

IC 9-32-9

Chapter 9. Licensing of Vehicle Salvaging

IC 9-32-9-1

Automotive salvage recycler; license; violation

Sec. 1. (a) A person must be licensed by the secretary under this chapter before the person may do any of the following:

- (1) Sell a used major component part of a motor vehicle.
- (2) Wreck, dismantle, shred, compact, crush, or otherwise destroy a motor vehicle for resale of the major component parts of the motor vehicle or scrap material.
- (3) Rebuild a wrecked or dismantled motor vehicle for resale.
- (4) Possess for more than thirty (30) days more than two (2) inoperable motor vehicles of a type subject to registration under IC 9-18 (before its expiration) or IC 9-18.1 unless the person holds a mechanic's lien on each motor vehicle over the quantity of two (2).
- (5) Engage in the business of storing, disposing, salvaging, or recycling of motor vehicles, vehicle hulks, or parts of motor vehicles.

(b) A person who violates this section commits a Class A infraction.

As added by P.L.92-2013, SEC.78. Amended by P.L.217-2014, SEC.169; P.L.151-2015, SEC.52; P.L.174-2016, SEC.75; P.L.198-2016, SEC.629.

IC 9-32-9-2

Established place of business

Sec. 2. (a) An automotive salvage recycler licensed in Indiana must have an established place of business in Indiana conducting the business that is the basis for the license. An established place of business that performs only ministerial tasks is not considered to be conducting business.

(b) An automotive salvage recycler that violates this section commits a Class A infraction.

As added by P.L.92-2013, SEC.78. Amended by P.L.217-2014, SEC.170; P.L.151-2015, SEC.53; P.L.174-2016, SEC.76.

IC 9-32-9-3

License application; replacement license; fee

Sec. 3. (a) To apply for a license under this chapter, an automotive salvage recycler must submit an application to the secretary. An application for a license under this chapter must:

- (1) be on a form prescribed by the secretary;
- (2) contain the information the secretary considers necessary to enable the secretary to determine fully:
 - (A) the qualifications and eligibility of the applicant to receive the license; and

- (B) the ability of the applicant to properly conduct the business for which the application is submitted; and
- (3) be accompanied by the following:

- (A) Evidence of a bond required under IC 9-32-11-2.
- (B) Payment of the fee under subsection (c).
- (C) An affidavit from:
 - (i) the person charged with enforcing a zoning ordinance, if the person exists; or
 - (ii) the zoning enforcement officer under IC 36-7-4, if a zoning enforcement officer exists;

who has jurisdiction over the real property where the applicant wants to operate as an automotive salvage recycler.

If there is no person or officer that has jurisdiction over the real property as described in subdivision (3)(C), the application must be accompanied by a statement to that effect from the executive of the unit in which the real property is located. The affidavit must state that the proposed location is zoned for the operation of an establishment of an automotive salvage recycler. The applicant may file the affidavit at any time after the filing of the application. However, the secretary may not issue a license until the applicant files the affidavit or the statement.

(b) If an automotive salvage recycler license is lost or destroyed, the automotive salvage recycler may apply for a replacement automotive salvage recycler license in the form and manner prescribed by the secretary.

(c) The fee for an automotive salvage recycler license under subsection (a) is ten dollars (\$10). The fee is nonrefundable and shall be retained by the secretary.

As added by P.L.92-2013, SEC.78. Amended by P.L.151-2015, SEC.54; P.L.174-2016, SEC.77.

IC 9-32-9-3.5

Automotive salvage recycler; required actions

Sec. 3.5. An automotive salvage recycler that buys motor vehicles must:

- (1) report the purchase of a motor vehicle to the National Motor Vehicle Title Information System not later than thirty (30) days after the motor vehicle is purchased; and
- (2) provide to the seller a valid National Motor Vehicle Title Information System report identification number.

As added by P.L.151-2015, SEC.55. Amended by P.L.174-2016, SEC.78.

IC 9-32-9-4

Repealed

(As added by P.L.92-2013, SEC.78. Repealed by P.L.151-2015, SEC.56.)

IC 9-32-9-5**Repealed**

(As added by P.L.92-2013, SEC.78. Amended by P.L.62-2014, SEC.24. Repealed by P.L.151-2015, SEC.57.)

IC 9-32-9-6**Repealed**

(As added by P.L.92-2013, SEC.78. Repealed by P.L.151-2015, SEC.58.)

IC 9-32-9-7**Repealed**

(As added by P.L.92-2013, SEC.78. Repealed by P.L.151-2015, SEC.59.)

IC 9-32-9-8**Repealed**

(As added by P.L.92-2013, SEC.78. Amended by P.L.62-2014, SEC.25. Repealed by P.L.151-2015, SEC.60.)

IC 9-32-9-9**Repealed**

(As added by P.L.92-2013, SEC.78. Repealed by P.L.151-2015, SEC.61.)

IC 9-32-9-10**Posting of licenses**

Sec. 10. (a) A licensee shall post a license granted to the licensee under this chapter in a conspicuous place at the established place of business.

(b) A licensee that violates this section commits a Class A infraction.

As added by P.L.92-2013, SEC.78. Amended by P.L.217-2014, SEC.171; P.L.151-2015, SEC.62.

IC 9-32-9-11**Delay of issuance or renewal of license until local zoning complaints satisfied**

Sec. 11. If the secretary receives a written complaint from a local zoning body that an automotive salvage recycler, subject to this chapter, is operating in violation of a local zoning ordinance, the secretary shall delay the issuance or renewal of the automotive salvage recycler's license under this chapter until the local zoning complaints have been satisfied.

As added by P.L.92-2013, SEC.78. Amended by P.L.151-2015, SEC.63; P.L.174-2016, SEC.79.