IC 9-24-9

Chapter 9. Application for License or Permit

IC 9-24-9-1

Forms; affidavits

Sec. 1. (a) Each application for a permit or driver's license under this chapter must:

(1) be made upon the approved form for the application furnished by the bureau;

(2) include a signed affidavit in which the applicant swears or affirms that the information set forth in the application by the applicant is correct; and

(3) include a voter registration form as provided in IC 3-7-14 and 52 U.S.C. 20504(c)(1).

However, an online application does not have to include a voter registration form under subdivision (3).

(b) The Indiana election commission may prescribe a voter registration form for use under subsection (a) that is a separate document from the remaining portions of the application described in subsection (a)(1) and (a)(2) if the voter registration form remains a part of the application, as required under 52 U.S.C. 20504(c)(1).

As added by P.L.2-1991, SEC.12. Amended by P.L.12-1995, SEC.116; P.L.2-1996, SEC.228; P.L.85-2013, SEC.36; P.L.128-2015, SEC.226; P.L.198-2016, SEC.462.

IC 9-24-9-2

Information required by application for license or permit

Sec. 2. (a) Except as provided in subsection (b), each application for a driver's license or permit under this chapter must require the following information:

(1) The full legal name of the applicant.

(2) The applicant's date of birth.

(3) The gender of the applicant.

(4) The applicant's height, weight, hair color, and eye color.

(5) The principal address and mailing address of the applicant.

(6) A:

(A) valid Social Security number; or

(B) verification of an applicant's:

(i) ineligibility to be issued a Social Security number; and

(ii) identity and lawful status.

(7) Whether the applicant has been subject to fainting spells or seizures.

(8) Whether the applicant has been issued a driver's license or has been the holder of a permit, and if so, when and by what jurisdiction.

(9) Whether the applicant's driver's license or permit has ever been suspended or revoked, and if so, the date of and the reason for the suspension or revocation.

(10) Whether the applicant has been convicted of:

(A) a crime punishable as a felony under Indiana motor vehicle law; or

(B) any other felony in the commission of which a motor vehicle was used;

that has not been expunged by a court.

(11) Whether the applicant has a physical or mental disability, and if so, the nature of the disability.

(12) The signature of the applicant showing the applicant's legal name as it appears or will appear on the driver's license or permit.

(13) A digital photograph of the applicant.

(14) Any other information the bureau requires.

(b) For purposes of subsection (a), an individual certified as a program participant in the address confidentiality program under IC 5-26.5 is not required to provide the individual's principal address and mailing address, but may provide an address designated by the office of the attorney general under IC 5-26.5 as the individual's principal address and mailing address.

(c) In addition to the information required by subsection (a), an applicant who is required to complete at least fifty (50) hours of supervised practice driving under IC 9-24-3-2.5(a)(1)(E) or IC 9-24-3-2.5(a)(2)(D) must submit to the bureau evidence of the time logged in practice driving.

As added by P.L.2-1991, SEC.12. Amended by P.L.39-2000, SEC.10; P.L.138-2001, SEC.1; P.L.176-2001, SEC.12; P.L.1-2002, SEC.44; P.L.123-2005, SEC.2; P.L.184-2007, SEC.34; P.L.145-2011, SEC.17; P.L.118-2011, SEC.3; P.L.6-2012, SEC.68; P.L.125-2012, SEC.203; P.L.85-2013, SEC.37; P.L.77-2015, SEC.1; P.L.149-2015, SEC.65; P.L.198-2016, SEC.463.

IC 9-24-9-2.3

Indication of veteran status or medical condition

Sec. 2.3. (a) An application for a driver's license or permit to be issued under this article must enable the applicant to indicate the following:

(1) The applicant is a veteran and wishes to have an indication of the applicant's veteran status appear on the driver's license or permit.

(2) The applicant has a medical condition of note and wishes to have an identifying symbol and a brief description of the medical condition appear on the driver's license or permit.

(b) The bureau shall inform an applicant that submission of information under this section is voluntary.

As added by P.L.198-2016, SEC.464.

IC 9-24-9-2.5

Documentary evidence; status of legal presence in the United States

Sec. 2.5. In addition to the information required from the applicant for a driver's license or permit under sections 1 and 2 of this chapter, the bureau shall require an applicant to present to the bureau valid documentary evidence that the applicant:

(1) is a citizen or national of the United States;

(2) is an alien lawfully admitted for permanent residence in the United States;

(3) has conditional permanent resident status in the United States;

(4) has an approved application for asylum in the United States or has entered into the United States in refugee status;

(5) is an alien lawfully admitted for temporary residence in the United States;

(6) has a valid unexpired nonimmigrant visa or nonimmigrant visa status for entry into the United States;

(7) has a pending application for asylum in the United States;

(8) has a pending or approved application for temporary protected status in the United States;

(9) has approved deferred action status; or

(10) has a pending application for adjustment of status to that of an alien lawfully admitted for permanent residence in the United States or conditional permanent resident status in the United States.

As added by P.L.184-2007, SEC.35. Amended by P.L.76-2009, SEC.3; P.L.162-2009, SEC.1; P.L.198-2016, SEC.465.

IC 9-24-9-3

Applications of minors; signing and swearing by parents, guardians, custodians, employers, or responsible individuals

Sec. 3. (a) The application of an individual less than eighteen (18) years of age for a permit or driver's license under this chapter must be signed and sworn to or affirmed by one (1) of the following in order of preference:

(1) The parent having custody of the minor applicant or a designee of the custodial parent specified by the custodial parent.

(2) The noncustodial parent (as defined in IC 31-9-2-83) of the minor applicant or a designee of the noncustodial parent specified by the noncustodial parent.

(3) The guardian having custody of the minor applicant.

(4) In the absence of a person described in subdivisions (1) through (3), any other adult who is willing to assume the obligations imposed by the provisions of this chapter.

(b) The bureau shall require an individual signing an application under subsection (a) to present a valid form of identification in a manner prescribed by the bureau.

As added by P.L.2-1991, SEC.12. Amended by P.L.156-2006, SEC.10; P.L.198-2016, SEC.466.

IC 9-24-9-4

Minor applicants; liability of signers; cancellation of licenses and permits

Sec. 4. (a) An individual who signs an application for a permit or driver's license under this chapter agrees to be responsible jointly and severally with the minor applicant for any injury or damage that the minor applicant causes by reason of the operation of a motor vehicle if the minor applicant is liable in damages.

(b) An individual who has signed the application of a minor applicant for a permit or driver's license may subsequently file with the bureau a verified written request that the permit or driver's license be canceled. The bureau shall cancel the permit or driver's license, and the individual who signed the application of the minor applicant shall be relieved from the liability that is imposed under this chapter by reason of having signed the application and that is subsequently incurred by the minor applicant in operating a motor vehicle.

(c) When a minor applicant becomes eighteen (18) years of age, the individual who signed the minor's application is relieved from the liability imposed under this chapter and subsequently incurred by the applicant operating a motor vehicle.

As added by P.L.2-1991, SEC.12. Amended by P.L.198-2016, SEC.467.

IC 9-24-9-5

Minor applicants; death of signers; replacement; cancellation of licenses and permits

Sec. 5. (a) If the individual who signs an application of a minor applicant dies, the minor permittee or licensee shall notify the bureau of the death and obtain a new signer.

(b) The bureau, upon:

(1) receipt of satisfactory evidence of the death of the individual who signed an application of a minor applicant for a permit or driver's license; and

(2) the failure of the minor permittee or licensee to obtain a new signer;

shall cancel the minor's permit or driver's license and may not issue a new permit or driver's license until the time that a new application is signed and an affidavit described in section 1 of this chapter is made.

As added by P.L.2-1991, SEC.12. Amended by P.L.198-2016, SEC.468.

IC 9-24-9-5.5

Authorization for registration with Selective Service System

Sec. 5.5. (a) Any male who:

(1) applies for issuance or renewal of a driver's license;

(2) is less than twenty-six (26) years of age; and

(3) is or will be required to register under 50 U.S.C. App. 453(a);

may authorize the bureau to register him with the Selective Service System in compliance with the requirements of the federal Military Selective Service Act under 50 U.S.C. App. 451 et seq.

(b) The application form for a driver's license or driver's license renewal must include a box that an applicant can check to:

(1) identify the applicant as a male who is less than twenty-six (26) years of age; and

(2) indicate the applicant's intention to authorize the bureau to submit the necessary information to the Selective Service System to register the applicant with the Selective Service System in compliance with federal law.

(c) The application form for a driver's license or driver's license renewal shall contain the following statement beneath the box described in subsection (b):

"Failure to register with the Selective Service System in compliance with the requirements of the federal Military Selective Service Act, 50 U.S.C. App. 451 et seq., is a felony and is punishable by up to five (5) years imprisonment and a two hundred fifty thousand dollar ($250,000) fine. Failure to register may also render you ineligible for certain federal benefits, including student financial aid, job training, and United States citizenship for male immigrants. By checking the above box, I am consenting to registration with the Selective Service System. If I am less than eighteen (18) years of age, I understand that I am consenting to registration with the Selective Service System when I become eighteen (18) years of age.".

(d) When authorized by the applicant in conformity with this section, the bureau shall forward the necessary registration information provided by the applicant to the Selective Service System in the electronic format or other format approved by the Selective Service System.

(e) Failure of an applicant to authorize the bureau to register the applicant with the Selective Service System is not a basis for denying the applicant driving privileges.

As added by P.L.62-2007, SEC.1. Amended by P.L.198-2016, SEC.469.

IC 9-24-9-6

Violations

Sec. 6. A person who violates this chapter commits a Class C infraction.

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

IC 9-24-9-7

Repealed

(As added by P.L.149-2015, SEC.66. Repealed by P.L.198-2016, SEC.470.)