



Motorcycle Dealers Association of Indiana

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MDAI BULLETIN

March 27, 2014

NEW MOPED LEGISLATION Effective January 1, 2015

The Indiana General Assembly recently passed HEA 1343 which provides new statutory definitions, requirements and guidelines regarding "motor driven cycles" ... or what we commonly call "mopeds." A copy of the law has or will be posted to the ADAI/MDAI website, www.adai-inc.org, in the "Fact Sheets and Information" "Passed Legislation" section.

This bulletin is meant as a brief overview of the new legislation to give MDAI members an idea of what may be required of their customers. It is derived from the "Fiscal Impact Statement" provided to the legislators by the Legislative Services Agency of the Office of Fiscal and Management Analysis. The Indiana Bureau of Motor Vehicles is responsible for implementation of this bill and any customer questions regarding the bill should be directed to the BMV.

Summary:

- Defines "Class A motor driven cycle", "Class B motor driven cycle".
 - **"Class A motor driven cycle"** – has a seat or saddle; designed to travel on not more than 3 wheels in contact with the ground; complies with applicable motor vehicle equipment requirements under Indiana & federal law; and is registered as a Class A motor driven cycle.
 - **"Class B motor driven cycle"** – has a seat or saddle; designed to travel on not more than 3 wheels in contact with the ground; complies with applicable motor vehicle equipment requirements under Indiana & federal law; has a cylinder capacity not exceeding 50 cubic centimeters; and is registered as a Class B motor driven cycle.
 - **NOTE:** The terms "motor scooter" and "motorized bicycle" are repealed.
- Provides that the **county motor vehicle excise surtax and the motor vehicle excise tax apply** to motor driven cycles:
 - **County Motor Vehicle Excise Surtax:** Currently, 48 counties impose the surtax. The rate is a flat amount in 33 of those counties, and it is based on a percentage of the pre-1996 excise tax schedule in the other 15 counties. The minimum surtax in each adopting county is \$7.50.
 - **Motor Vehicle Excise Tax:** Motor driven cycles would be subject to a \$10 motor vehicle excise tax.
- Requires motor driven cycles to be **registered with the BMV and display a license plate**; but, excludes them from title requirements (**no title necessary**).
 - No difference in registration fees for Class A or B motor driven cycles.
 - Fees: New motorcycle registration fee = \$25.35; Renewal fee = \$26.05.

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(Summary – Continued)

- Provides that **certain equipment requirements and traffic regulations apply** to motor driven cycles.
- **License and Endorsement Requirements:**
 - *Class A:* must hold a valid driver's license with a motorcycle endorsement or a motorcycle endorsement with a Class A motor driven cycle restriction and provide proof of financial responsibility.
 - *Class B:* must hold an unexpired identification card with a Class B motor driven cycle endorsement or a valid driver's license.
- **Operation Requirements:**
 - *Class A:*
 - pass motorcycle examination;
 - possess current operator credentials;
 - financial responsibility required.
 - *Class B:*
 - pass special examination designed by the BMV;
 - possess a minimum of an ID card and be 15 years of age;
 - no passengers allowed on vehicle.
- Motor driven cycles **may not be operated on an interstate highway.**

Again, the bill does not take effect until January 1, 2015. Questions should be directed to the Indiana Bureau of Motor Vehicles.