2016, SEC.139.

IC 9-13-2-119

"Operator of a special tractor mobile home rig"

Sec. 119. "Operator of a special tractor mobile home rig" means:

- (1) a person employed by a mobile home or sectionalized building manufacturer, dealer, transport company, or individual

owner for the purpose of driving a vehicle transporting a mobile home or sectionalized building (as defined in section 163(b) of this chapter) on any public road or street; or
(2) an individual moving the individual's own mobile home or sectionalized building on the highways.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-120

Repealed

(As added by P.L.2-1991, SEC.1. Repealed by P.L.198-2016, SEC.140.)

IC 9-13-2-120.5

"Out-of-service order"

Sec. 120.5. "Out-of-service order" means a declaration by an authorized enforcement officer of a federal, state, Canadian, Mexican, or local jurisdiction that a driver, a commercial motor vehicle, or a motor carrier operation is out-of-service under:

- (1) 49 CFR Parts 386.72, 392.5, 395.13, 396.9;
- (2) Indiana law; or
- (3) the North American Uniform Out-of-Service Criteria.

As added by P.L.88-1996, SEC.1.

IC 9-13-2-120.7

"Overweight divisible load"

Sec. 120.7. "Overweight divisible load" means a tractor-semitrailer and load that:

- (1) can be traditionally separated or reduced to meet the specified regulatory limits for weight;
- (2) are involved in hauling, delivering, or otherwise carrying metal or agricultural commodities;
- (3) meet other requirements for height, length, and width; and
- (4) weigh more than the eighty thousand (80,000) pound gross vehicle weight limit in IC 9-20-5 but weigh not more than:
 - (A) one hundred twenty thousand (120,000) pounds if hauling metal commodities; and
 - (B) ninety-seven thousand (97,000) pounds if hauling agricultural commodities.

As added by P.L.135-2013, SEC.3. Amended by P.L.198-2016, SEC.141.

IC 9-13-2-121

"Owner"

Sec. 121. Except as otherwise provided in IC 9-31, "owner" means a person, other than a lienholder, that:

- (1) holds the property in or title to, as applicable, a vehicle, manufactured home, mobile home, off-road vehicle, snowmobile, or watercraft; or

(2) is entitled to the use or possession of, as applicable, a vehicle, manufactured home, off-road vehicle, snowmobile, or watercraft, through a lease or other agreement intended to operate as a security.

As added by P.L.2-1991, SEC.1. Amended by P.L.71-1991, SEC.7; P.L.125-2012, SEC.18; P.L.259-2013, SEC.6; P.L.198-2016, SEC.142.

IC 9-13-2-122

"Parts"

Sec. 122. "Parts" refers to all components of a vehicle that as assembled do not constitute a complete vehicle.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-123

"Passenger motor vehicle"

Sec. 123. "Passenger motor vehicle" means a motor vehicle designed for carrying passengers. The term does not include the following:

- (1) A motorcycle.
- (2) A bus.
- (3) A snowmobile.
- (4) An off-road vehicle.
- (5) A motor driven cycle.

As added by P.L.2-1991, SEC.1. Amended by P.L.21-2003, SEC.3; P.L.219-2005, SEC.3; P.L.214-2007, SEC.5; P.L.259-2013, SEC.7; P.L.221-2014, SEC.15; P.L.198-2016, SEC.143.

IC 9-13-2-123.3

"Pedestrian hybrid beacon"

Sec. 123.3. "Pedestrian hybrid beacon" for purposes of IC 9-21-3, has the meaning set forth in IC 9-21-3-0.5.

As added by P.L.43-2011, SEC.1.

IC 9-13-2-123.5

"Permit"

Sec. 123.5. "Permit" means a permit issued by the state authorizing an individual to operate the type of vehicle for which the permit was issued on public streets, roads, or highways with certain restrictions. The term includes the following:

- (1) A learner's permit.
- (2) A motorcycle permit.
- (3) A commercial learner's permit.

As added by P.L.184-2007, SEC.9. Amended by P.L.125-2012, SEC.19; P.L.198-2016, SEC.144.

IC 9-13-2-124

"Person"

Sec. 124. "Person" means an individual, a firm, a partnership, an association, a fiduciary, an executor or administrator, a governmental entity, a limited liability company, a corporation, a sole proprietorship, a trust, an estate, or another entity, except as defined in the following sections:

(1) IC 9-20-14-0.5.

(2) IC 9-20-15-0.5.

(3) IC 9-32-2-18.6.

As added by P.L.2-1991, SEC.1. Amended by P.L.95-1991, SEC.3; P.L.8-1993, SEC.169; P.L.89-1996, SEC.1; P.L.180-2015, SEC.4; P.L.151-2015, SEC.13; P.L.180-2015, SEC.5; P.L.198-2016, SEC.145.

IC 9-13-2-124.5

Repealed

(As added by P.L.2-1997, SEC.27. Repealed by P.L.198-2016, SEC.146.)

IC 9-13-2-125

"Personalized license plate"

Sec. 125. "Personalized license plate" means a license plate that displays the registration number assigned to the vehicle and issued in a combination of letters or numbers, or both, requested by the owner or the lessee of the vehicle and approved by the bureau.

As added by P.L.2-1991, SEC.1. Amended by P.L.262-2013, SEC.13.

IC 9-13-2-125.5

"Photo exempt identification card"

Sec. 125.5. "Photo exempt identification card" means an identification card issued by the bureau under IC 9-24-16.5.

As added by P.L.197-2015, SEC.1.

IC 9-13-2-126

"Pole trailer"

Sec. 126. "Pole trailer" means a vehicle without motive power designed to be drawn by another vehicle and attached to the towing vehicle by means of a reach or pole, or by being boomed or otherwise secured to the towing vehicle, and ordinarily used for transporting long or irregular shaped loads such as poles, pipes, or structural members that are capable, generally, of sustaining themselves as beams between the supporting connections.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-127

"Police officer"

Sec. 127. (a) "Police officer" means, except as provided in subsection (b), the following:

(1) A regular member of the state police department.

- (2) A regular member of a city or town police department.
- (3) A town marshal or town marshal deputy.
- (4) A regular member of a county sheriff's department.
- (5) A conservation officer of the department of natural resources.
- (6) An individual assigned as a motor carrier inspector under IC 10-11-2-26(a).
- (7) An excise police officer of the alcohol and tobacco commission.
- (8) A gaming control officer employed by the gaming control division under IC 4-33-20.

The term refers to a police officer having jurisdiction in Indiana, unless the context clearly refers to a police officer from another state or a territory or federal district of the United States.

(b) "Police officer", for purposes of IC 9-21, means an officer authorized to direct or regulate traffic or to make arrests for violations of traffic regulations.

As added by P.L.2-1991, SEC.1. Amended by P.L.67-1992, SEC.2; P.L.210-2005, SEC.10; P.L.94-2006, SEC.3; P.L.13-2013, SEC.34; P.L.259-2013, SEC.8; P.L.262-2013, SEC.14; P.L.198-2016, SEC.147.

IC 9-13-2-128

"Political subdivision"

Sec. 128. "Political subdivision" means a county, a township, a city, a town, a public school corporation, or any other subdivision of the state recognized in any law, including any special taxing district or entity and any public improvement district authority or entity authorized to levy taxes or assessments.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-128.3

Repealed

(As added by P.L.93-1997, SEC.2. Repealed by P.L.198-2016, SEC.148.)

IC 9-13-2-129

Repealed

(As added by P.L.2-1991, SEC.1. Repealed by P.L.198-2016, SEC.149.)

IC 9-13-2-130

"Previous conviction of operating while intoxicated"

Sec. 130. "Previous conviction of operating while intoxicated" means a previous conviction:

- (1) in Indiana of:
 - (A) an alcohol related or drug related crime under Acts 1939, c.48, s.52, as amended, IC 9-4-1-54 (repealed

September 1, 1983), or IC 9-11-2 (repealed July 1, 1991); or
(B) a crime under IC 9-30-5-1 through IC 9-30-5-9; or
(2) in any other jurisdiction in which the elements of the crime
for which the conviction was entered are substantially similar
to the elements of a crime described in IC 9-30-5-1 through
IC 9-30-5-9.

As added by P.L.2-1991, SEC.1. Amended by P.L.1-1992, SEC.36.

IC 9-13-2-131

"Prima facie evidence of intoxication"

Sec. 131. "Prima facie evidence of intoxication" includes evidence
that at the time of an alleged violation the person had an alcohol
concentration equivalent to at least eight-hundredths (0.08) gram of
alcohol per:

- (1) one hundred (100) milliliters of the person's blood; or
- (2) two hundred ten (210) liters of the person's breath.

*As added by P.L.2-1991, SEC.1. Amended by P.L.33-1997, SEC.3;
P.L.1-2000, SEC.3; P.L.175-2001, SEC.2.*

IC 9-13-2-132

"Prisoner of war"

Sec. 132. "Prisoner of war" means an individual who, while
serving in any capacity with the armed forces of the United States or
their reserve components:

- (1) was taken prisoner and held captive:
 - (A) while engaged in an action against an enemy of the
United States;
 - (B) while engaged in military operations involving conflict
with an opposing foreign force;
 - (C) while serving with friendly forces engaged in an armed
conflict against an opposing armed force in which the United
States is not a belligerent party; or
 - (D) under circumstances comparable to those circumstances
under which individuals have generally been held captive by
enemy armed forces during periods of armed conflict; and
- (2) either:
 - (A) is serving in; or
 - (B) under conditions other than dishonorable, was
discharged or separated from service in;
the armed forces of the United States or their reserve
components.

*As added by P.L.2-1991, SEC.1. Amended by P.L.198-2016,
SEC.150.*

IC 9-13-2-133

"Private bus"

Sec. 133. (a) "Private bus" means a motor vehicle that is:

- (1) designed to transport more than fourteen (14) passengers;

and

(2) used by any of the following:

(A) A religious, fraternal, charitable, or benevolent organization.

(B) A nonprofit youth organization.

(C) A public or private postsecondary educational institution.

(b) The term includes:

(1) the chassis;

(2) the body; or

(3) both the body and the chassis;

of the vehicle.

(c) The term does not include the following:

(1) A school bus.

(2) A for-hire bus.

As added by P.L.2-1991, SEC.1. Amended by P.L.2-2007, SEC.140; P.L.198-2016, SEC.151.

IC 9-13-2-134

"Private business property or shopping center"

Sec. 134. "Private business property" or "shopping center", for purposes of IC 9-21-18, has the meaning set forth in IC 9-21-18-2.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-135

"Private driveway"

Sec. 135. "Private driveway" means a way or place in private ownership that is used for vehicular travel by the owner and those having express or implied permission from the owner but not by other persons.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-136

"Private property"

Sec. 136. "Private property" means all property other than public property.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-137

"Private road"

Sec. 137. "Private road" means a way or place in private ownership that is used for vehicular travel by the owner and those having express or implied permission from the owner but not by other persons.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-138

Repealed

(As added by P.L.2-1991, SEC.1. Repealed by P.L.198-2016, SEC.152.)

IC 9-13-2-138.5

"Proof of discharge"

Sec. 138.5. "Proof of discharge" means a document that:

- (1) is issued by the United States Department of Defense; and
- (2) confirms a veteran's discharge from the armed forces of the United States.

The term includes a DD-214 form.

As added by P.L.118-2011, SEC.2.

IC 9-13-2-139

"Proof of financial responsibility"

Sec. 139. "Proof of financial responsibility", for purposes of IC 9-25, has the meaning set forth in IC 9-25-2-3.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-140

"Protocol"

Sec. 140. "Protocol" means a procedure for the withdrawal of blood and other bodily substance samples.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-141

"Public agency"

Sec. 141. "Public agency", for purposes of IC 9-22-1, has the meaning set forth in IC 9-22-1-3.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-142

"Public highway"

Sec. 142. "Public highway", for purposes of IC 9-25, has the meaning set forth in IC 9-25-2-4.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-143

"Public passenger chauffeur"

Sec. 143. (a) "Public passenger chauffeur" means a person who operates a motor vehicle designed to transport not more than fifteen (15) individuals, including the driver, while in use as a public passenger carrying vehicle for hire. The term does not include a person who operates a medical services vehicle.

(b) This section expires December 31, 2016.

As added by P.L.2-1991, SEC.1. Amended by P.L.125-2012, SEC.20; P.L.85-2013, SEC.18; P.L.198-2016, SEC.153.

IC 9-13-2-144

"Public property"

Sec. 144. "Public property" means a public right-of-way, street, highway, alley, park, or other state, county, or municipal property.
As added by P.L.2-1991, SEC.1.

IC 9-13-2-144.5

Repealed

(As added by P.L.216-2003, SEC.2. Amended by P.L.216-2014, SEC.19. Repealed by P.L.198-2016, SEC.154.)

IC 9-13-2-145

Repealed

(As added by P.L.2-1991, SEC.1. Repealed by P.L.198-2016, SEC.155.)

IC 9-13-2-146

Repealed

(As added by P.L.2-1991, SEC.1. Repealed by P.L.113-2014, SEC.16; P.L.217-2014, SEC.7.)

IC 9-13-2-146.5

"Railroad flagman"

Sec. 146.5. "Railroad flagman", for purposes of IC 9-21-8-41.7, has the meaning set forth in IC 9-21-8-41.7(a).
As added by P.L.8-2010, SEC.1.

IC 9-13-2-147

"Railroad sign or signal"

Sec. 147. "Railroad sign or signal" means a sign, signal, or device erected by authority of a public body or official or by a railroad and intended to give notice of the presence of railroad tracks or the approach of a railroad train.
As added by P.L.2-1991, SEC.1.

IC 9-13-2-148

Repealed

(As added by P.L.2-1991, SEC.1. Repealed by P.L.125-2012, SEC.21.)

IC 9-13-2-149

"Rebuilt vehicle"

Sec. 149. "Rebuilt vehicle" means a salvage vehicle that has been restored to an operable condition.
As added by P.L.2-1991, SEC.1. Amended by P.L.262-2013, SEC.15; P.L.198-2016, SEC.156.

IC 9-13-2-149.5

Repealed

(As added by P.L.2-1997, SEC.28. Amended by P.L.92-2013, SEC.27. Repealed by P.L.198-2016, SEC.157.)

IC 9-13-2-149.8

"Recovery vehicle"

Sec. 149.8. "Recovery vehicle" means a truck that is specifically designed for towing a disabled vehicle or a combination of vehicles. *As added by P.L.217-2014, SEC.8. Amended by P.L.198-2016, SEC.158.*

IC 9-13-2-150

"Recreational vehicle"

Sec. 150. "Recreational vehicle" means a vehicle with or without motive power equipped exclusively for living quarters for persons traveling upon the highways. The term:

- (1) does not include:
 - (A) a truck camper; or
 - (B) a mobile structure (as defined in IC 22-12-1-17); and
- (2) does include a vehicle that:
 - (A) is designed and marketed as temporary living quarters for recreational, camping, travel, or seasonal use;
 - (B) is not permanently affixed to real property for use as a permanent dwelling;
 - (C) is built on a single chassis and mounted on wheels;
 - (D) does not exceed four hundred (400) square feet of gross area; and
 - (E) is certified by the manufacturer as complying with the American National Standards Institute A119.5 standard.

A vehicle described in this subdivision may commonly be referred to as a "park model RV".

As added by P.L.2-1991, SEC.1. Amended by P.L.216-2014, SEC.20; P.L.198-2016, SEC.159.

IC 9-13-2-150.3

"Recycling facility"

Sec. 150.3. (a) "Recycling facility" means a person, firm, limited liability company, corporation, or other legal entity that, in the course of business, engages in the acquisition and dismantling or demolition of vehicles, motorcycles, semitrailers, or recreational vehicles or their remains for the benefit of reusable components and parts or recyclable materials.

- (b) The term includes the following enterprises:
 - (1) An automotive salvage recycler.
 - (2) A hulk crusher.
 - (3) A scrap metal processor that processes at least five (5) vehicles during a twelve (12) month period.

As added by P.L.151-2015, SEC.14.

IC 9-13-2-150.5**"Registered importer"**

Sec. 150.5. "Registered importer" has the meaning set forth in IC 9-17-2-0.5.

As added by P.L.107-2008, SEC.8; P.L.131-2008, SEC.35.

IC 9-13-2-150.7**"Registration"**

Sec. 150.7. "Registration", for purposes of IC 9-25-8, with respect to a vehicle, includes the license plate that is issued by the bureau in connection with the registration of the vehicle.

As added by P.L.10-2014, SEC.1.

IC 9-13-2-151**"Relevant evidence of intoxication"**

Sec. 151. "Relevant evidence of intoxication" includes evidence that at the time of an alleged violation a person had an alcohol concentration equivalent to at least five-hundredths (0.05) gram, but less than eight-hundredths (0.08) gram of alcohol per:

(1) one hundred (100) milliliters of the person's blood; or

(2) two hundred ten (210) liters of the person's breath.

As added by P.L.2-1991, SEC.1. Amended by P.L.33-1997, SEC.4; P.L.1-2000, SEC.4; P.L.175-2001, SEC.3.

IC 9-13-2-151.5**"Relevant market area"**

Sec. 151.5. "Relevant market area", for purposes of IC 9-32, has the meaning set forth in IC 9-32-2-20.

As added by P.L.118-2001, SEC.1. Amended by P.L.37-2009, SEC.1; P.L.92-2013, SEC.28.

IC 9-13-2-151.7**"Rental company"**

Sec. 151.7. "Rental company" has the meaning set forth in IC 24-4-9-7.

As added by P.L.268-2003, SEC.4.

IC 9-13-2-152**"Repair or replacement"**

Sec. 152. "Repair or replacement" means the restoration of an odometer to a sound working condition by replacing the odometer or any part of the odometer or by correcting what is inoperative.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-152.5**Repealed**

(As added by P.L.115-1993, SEC.1. Repealed by P.L.198-2016, SEC.160.)

IC 9-13-2-152.7**"Reserve components"**

Sec. 152.7. "Reserve components" means the following:

- (1) The United States Army National Guard.
- (2) The United States Army Reserve.
- (3) The United States Navy Reserve.
- (4) The United States Marine Corps Reserve.
- (5) The United States Air National Guard.
- (6) The United States Air Force Reserve.
- (7) The United States Coast Guard Reserve.
- (8) The Indiana Army National Guard.
- (9) The Indiana Air National Guard.

As added by P.L.198-2016, SEC.161.

IC 9-13-2-153**"Residence district"**

Sec. 153. "Residence district" means the territory contiguous to and including a highway not comprising a business district, when the property on the highway for a distance of at least five hundred (500) feet is primarily improved with residences or residences and buildings in use for business.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-154**"Restricted license"**

Sec. 154. "Restricted license" means any current driving license, on which the commission has designated restrictions.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-154.5**Repealed**

(As added by P.L.86-1996, SEC.6. Amended by P.L.92-2013, SEC.29. Repealed by P.L.151-2015, SEC.15.)

IC 9-13-2-154.6**Repealed**

(As added by P.L.86-1996, SEC.7. Amended by P.L.92-2013, SEC.30. Repealed by P.L.151-2015, SEC.16.)

IC 9-13-2-154.8**"Retractable tire studs"**

Sec. 154.8. "Retractable tire studs", for purposes of IC 9-19-18, means tire studs that:

- (1) are capable of being retracted; and
- (2) otherwise satisfy the requirements of IC 9-19-18-3(d).

As added by P.L.35-2008, SEC.1.

IC 9-13-2-155**"Right-of-way"**

Sec. 155. "Right-of-way" means the privilege of the immediate use of a highway.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-156**"Road tractor"**

Sec. 156. "Road tractor" means a vehicle designed and used for drawing other vehicles and not constructed to carry any load independently or any part of the weight of a vehicle or load drawn independently.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-157**"Roadway"**

Sec. 157. (a) Except as provided in subsection (b), "roadway" means that part of a highway improved, designed, or ordinarily used for vehicular travel.

(b) As used in IC 9-21-12-13, "roadway" means the part of a highway that is improved, designed, or ordinarily used for vehicular travel. The term does not include the sidewalk, berm, or shoulder, even if the sidewalk, berm, or shoulder is used by persons riding bicycles or other human powered vehicles.

As added by P.L.2-1991, SEC.1. Amended by P.L.42-2011, SEC.22.

IC 9-13-2-158**"Safety glazing materials"**

Sec. 158. "Safety glazing materials", for purposes of IC 9-19-19, has the meaning set forth in IC 9-19-19-1.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-159**"Safety zone"**

Sec. 159. "Safety zone" means the area or space officially set apart within a roadway for the exclusive use of pedestrians and that is protected or is so marked or indicated by adequate signs as to be plainly visible at all times.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-159.5**"Sale"**

Sec. 159.5. "Sale", for purposes of IC 9-32, has the meaning set forth in IC 9-32-2-23.

As added by P.L.92-2013, SEC.31.

IC 9-13-2-160**"Salvage vehicle"**

Sec. 160. "Salvage vehicle" means any of the following:

- (1) A vehicle that meets at least one (1) of the criteria set forth in IC 9-22-3-3.
- (2) A vehicle, ownership of which is evidenced by a salvage title or by another ownership document of similar qualification and limitation issued by a state or jurisdiction other than the state of Indiana, and recognized by and acceptable to the bureau of motor vehicles.

As added by P.L.2-1991, SEC.1. Amended by P.L.198-2016, SEC.162.

IC 9-13-2-161

"School bus"

Sec. 161. (a) "School bus" means, except as provided in subsection (b), a bus used to transport preschool, elementary, or secondary school children to and from:

- (1) school;
- (2) school athletic games or contests; or
- (3) other school functions.

(b) "School bus", for purposes of IC 9-21, means a motor vehicle owned by a public or governmental agency and operated for the transportation of children to or from school, including project headstart, or privately owned and operated for compensation for the transportation of children to and from school, including project headstart.

As added by P.L.2-1991, SEC.1. Amended by P.L.54-1998, SEC.1; P.L.219-2003, SEC.2; P.L.146-2009, SEC.2; P.L.198-2016, SEC.163.

IC 9-13-2-161.3

"School crossing guard"

Sec. 161.3. "School crossing guard" means a person at least eighteen (18) years of age appointed by one (1) of the following:

- (1) Safety board.
- (2) Board of public works and safety.
- (3) Town board.
- (4) Board of public safety.
- (5) Sheriff.

As added by P.L.116-1993, SEC.1.

IC 9-13-2-161.5

"School crossing zone"

Sec. 161.5. "School crossing zone" means a part of a roadway distinctly indicated for crossing by children on the way to or from school by lines or other markings on the surface of the roadway or by signs.

As added by P.L.116-1993, SEC.2.

IC 9-13-2-162**"Scrap metal processor"**

Sec. 162. "Scrap metal processor" means a person:

- (1) that engages in the acquisition of vehicles or the remains of vehicles;
- (2) that has facilities for processing iron, steel, or nonferrous scrap; and
- (3) whose principal product is scrap iron, scrap steel, or nonferrous scrap for sale for remelting purposes.

As added by P.L.2-1991, SEC.1. Amended by P.L.92-2013, SEC.32; P.L.198-2016, SEC.164.

IC 9-13-2-162.5**"Secretary"**

Sec. 162.5. "Secretary", for purposes of IC 9-32, has the meaning set forth in IC 9-32-2-24.

As added by P.L.92-2013, SEC.33.

IC 9-13-2-163**"Sectionalized building"**

Sec. 163. (a) "Sectionalized building" means, except as provided in subsection (b), any part of a finished structure.

(b) "Sectionalized building", for purposes of IC 9-20-15, means any part of a finished structure that has living quarters suitable for human use and that can be identified by a manufacturer's number sequence.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-164**"Semitrailer"**

Sec. 164. (a) "Semitrailer", except as provided in subsection (b), means a vehicle without motive power, designed for carrying property and for being drawn by a motor vehicle, and so constructed that some part of the weight of the semitrailer and that of the semitrailer's load rests upon or is carried by another vehicle. The term does not include the following:

- (1) A pole trailer.
- (2) A two (2) wheeled homemade trailer.

(b) "Semitrailer", for purposes of IC 9-21, means a vehicle with or without motive power, designed for carrying persons or property and for being drawn by a motor vehicle and so constructed that some part of its weight and that of its load rests upon or is carried by another vehicle. The term does not include a pole trailer.

As added by P.L.2-1991, SEC.1. Amended by P.L.198-2016, SEC.165.

IC 9-13-2-165**"Serious bodily injury"**

Sec. 165. "Serious bodily injury" has the meaning set forth in IC 35-31.5-2-292.

As added by P.L.2-1991, SEC.1. Amended by P.L.114-2012, SEC.20.

IC 9-13-2-166

"Shopping center or private business property"

Sec. 166. "Shopping center" or "private business property", for purposes of IC 9-21-18, has the meaning set forth in IC 9-21-18-2.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-167

"Sidewalk"

Sec. 167. "Sidewalk" means the part of a street between the curb lines, or the lateral lines of a roadway, and the adjacent property lines intended for the use of pedestrians.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-167.5

"Snowmobile"

Sec. 167.5. "Snowmobile" has the meaning set forth in IC 14-8-2-261.

As added by P.L.259-2013, SEC.9.

IC 9-13-2-168

"Solid tire"

Sec. 168. "Solid tire" means a tire of rubber or other resilient material that does not depend upon compressed air for the support of the load.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-168.3

"Solid waste hauler"

Sec. 168.3. "Solid waste hauler", for purposes of IC 9-21-8, has the meaning set forth in IC 9-21-8-0.4.

As added by P.L.188-2015, SEC.1.

IC 9-13-2-169

Repealed

(As added by P.L.2-1991, SEC.1. Repealed by P.L.210-2005, SEC.76.)

IC 9-13-2-170

"Special group"

Sec. 170. "Special group" means:

- (1) a class or group of persons that the bureau finds:
 - (A) have made significant contributions to the United States, Indiana, or the group's community or are descendants of native or pioneer residents of Indiana;

- (B) are organized as a nonprofit organization (as defined under Section 501(c) of the Internal Revenue Code);
 - (C) are organized for nonrecreational purposes; and
 - (D) are organized as a separate, unique organization or as a coalition of separate, unique organizations; or
- (2) a National Football League franchised professional football team.

As added by P.L.2-1991, SEC.1. Amended by P.L.261-2001, SEC.1; P.L.214-2005, SEC.54.

IC 9-13-2-170.1

Repealed

(As added by P.L.125-2012, SEC.22. Repealed by P.L.198-2016, SEC.166.)

IC 9-13-2-170.3

"Special machinery"

Sec. 170.3. "Special machinery" means a vehicle:

- (1) that is designed and used to perform a specific function that is unrelated to transporting people or property on a highway;
- (2) on which is permanently mounted machinery or equipment used to perform operations unrelated to transportation on a highway; and
- (3) that is incapable of, or would require substantial modification to be capable of, carrying a load.

As added by P.L.210-2005, SEC.11. Amended by P.L.125-2012, SEC.23; P.L.262-2013, SEC.16; P.L.198-2016, SEC.167.

IC 9-13-2-170.5

Repealed

(As added by P.L.216-2003, SEC.3. Repealed by P.L.216-2014, SEC.21.)

IC 9-13-2-170.7

"Special purpose bus"

Sec. 170.7. "Special purpose bus" has the meaning set forth in IC 20-27-2-10.

As added by P.L.107-2006, SEC.1.

IC 9-13-2-171

"Special tractor-mobile home rig"

Sec. 171. "Special tractor-mobile home rig" means any combination of a mobile home or sectionalized building and a towing vehicle having a width greater than one hundred forty-eight (148) inches and not greater than one hundred seventy-two (172) inches at the base and:

- (1) of which the mobile home, including the hitch, is not more than eighty-five (85) feet and the tractor part is not less than

- twelve (12) feet in length;
- (2) a height not in excess of fourteen (14) feet, six (6) inches;
- or
- (3) both of the dimensions in subdivisions (1) and (2).

As added by P.L.2-1991, SEC.1. Amended by P.L.61-1996, SEC.12; P.L.217-2003, SEC.1.

IC 9-13-2-172

"Speed contest"

Sec. 172. "Speed contest" means an unnecessary rapid acceleration by two (2) or more vehicles that creates a hazard to pedestrians, passengers, vehicles, or other property.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-173

"State"

Sec. 173. (a) "State" means, except as otherwise provided by this section and unless by the context some other state or territory or federal district of the United States is meant or intended, the state of Indiana.

(b) "State", for purposes of IC 9-27-1, means the state of Indiana, the governor of Indiana, an agency of the state of Indiana designated by the governor to receive federal aid, and any officer, board, bureau, commission, division, or department, any public body corporate and politic created by the state of Indiana for public purposes, or any state educational institution.

(c) "State", for purposes of IC 9-25, means any state in the United States, the District of Columbia, or any Province of the Dominion of Canada.

As added by P.L.2-1991, SEC.1. Amended by P.L.88-1996, SEC.2; P.L.2-2007, SEC.141; P.L.9-2010, SEC.9; P.L.198-2016, SEC.168.

IC 9-13-2-173.3

"State highway fund"

Sec. 173.3. "State highway fund" refers to the state highway fund established by IC 8-23-9-54. The term is synonymous with the primary highway system special account described in IC 8-14-2-1(1).

As added by P.L.216-2014, SEC.22.

IC 9-13-2-173.5

"State police building account"

Sec. 173.5. "State police building account" refers to the state police building account established by IC 9-14-14-4.

As added by P.L.216-2014, SEC.23. Amended by P.L.198-2016, SEC.169.

IC 9-13-2-173.7

"State motor vehicle technology fund"

Sec. 173.7. "State motor vehicle technology fund" refers to the state motor vehicle technology fund established by IC 9-14-14-3.
As added by P.L.216-2014, SEC.24. Amended by P.L.198-2016, SEC.170.

IC 9-13-2-174

"Stinger-steered vehicle"

Sec. 174. "Stinger-steered vehicle" means an automobile or a boat transporter configured as a semitrailer combination in which the fifth wheel is located as a drop frame located behind and below the rearmost axle of the power unit.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-174.5

"Storage yard"

Sec. 174.5. "Storage yard" for purposes of IC 9-22-1, has the meaning set forth in IC 9-22-1-3.5.

As added by P.L.104-2005, SEC.1.

IC 9-13-2-175

"Street or highway"

Sec. 175. "Street" or "highway" means the entire width between the boundary lines of every way publicly maintained when any part of the way is open to the use of the public for purposes of vehicular travel. The term includes an alley in a city or town.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-176

Repealed

(As added by P.L.2-1991, SEC.1. Repealed by P.L.113-2014, SEC.17; P.L.217-2014, SEC.9.)

IC 9-13-2-177

"Tandem axle group"

Sec. 177. "Tandem axle group" means two (2) or more axles spaced more than forty (40) inches and less than ninety-six (96) inches. For the purpose of enforcing the single axle weight limitation, the third axle of a tri-axle group of a truck shall be treated as if it were a single axle if it is independently suspended.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-177.3

"Telecommunications device"

Sec. 177.3. (a) "Telecommunications device", for purposes of IC 9-21-8, IC 9-25-4-7, IC 9-24-11-3.3 (before its repeal), and IC 9-24-11-3.7, means an electronic or digital telecommunications device. The term includes a:

- (1) wireless telephone;

- (2) personal digital assistant;
- (3) pager; or
- (4) text messaging device.
- (b) The term does not include:
 - (1) amateur radio equipment that is being operated by a person licensed as an amateur radio operator by the Federal Communications Commission under 47 CFR Part 97; or
 - (2) a communications system installed in a commercial motor vehicle weighing more than ten thousand (10,000) pounds.

As added by P.L.101-2009, SEC.2. Amended by P.L.185-2011, SEC.1; P.L.59-2013, SEC.1; P.L.198-2016, SEC.171.

IC 9-13-2-177.4

"Text message"

Sec. 177.4. "Text message", for purposes of IC 9-21-8, has the meaning set forth in IC 9-21-8-0.5.

As added by P.L.185-2011, SEC.2.

IC 9-13-2-177.5

Repealed

(As added by P.L.268-2003, SEC.5. Repealed by P.L.198-2016, SEC.172.)

IC 9-13-2-178

"Through highway"

Sec. 178. "Through highway" means a highway or portion of a highway at the entrance to which vehicular traffic from intersecting highways is required by law to yield right-of-way to vehicles on the through highway in obedience to either a stop sign or a yield sign.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-179

"Towing service"

Sec. 179. "Towing service" means a person that engages in moving or removing abandoned or disabled vehicles and, once the vehicles are moved or removed, stores or impounds the vehicles.

As added by P.L.2-1991, SEC.1. Amended by P.L.191-2007, SEC.2.

IC 9-13-2-180

"Tractor"

Sec. 180. "Tractor" means a motor vehicle designed and used primarily for drawing or propelling trailers, semitrailers, or vehicles of any kind. The term does not include a farm tractor.

As added by P.L.2-1991, SEC.1. Amended by P.L.210-2005, SEC.12.

IC 9-13-2-181

"Tractor-mobile home rig"

Sec. 181. "Tractor-mobile home rig" means a combination of a

mobile home or sectionalized building and a towing vehicle having either a combined overall length of more than sixty (60) feet and not more than one hundred ten (110) feet of which:

- (1) the mobile home, including the hitch, is not more than eighty-five (85) feet; and
- (2) the tractor part:
 - (A) is not less than twelve (12) feet in length;
 - (B) has a width of more than ninety-six (96) inches and not more than one hundred forty-eight (148) inches at the base;
 - (C) has a height of not more than fourteen (14) feet; or
 - (D) has at least two (2) of the dimensions in clauses (A) through (C).

As added by P.L.2-1991, SEC.1. Amended by P.L.217-2003, SEC.2.

IC 9-13-2-182

"Traffic"

Sec. 182. "Traffic" means pedestrians, ridden or herded animals, vehicles, and other conveyances either singly or together while using any highway for purposes of travel.

As added by P.L.2-1991, SEC.1. Amended by P.L.113-2014, SEC.18; P.L.217-2014, SEC.10.

IC 9-13-2-183

"Traffic offense"

Sec. 183. "Traffic offense" means:

- (1) a violation of a statute, an ordinance, a rule, or a regulation relating to the operation or use of motor vehicles; and
- (2) any violation of a statute, an ordinance, a rule, or a regulation relating to the use of streets and highways by pedestrians or by the operation of any other vehicle.

As added by P.L.2-1991, SEC.1. Amended by P.L.85-2013, SEC.19.

IC 9-13-2-184

"Trailer"

Sec. 184. (a) "Trailer" means, except as otherwise provided in this section, a vehicle:

- (1) without motive power;
- (2) designed for carrying persons or property;
- (3) designed for being drawn by a motor vehicle; and
- (4) so constructed that no part of the weight of the trailer rests upon the towing vehicle.

The term includes pole trailers and two (2) wheeled homemade trailers.

(b) "Trailer", for purposes of IC 9-21, means a vehicle:

- (1) with or without motive power;
- (2) designed for carrying persons or property;
- (3) designed for being drawn by a motor vehicle; and
- (4) so constructed that no part of the weight of the trailer rests

upon the towing vehicle.
The term does not include pole trailers or special machinery.

(c) "Trailer", for purposes of IC 9-21-8-12 through IC 9-21-8-13, means the combination of any motor vehicle towing another vehicle or trailer.

As added by P.L.2-1991, SEC.1. Amended by P.L.125-2012, SEC.24.

IC 9-13-2-185

"Transfer dealer"

Sec. 185. "Transfer dealer", for purposes of IC 9-32, has the meaning set forth in IC 9-32-2-25.

As added by P.L.2-1991, SEC.1. Amended by P.L.268-2003, SEC.6; P.L.92-2013, SEC.34.

IC 9-13-2-186

Repealed

(As added by P.L.2-1991, SEC.1. Repealed by P.L.198-2016, SEC.173.)

IC 9-13-2-187

"Transport operator"

Sec. 187. "Transport operator" means any of the following:

- (1) An Indiana resident or business engaged in the business of furnishing drivers and operators for the purpose of transporting vehicles in transit from one (1) place to another by the drive away or tow away methods.
- (2) An Indiana dealer or manufacturer engaged in the operation or business described in subdivision (1). An Indiana dealer described in this subdivision must hold a valid Indiana dealer license.
- (3) An Indiana business that prepares newly purchased vehicles of the business and delivers the vehicles to the locations where the vehicles will be based, titled, and registered.

As added by P.L.2-1991, SEC.1. Amended by P.L.125-2012, SEC.25; P.L.262-2013, SEC.17; P.L.149-2015, SEC.25.

IC 9-13-2-187.5

Expired

(As added by P.L.147-2002, SEC.1. Amended by P.L.135-2013, SEC.4. Expired by P.L.135-2013, SEC.4.)

IC 9-13-2-188

"Truck"

Sec. 188. (a) "Truck" means a motor vehicle designed, used, or maintained primarily for the transportation of property.

(b) "Truck", for purposes of IC 9-21-8-3, includes the following:

- (1) A motor vehicle designed and used primarily for drawing another vehicle and constructed to carry a load other than a part

of the weight of the vehicle and load drawn.

(2) A motor vehicle designed and used primarily as a farm implement for drawing plows, mowing machines, and other implements of agriculture.

As added by P.L.2-1991, SEC.1. Amended by P.L.210-2005, SEC.13.

IC 9-13-2-188.3

"Truck camper"

Sec. 188.3. "Truck camper" means a device without motive power that is installed in the bed of a truck to provide living quarters for persons traveling on a highway.

As added by P.L.198-2016, SEC.174.

IC 9-13-2-188.5

Repealed

(As added by P.L.188-2006, SEC.3. Amended by P.L.2-2007, SEC.142; P.L.145-2011, SEC.8; P.L.107-2012, SEC.1; P.L.125-2012, SEC.26; P.L.149-2015, SEC.26. Repealed by P.L.198-2016, SEC.175.)

IC 9-13-2-189

"Truck-tractor"

Sec. 189. (a) "Truck-tractor" means, except as provided in subsection (b), a motor vehicle designed and used primarily for drawing other vehicles and not constructed to carry a load other than a part of the weight of the vehicle and load so drawn.

(b) "Truck-tractor", for purposes of IC 9-20-13-2, means a noncargo carrying power unit designed to operate in combination with a semitrailer or trailer and includes a dromedary deck and plate.

As added by P.L.2-1991, SEC.1. Amended by P.L.91-1991, SEC.2.

IC 9-13-2-190

"Truck-tractor-semitrailer-semitrailer"

Sec. 190. "Truck-tractor-semitrailer-semitrailer" refers to a combination of vehicles containing two (2) trailing units connected with a B-train assembly.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-191

"Ultimate purchaser"

Sec. 191. "Ultimate purchaser" means the first person, other than a dealer purchasing in the dealer's capacity as a dealer, who in good faith purchases a motor vehicle for purposes other than resale.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-191.5

"Uniform time standards manual"

Sec. 191.5. "Uniform time standards manual", for purposes of

IC 9-32, has the meaning set forth in IC 9-32-2-26.
As added by P.L.78-2002, SEC.4. Amended by P.L.92-2013, SEC.35.

IC 9-13-2-192

"Unit"

Sec. 192. "Unit", for purposes of IC 9-21-18, IC 9-32-9-3, IC 9-32-11-2, IC 9-32-11-6, and IC 9-32-11-11.5, has the meaning set forth in IC 9-21-18-3.

As added by P.L.2-1991, SEC.1. Amended by P.L.151-2015, SEC.17.

IC 9-13-2-193

"Urban district"

Sec. 193. "Urban district" means the territory contiguous to and including any street that is built up with structures devoted to business, industry, or dwelling houses situated at intervals of less than two hundred (200) feet for a distance of at least one-fourth (1/4) mile.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-194

"Used major component part"

Sec. 194. "Used major component part" does not include a remanufactured part.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-195

"Used parts dealer"

Sec. 195. "Used parts dealer", for purposes of IC 9-32, has the meaning set forth in IC 9-32-2-27.

As added by P.L.2-1991, SEC.1. Amended by P.L.92-2013, SEC.36.

IC 9-13-2-196

"Vehicle"

Sec. 196. (a) "Vehicle" means, except as otherwise provided in this section, a device in, upon, or by which a person or property is, or may be, transported or drawn upon a highway. The term does not include the following:

- (1) A device moved by human power.
- (2) A device that runs only on rails or tracks.
- (3) A wheelchair.

(b) For purposes of IC 9-17, the term includes the following:

- (1) Off-road vehicles.
- (2) Manufactured homes or mobile homes that are:
 - (A) personal property not held for resale; and
 - (B) not attached to real estate by a permanent foundation.
- (3) Watercraft.

(c) For purposes of IC 9-22 and IC 9-32, the term refers to a vehicle of a type that must be registered under IC 9-18-2 (before its

expiration) or IC 9-18.1, other than an off-road vehicle or a snowmobile under IC 9-18-2.5 (before its expiration) or IC 9-18.1-4.

(d) For purposes of IC 9-30-5, IC 9-30-6, IC 9-30-8, and IC 9-30-9, the term means a device for transportation by land or air. The term does not include an electric personal assistive mobility device.

As added by P.L.2-1991, SEC.1. Amended by P.L.88-1998, SEC.2; P.L.143-2002, SEC.4; P.L.210-2005, SEC.14; P.L.41-2006, SEC.2; P.L.9-2010, SEC.10; P.L.221-2014, SEC.16; P.L.198-2016, SEC.176.

IC 9-13-2-196.3

"Vehicular substance offense"

Sec. 196.3. "Vehicular substance offense", for purposes of IC 9-30-15.5, has the meaning set forth in IC 9-30-15.5-1.

As added by P.L.217-2014, SEC.11.

IC 9-13-2-196.5

"Veteran"

Sec. 196.5. "Veteran" means an individual who:

- (1) is serving in; or
- (2) under conditions other than dishonorable, was discharged or separated from service in;

the armed forces of the United States or their reserve components.

As added by P.L.58-2006, SEC.1. Amended by P.L.198-2016, SEC.177.

IC 9-13-2-197

"Violation"

Sec. 197. "Violation", for purposes of IC 9-30-10, has the meaning set forth in IC 9-30-10-3.

As added by P.L.2-1991, SEC.1.

IC 9-13-2-198

"Wagon"

Sec. 198. Except as provided in section 60(a)(2) or 60(a)(3) of this chapter, "wagon" means a vehicle that is:

- (1) without motive power;
- (2) designed to be pulled by a motor vehicle;
- (3) constructed so that no part of the weight of the wagon rests upon the towing vehicle;
- (4) equipped with a flexible tongue; and
- (5) capable of being steered by the front two (2) wheels.

As added by P.L.2-1991, SEC.1. Amended by P.L.150-2009, SEC.4; P.L.198-2016, SEC.178.

IC 9-13-2-198.5

"Watercraft"

Sec. 198.5. "Watercraft" means a contrivance used or designed for navigation on water, including a vessel, boat, motor vessel, steam vessel, sailboat, vessel operated by machinery either permanently or temporarily affixed, scow, tugboat, or any marine equipment that is capable of carrying passengers, except a ferry.

As added by P.L.71-1991, SEC.8.

IC 9-13-2-198.7

"Waters of Indiana"

Sec. 198.7. (a) "Waters of Indiana" means all waters within the boundaries of Indiana.

(b) The term includes every lake, river, stream, canal, ditch, and body of water owned or controlled by a public utility that is subject to the jurisdiction of the state.

As added by P.L.71-1991, SEC.9.

IC 9-13-2-199

Repealed

(As added by P.L.2-1991, SEC.1. Amended by P.L.92-2013, SEC.37. Repealed by P.L.174-2016, SEC.9.)

IC 9-13-2-200

"Worksite"

Sec. 200. "Worksite" means a location or area upon which:

- (1) a public purpose construction or maintenance activity; or
- (2) a private purpose construction or maintenance activity that is authorized by a governmental agency;

is being performed on a highway. The term includes the lanes of a highway leading up to the area upon which an activity described in subdivision (1) or (2) is being performed, beginning at the point where appropriate signs directing vehicles to merge from one (1) lane into another lane are posted.

As added by P.L.2-1991, SEC.1. Amended by P.L.75-1999, SEC.1.

IC 9-13-2-201

Repealed

(As added by P.L.88-1998, SEC.3. Amended by P.L.150-2001, SEC.3; P.L.182-2009(ss), SEC.283. Repealed by P.L.198-2016, SEC.179.)