IC 9-17-2

Chapter 2. General Procedures for Obtaining Certificates of Title

IC 9-17-2-0.5

"Registered importer"

Sec. 0.5. As used in this chapter, "registered importer" means a person that is:

(1) registered as an importer with the National Highway Traffic Safety Administration;

(2) a licensed dealer currently in good standing with the state; and

(3) a validated member of the United States Department of Homeland Security's Customs-Trade Partnership Against Terrorism (C-TPAT) administered by the United States Customs and Border Protection.

As added by P.L.107-2008, SEC.9; P.L.131-2008, SEC.37.

IC 9-17-2-1

Vehicles requiring certificates of title; proof of residency; violation

Sec. 1. (a) Except as provided in IC 9-17-1-1 and subsection (b), a person must obtain a certificate of title under this article for all vehicles that are:

(1) owned by the person; and

(2) either:

(A) titled under this article by application of IC 9-17-1-0.5 or IC 9-17-1-1(c); or

(B) registered under IC 9-18 (before its expiration) or IC 9-18.1.

(b) A nonresident that owns a vehicle may declare Indiana as the nonresident's base without obtaining a certificate of title for the vehicle if:

(1) the nonresident's state of residence is not a member of the International Registration Plan; and

(2) the nonresident presents to the bureau satisfactory proof of ownership of the vehicle from the originating state.

(c) A person that obtains a certificate of title for a type of vehicle that must be registered under IC 9-18 (before its expiration) or IC 9-18.1 shall register the vehicle in Indiana under IC 9-18 (before its expiration) or IC 9-18.1.

(d) A person must obtain a certificate of title for all vehicles owned by the person not later than sixty (60) days after becoming an Indiana resident. Upon request by the bureau, a person must produce evidence concerning the date on which the person became an Indiana resident.

(e) Except as provided in subsection (b), an individual who operates a vehicle without a certificate of title commits a Class C infraction.

As added by P.L.2-1991, SEC.5. Amended by P.L.181-1999, SEC.10; P.L.219-2005, SEC.4; P.L.131-2008, SEC.38; P.L.125-2012, SEC.71; P.L.262-2013, SEC.20; P.L.188-2015, SEC.4; P.L.198-2016, SEC.201.

IC 9-17-2-1.5

Repealed

(As added by P.L.219-2005, SEC.5. Amended by P.L.188-2015, SEC.5. Repealed by P.L.198-2016, SEC.202.)

IC 9-17-2-2

Application; contents

Sec. 2. (a) A person applying for a certificate of title for a vehicle must submit an application in the form and manner prescribed by the bureau and provide the following information:

(1) A full description of the vehicle, including the make, model, and year of manufacture of the vehicle.

(2) A statement of any liens, mortgages, or other encumbrances on the vehicle.

(3) The vehicle identification number or special identification number of the vehicle.

(4) The former title number, if applicable.

(5) The purchase or acquisition date.

(6) The name and Social Security number or federal identification number of the person.

(7) Any other information that the bureau requires, including a valid permit to transfer title issued under IC 6-1.1-7-10, if applicable.

(b) This subsection applies only to a person that receives an interest in a vehicle under IC 9-17-3-9. To obtain a certificate of title for the vehicle, the person must do the following:

(1) Surrender the certificate of title designating the person as a transfer on death beneficiary.

(2) Submit proof of the transferor's death.

(3) Submit an application for a certificate of title in the form and manner prescribed by the bureau.

As added by P.L.2-1991, SEC.5. Amended by P.L.83-2008, SEC.3; P.L.125-2012, SEC.72; P.L.81-2015, SEC.1; P.L.198-2016, SEC.203.

IC 9-17-2-3

Oath and affirmation; signature; transfer statement

Sec. 3. (a) The application described under section 2 of this chapter must include the following printed statement:

"I swear or affirm that the information I have entered on this form is correct. I understand that making a false statement on this form may constitute the crime of perjury.".

(b) The person applying for the certificate of title must sign the

form directly below the printed statement.
As added by P.L.2-1991, SEC.5. Amended by P.L.131-2008, SEC.39; P.L.125-2012, SEC.73.

IC 9-17-2-4
Information accompanying application for certificate of title

Sec. 4. (a) An application for a certificate of title for a vehicle for which a certificate of title has been issued previously must be accompanied by the previously issued certificate of title.

(b) An application for a certificate of title for a vehicle for which a certificate of title has not been issued previously must be accompanied by the following:

(1) If the vehicle is in Indiana, a manufacturer's certificate of origin as provided in IC 9-32-5-3.

(2) If the vehicle is brought into Indiana from another state, the following:

(A) A sworn bill of sale or dealer's invoice fully describing the vehicle.

(B) The most recent registration receipt issued for the vehicle.

(C) Any other information that the bureau requires to establish ownership.

As added by P.L.2-1991, SEC.5. Amended by P.L.125-2012, SEC.74; P.L.92-2013, SEC.39; P.L.198-2016, SEC.204.

IC 9-17-2-5
Repealed

(As added by P.L.2-1991, SEC.5. Amended by P.L.219-2005, SEC.6. Repealed by P.L.198-2016, SEC.205.)

IC 9-17-2-6
Odometer reading; false information; bureau immunity; violation

Sec. 6. (a) An application for a certificate of title for a vehicle must contain the odometer reading of the vehicle in miles or kilometers as of the date of sale or transfer of the vehicle to the applicant.

(b) Subsection (a) does not apply to the following:

(1) A vehicle described in IC 9-17-1-1(b)(1).

(2) A vehicle described in IC 9-17-1-1(c).

(3) A manufactured or mobile home.

(4) An off-road vehicle.

(5) A watercraft.

(6) A vehicle that is required to be registered under this title at a declared gross weight of more than sixteen thousand (16,000) pounds.

(c) A person shall not knowingly furnish to the bureau odometer information that does not accurately indicate the total recorded miles or kilometers on the vehicle.

(d) The bureau and its license branches are not subject to a criminal or civil action by a person for an invalid odometer reading on a certificate of title.

(e) A person that:

(1) fails to provide an odometer reading as required under subsection (a); or

(2) knowingly provides an erroneous odometer reading for purposes of subsection (c);

commits a Class B infraction.

As added by P.L.2-1991, SEC.5. Amended by P.L.95-1997, SEC.1; P.L.219-2005, SEC.7; P.L.188-2015, SEC.6; P.L.198-2016, SEC.206.

IC 9-17-2-7

Evidence of title; retention by bureau

Sec. 7. The bureau shall retain the evidence of title presented by a person upon which the Indiana certificate of title is issued in accordance with applicable document and record retention requirements.

As added by P.L.2-1991, SEC.5. Amended by P.L.125-2012, SEC.75.

IC 9-17-2-8

Repealed

(As added by P.L.2-1991, SEC.5. Repealed by P.L.198-2016, SEC.207.)

IC 9-17-2-9

Repealed

(As added by P.L.2-1991, SEC.5. Amended by P.L.219-2005, SEC.8; P.L.1-2007, SEC.82; P.L.125-2012, SEC.76; P.L.262-2013, SEC.21; P.L.188-2015, SEC.7. Repealed by P.L.198-2016, SEC.208.)

IC 9-17-2-10

Repealed

(As added by P.L.2-1991, SEC.5. Amended by P.L.125-2012, SEC.77; P.L.149-2015, SEC.32. Repealed by P.L.198-2016, SEC.209.)

IC 9-17-2-11

Repealed

(As added by P.L.2-1991, SEC.5. Amended by P.L.125-2012, SEC.78. Repealed by P.L.198-2016, SEC.210.)

IC 9-17-2-12

Inspection of vehicle; fee charged by inspecting police officer

Sec. 12. (a) This section does not apply to the following:

(1) A trailer or semitrailer.

(2) A new motor vehicle or recreational vehicle sold by a dealer

licensed under IC 9-32.

(3) A vehicle transferred or assigned on a certificate of title issued by the bureau.

(4) A vehicle that is registered under the International Registration Plan.

(5) A vehicle that is titled in the name of a financial institution, lending institution, or insurance company in Canada and imported by a registered importer, if the registered importer provides:

(A) a copy of the registered importer's validation agreement issued by the United States customs and border protection;

(B) a copy of the entry summary issued by the United States customs and border protection (CBP form 7501); and

(C) a vehicle history report issued by an independent provider of vehicle history information that includes the vehicle's title information, odometer readings, and number of owners.

(6) A vehicle that is titled in another state and is in the lawful possession of a financial institution, a lending institution, an insurance company, a vehicle rental company, a vehicle leasing company, or a lessee of a vehicle leasing company if the financial institution, lending institution, insurance company, vehicle rental company, vehicle leasing company, or lessee of a vehicle leasing company:

(A) provides a vehicle history report issued by an independent provider of vehicle history information that includes the vehicle's:

(i) title information;

(ii) odometer readings; and

(iii) number of owners; and

(B) maintains a copy of all documentation required under this subsection for at least ten (10) years.

(7) A vehicle that is purchased in another state and titled in Indiana by a vehicle rental company or a vehicle leasing company if the vehicle rental company or vehicle leasing company:

(A) provides a vehicle history report issued by an independent provider of vehicle history information that includes the vehicle's:

(i) title information;

(ii) odometer readings; and

(iii) number of owners; and

(B) maintains a copy of all documentation required under this subsection for at least ten (10) years.

(b) Subject to subsection (d), an application for a certificate of title for a vehicle may not be accepted by the bureau unless the vehicle has been inspected by one (1) of the following:

(1) An employee of a dealer licensed under IC 9-32.

(2) A military police officer assigned to a military post in Indiana.

(3) A police officer.

(4) A designated employee of the bureau.

(5) An employee of a qualified person operating under a contract with the commission.

(c) A person described in subsection (b) inspecting a vehicle shall do the following:

(1) Make a record of inspection upon the application form prepared by the bureau.

(2) Verify the facts set out in the application.

(d) The bureau may accept an inspection performed by a police officer from a jurisdiction outside Indiana if the bureau determines that an inspection performed by an individual described in subsection (b) is unavailable or otherwise insufficient to complete an application for a certificate of title.

(e) A police officer who makes an inspection under this section may charge a fee, subject to the following:

(1) The fee must be established by ordinance adopted by the unit (as defined in IC 36-1-2-23) that employs the police officer.

(2) The fee may not exceed five dollars ($5).

(3) The revenue from the fee shall be deposited in the following manner:

(A) A special vehicle inspection fund if the police officer making the inspection is a member of the county sheriff's department. The fiscal body of the unit must appropriate the money from the inspection fund only for law enforcement purposes.

(B) A local law enforcement continuing education fund established by IC 5-2-8-2 if the police officer making the inspection is a member of a city or town police department, a town marshal, or a town marshal deputy.

As added by P.L.2-1991, SEC.5. Amended by P.L.81-1991, SEC.4; P.L.117-1993, SEC.1; P.L.113-1995, SEC.1; P.L.2-1996, SEC.222; P.L.106-2008, SEC.3; P.L.107-2008, SEC.10; P.L.131-2008, SEC.40; P.L.1-2009, SEC.78; P.L.109-2011, SEC.2; P.L.262-2013, SEC.22; P.L.198-2016, SEC.211.

IC 9-17-2-12.5

Repealed

(As added by P.L.107-2008, SEC.11; P.L.131-2008, SEC.41. Repealed by P.L.198-2016, SEC.212.)

IC 9-17-2-13

Repealed

(As added by P.L.2-1991, SEC.5. Amended by P.L.188-2015, SEC.8. Repealed by P.L.198-2016, SEC.213.)

IC 9-17-2-13.5

Speed title fee

Sec. 13.5. (a) The bureau may impose an additional fee of twenty-five dollars ($25) if the bureau processes a vehicle title in a period of time that is substantially shorter than the normal processing period. The bureau shall deposit the fee in the commission fund.

(b) A fee imposed under this section is in addition to any other fee imposed under this article.

As added by P.L.198-2016, SEC.214.

IC 9-17-2-14

Repealed

(As added by P.L.2-1991, SEC.5. Amended by P.L.217-2014, SEC.12. Repealed by P.L.188-2015, SEC.9.)

IC 9-17-2-14.5

Determination of genuineness, regularity, or legality of application; fee; delivery of certificate of title

Sec. 14.5. (a) The bureau may:

(1) make investigations or require additional information; and

(2) reject an application or request;

if the bureau is not satisfied of the genuineness, regularity, or legality of an application or the truth of a statement in an application, or for any other reason.

(b) If the bureau is satisfied that the person applying for a certificate of title for a vehicle is the owner of the vehicle, the bureau shall issue a certificate of title for the vehicle after the person pays the applicable fee under subsection (c) or (d).

(c) The fee for a certificate of title for a vehicle other than a watercraft is fifteen dollars ($15). Except as provided in subsection (e), the fee shall be distributed as follows:

(1) Fifty cents ($0.50) to the state motor vehicle technology fund.

(2) To the motor vehicle highway account as follows:

(A) For a title issued before January 1, 2017, one dollar ($1).

(B) For a title issued after December 31, 2016, three dollars and twenty-five cents ($3.25).

(3) For a title issued before January 1, 2017, three dollars ($3) to the highway, road and street fund.

(4) Five dollars ($5) to the crossroads 2000 fund.

(5) For a title issued before July 1, 2019, one dollar and twenty-five cents ($1.25) to the integrated public safety communications fund.

(6) To the commission fund as follows:

(A) For a title issued before January 1, 2017, four dollars and twenty-five cents ($4.25).

(B) For a title issued after December 31, 2016, and before July 1, 2019, five dollars ($5).

(C) For a title issued after June 30, 2019, six dollars and twenty-five cents ($6.25).

(d) The fee for a certificate of title for a watercraft is as follows:

(1) For a certificate of title issued before January 1, 2017, fifteen dollars and fifty cents ($15.50). The fee shall be distributed as follows:

(A) Fifty cents ($0.50) to the state motor vehicle technology fund.

(B) Two dollars ($2) to the crossroads 2000 fund.

(C) For a certificate of title issued before July 1, 2019, as follows:

(i) One dollar and twenty-five cents ($1.25) to the integrated public safety communications fund.

(ii) Four dollars and seventy-five cents ($4.75) to the commission fund.

(D) For a certificate of title issued after June 30, 2019, six dollars ($6) to the commission fund.

(E) Seven dollars ($7) to the department of natural resources.

(2) For a certificate of title issued after December 31, 2016, fifteen dollars ($15). The fee shall be distributed as follows:

(A) Fifty cents ($0.50) to the state motor vehicle technology fund.

(B) Three dollars and twenty-five cents ($3.25) to the motor vehicle highway account.

(C) Five dollars ($5) to the crossroads 2000 fund.

(D) For a title issued before July 1, 2019, as follows:

(i) One dollar and twenty-five cents ($1.25) to the integrated public safety communications fund.

(ii) Five dollars ($5) to the commission fund.

(E) For a title issued after June 30, 2019, six dollars and twenty-five cents ($6.25) to the commission fund.

(e) Fees paid by dealers under this section shall be deposited in the motor vehicle odometer fund.

(f) The bureau shall deliver a certificate of title:

(1) to the person that owns the vehicle for which the certificate of title was issued, if no lien or encumbrance appears on the certificate of title; or

(2) if a lien or an encumbrance appears on the certificate of title, to the person that holds the lien or encumbrance as set forth in the application for the certificate of title.

As added by P.L.198-2016, SEC.215.

IC 9-17-2-14.7

Delinquent titles; administrative penalty

Sec. 14.7. (a) This section does not apply to a mobile home or a manufactured home.

(b) Except as provided in subsection (c), a person must apply for

a certificate of title for a vehicle within forty-five (45) days after the date on which the person acquires the vehicle.

(c) A person that acquires a vehicle through a transfer on death conveyance under IC 9-17-3-9 must apply for a certificate of title for the vehicle within sixty (60) days after the date on which the person acquires the vehicle.

(d) A person that owns a vehicle and becomes an Indiana resident must apply for a certificate of title for the vehicle within sixty (60) days after the date on which the person becomes an Indiana resident.

(e) A person that violates this section with respect to a certificate of title for a vehicle other than a watercraft shall pay to the bureau an administrative penalty as follows:

(1) For a violation that occurs before January 1, 2017, an administrative penalty of twenty-one dollars and fifty cents ($21.50). The administrative penalty shall be distributed as follows:

(A) Twenty-five cents ($0.25) to the crossroads 2000 fund.

(B) Fifty cents ($0.50) to the state motor vehicle technology fund.

(C) Three dollars ($3) to the highway, road and street fund.

(D) Five dollars ($5) to the motor vehicle highway account.

(E) One dollar and fifty cents ($1.50) to the integrated public safety communications fund.

(F) Eleven dollars and twenty-five cents ($11.25) to the commission fund.

(2) For a violation that occurs after December 31, 2016, and before July 1, 2019, an administrative penalty of thirty dollars ($30). The administrative penalty shall be distributed as follows:

(A) One dollar and twenty-five cents ($1.25) to the integrated public safety communications fund.

(B) Twenty-eight dollars and seventy-five cents ($28.75) to the commission fund.

(3) For a violation that occurs after June 30, 2019, an administrative penalty of thirty dollars ($30) to be deposited in the commission fund.

(f) A person that violates this section with respect to a certificate of title for a watercraft shall pay to the bureau an administrative penalty as follows:

(1) For a violation that occurs before January 1, 2017, an administrative penalty of twenty dollars ($20). The administrative penalty shall be distributed as follows:

(A) Three dollars ($3) to the crossroads 2000 fund.

(B) Eight dollars ($8) to the department of natural resources.

(C) Nine dollars ($9) to the commission fund.

(2) For a violation that occurs after December 31, 2016, an administrative penalty of thirty dollars ($30). The administrative penalty shall be distributed as follows:

(A) Twenty-five cents ($0.25) to the state police building account.

(B) Two dollars and fifty cents ($2.50) to the commission fund.

(C) Twenty-seven dollars and twenty-five cents ($27.25) to the department of natural resources.

As added by P.L.198-2016, SEC.216.

IC 9-17-2-15

Sale, purchase, or possession of certificate not issued by bureau; Class C misdemeanor

Sec. 15. A person that knowingly sells, offers to sell, buys, possesses, or offers as genuine a certificate of title for a vehicle that is required to be issued by the bureau and has not been issued by the:

(1) bureau under this article; or

(2) appropriate governmental authority of another state;

commits a Class C misdemeanor.

As added by P.L.2-1991, SEC.5. Amended by P.L.198-2016, SEC.217.

IC 9-17-2-16

Repealed

(As added by P.L.2-1991, SEC.5. Repealed by P.L.217-2014, SEC.13.)

IC 9-17-2-17

Repealed

(As added by P.L.219-2005, SEC.9. Repealed by P.L.198-2016, SEC.218.)

IC 9-17-2-18

Watercraft certificate of title; failure to surrender; violation

Sec. 18. A person that owns a watercraft commits a Class A infraction if the person does any of the following:

(1) Allows the watercraft to be operated in Indiana without having a certificate of title as required under this title.

(2) Fails to surrender the certificate of title for the watercraft to the bureau if the bureau cancels the certificate of title.

(3) Fails to surrender the certificate of title for the watercraft to the bureau if the watercraft is:

(A) destroyed;

(B) dismantled; or

(C) changed in a manner that the watercraft is no longer the watercraft described in the certificate of title.

As added by P.L.198-2016, SEC.219.

IC 9-17-2-19

Validity of certificate of title issued for manufactured or mobile

home

Sec. 19. A certificate of title issued for a manufactured or mobile home is valid for the life of the manufactured or mobile home:

(1) as long as the manufactured or mobile home is owned or held by the original holder of the certificate of title or a legal transferee of the certificate of title; or

(2) until the manufactured or mobile home is transferred to real estate under section 15.1 of this chapter.

As added by P.L.198-2016, SEC.220.