

## ARTICLE 7. DRIVER'S LICENSE DIVISION

### Rule 1. Motorized Bicycles (Repealed)

*(Repealed by Bureau of Motor Vehicles; filed Nov 26, 1996, 4:35 p.m.: 20 IR 938)*

### Rule 1.1. Definitions; Required Documentation for Credentials

#### 140 IAC 7-1.1-1 Definitions

Authority: IC 9-14-2-2

Affected: IC 9-13-2; IC 9-16; IC 9-24-3; IC 9-24-6

Sec. 1. (a) The definitions in this section apply throughout this article.

(b) "Bureau" has the meaning set forth in IC 9-13-2-16.

(c) "Certified commercial driver's license skills test examiner" means a person who the bureau certifies and authorizes to administer a driving skills test to any applicant for a commercial driver's license.

(d) "Class" means group as set forth in 49 CFR 383.91\*.

(e) "Commercial driver's license" or "CDL" has the meaning set forth in 49 CFR 383.5\*.

(f) "Commercial driver's license applicant" means any person requesting a commercial driver's license, or renewal, reinstatement, or requalification thereof.

(g) "Commercial driver's license learner's permit" has the meaning set forth in IC 9-24-6-0.5.

(h) "Commercial driver's license skills test" or "CDL skills test" means the bureau, or a certified commercial driver's license skills test examiner, administered examination of a CDL or CDL endorsement applicant's skills as required by 49 CFR 383\*.

(i) "Commercial motor vehicle" or "CMV" has the meaning set forth in 49 CFR 383.5\*.

(j) "Commission" has the meaning set forth in IC 9-13-2-32.

(k) "Commissioner" has the meaning set forth in IC 9-13-2-33.

(l) "Core knowledge exam" means a written test designed to verify the applicant's knowledge in the operation of a commercial motor vehicle as required by 49 CFR 383\*.

(m) "Disqualification" means any of the following four (4) actions:

(1) The suspension, revocation, or cancellation of a commercial driver's license by the state or jurisdiction of issuance. A disqualification will be considered a suspension action when a person with a CDL is prohibited from operating a CMV for a determinate period of time due to the person having been convicted or having refused to submit to a certified chemical test.

(2) Any withdrawal of a person's privileges to drive a commercial motor vehicle by the state or other jurisdiction as a result of a violation of state or local law relating to motor vehicle traffic control (other than parking, vehicle weight, or vehicle defect violations).

(3) A determination by the Federal Motor Carrier Safety Administration or the state that a person is not qualified to operate a commercial motor vehicle under 49 CFR Part 391\*.

(4) A determination by the Federal Motor Carrier Safety Administration or the state that that a person has committed an action that requires disqualification pursuant to 49 CFR\*.

(n) "Driver's license" has the meaning set forth in IC 9-13-2-48.

(o) "Endorsement" has the meaning set forth in 49 CFR 383.5\*.

(p) "Endorsement knowledge test" means a test designed to verify the applicant's knowledge in the operation of a specific type of commercial motor vehicle as required by 49 CFR 383\*.

(q) "Farm semitrailer and tractor" means a semitrailer and tractor, as defined in IC 9-13-2-164 and IC 9-13-2-180 respectively, which the owner or guest occupant uses in connection with agricultural pursuits usual and normal to the user's farming operation.

(r) "Farm trailer" means a trailer, as defined under IC 9-13-2-184, which the owner or guest occupant uses in connection with agricultural pursuits usual and normal to the user's farming operation.

(s) "Farm truck" means a truck, as defined in IC 9-13-2-188, which the owner or guest occupant uses in connection with agricultural pursuits usual and normal to the user's farming operation.

(t) "Full legal name" means, pursuant to 6 CFR 37.3\*, an individual's first name, middle name or names, and last name or surname, without use of initials or nicknames.

(u) "Gross combination weight rating" or "GCWR" has the meaning set forth in 49 CFR 383.5\*.

(v) "Gross vehicle weight rating" or "GVWR" has the meaning set forth in 49 CFR 383.5\*.

(w) "Highway" and "street" have the meaning set forth in IC 9-13-2-73.

- (x) "Lawful status" means a citizen or national of the United States; or an alien who:
  - (1) was lawfully admitted for permanent or temporary residence in the United States;
  - (2) has conditional permanent resident status in the United States;
  - (3) has an approved application for asylum in the United States or has entered into the United States in refugee status;
  - (4) has a valid nonimmigrant status in the United States;
  - (5) has a pending application for asylum in the United States;
  - (6) has a pending or approved application for temporary protected status (TPS) in the United States;
  - (7) has approved deferred action status; or
  - (8) has a pending application for lawful permanent residence (LPR) or conditional permanent resident status.

(y) "License branch" means the commission's branch offices authorized to perform the functions and conduct the transactions under IC 9-16.

(z) "Motorcycle" has the meaning set forth in IC 9-13-2-108.

(aa) "Motorcycle learner's permit" means a bureau issued permit that entitles a person to operate a motorcycle on Indiana highways subject to Indiana laws and regulations.

(bb) "Motorcycle license endorsement" means an authorization placed on an existing driver's license that authorizes a person to operate a motorcycle on Indiana highways.

(cc) "Motorcycle operational skills test" means the bureau approved standardized driving skills examination given by a state driver examiner or an approved examiner to determine whether a student has sufficient physical and mental ability to operate a motorcycle properly to qualify for a motorcycle license or motorcycle endorsement.

(dd) "Motorcycle temporary learner's permit" means a bureau issued permit that entitles a person to operate a motorcycle on Indiana highways, subject to Indiana laws and regulations, while enrolled in an approved drivers education and training course.

(ee) "Motorized bicycle" has the meaning set forth in IC 9-13-2-109.

(ff) "Motor scooter" has the meaning set forth in IC 9-13-2-104.

(gg) "Operator's license" means the driver's license issued under IC 9-24-3.

(hh) "Person" has the meaning set forth in IC 9-13-2-124.

(ii) "Qualified jurisdiction" means a country specified in 49 CFR 383.23(b)(1)(n.1)\*.

(jj) "Resident" has the meaning set forth in IC 9-13-2-78.

(kk) "State" has the meaning set forth in IC 9-13-2-173.

(ll) "State driver examiner" means a commission employee whose duties include the administration of driving skills tests at license branches.

(mm) "Student" means a person who holds a temporary motorcycle learner's permit and is actively enrolled in an approved motorcycle driver education and training course.

(nn) "Truck driving training school" has the meaning set forth in IC 9-13-2-188.5.

(oo) "Visual screening" means an eye screening that the bureau administers to license, permit, and endorsement applicants.

\*These documents are incorporated by reference. Copies may be obtained from the Government Printing Office, 732 North Capitol Street NW, Washington, D.C. 20401 or are available for review and copying at the Indiana Bureau of Motor Vehicles, Indiana Government Center North, Fourth Floor, 100 North Senate Avenue, Indianapolis, Indiana 46204. (*Bureau of Motor Vehicles; 140 IAC 7-1.1-1; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA*)

#### **140 IAC 7-1.1-2 License, permit, and identification card qualifications**

Authority: IC 9-14-2-2

Affected: IC 9-24-9; IC 9-24-16

Sec. 2. (a) An applicant for a new or renewed driver's license, permit, endorsement, or identification card must provide verifiable valid documentation to the bureau for identification purposes. An applicant's documentation information and Social Security number (SSN) presented to the bureau must match, based on the Social Security Administration's (SSA) criteria, the information that the SSA has in its records for the SSN. An applicant who is not a United States citizen must present sufficient evidence of continued lawful status in the United States. The presented information must match the information that the United States Citizenship and Immigration Services (USCIS) or the United States Department of Homeland Security (DHS), or both, have in their records for the person. The bureau will verify that the applicant's information matches the information that the SSA, USCIS, or the DHS, or all, have in their records.

(b) To receive an initial Indiana driver's license, permit, endorsement, or identification card, an applicant must present two (2) primary identity documents, or one (1) primary identity document and one (1) secondary identity document, which the applicant may select from the lists in section 3 below; one (1) document showing proof of lawful status in the United States; two (2) approved documents showing proof of Indiana residency; and one (1) SSN document or the SSA document establishing that the person does not qualify for an SSN. Depending on the type of document presented, one (1) document might satisfy more than one (1) of the above requirements.

(c) To receive a duplicate Indiana driver's license, learner's permit, or identification card, an applicant must present two (2) primary identity documents, or one (1) primary identity document and one (1) secondary identity document.

(d) To receive an amended Indiana driver's license, permit, or identification card, an applicant must provide the existing license, permit, or identification card, proof of lawful status in the United States, and proper documentation to support the requested changes. If an applicant cannot present the existing driver's license, permit, or identification card, then the applicant must meet the requirements for obtaining an initial license, permit, or identification card.

(e) To renew an Indiana driver's license, learner's permit, or identification card, an applicant must comply with the following requirements:

(1) Each applicant must present and surrender the applicant's existing Indiana driver's license, permit, endorsement, or identification card, must present a valid and accurate SSN document or the applicant's SSA letter establishing that the person does not qualify for an SSN, and, if applicable, must present sufficient evidence of continued lawful status in the United States. If an applicant cannot present the existing driver's license, permit, or identification card, or presents such document that expired more than one (1) year prior to the application date, then the applicant must meet the requirements for obtaining an initial license, permit, or identification card.

(2) An identification card issued before July 1, 2007, is a secondary document for the renewal process.

*(Bureau of Motor Vehicles; 140 IAC 7-1.1-2; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

#### **140 IAC 7-1.1-3 (Reserved)**

#### **140 IAC 7-1.1-4 Documentation for individuals with conditions causing appearance of intoxication**

Authority: IC 9-14-2-2; IC 9-24-11-2; IC 9-24-11-9

Affected: IC 9-24

Sec. 4. An applicant for a driver's license issued under IC 9-24-11-9, which contains the distinctive color coding indicating that the person has a medical condition causing the person to appear intoxicated, must obtain the original or renewed physician's certificate not more than thirty (30) days prior to the application date. *(Bureau of Motor Vehicles; 140 IAC 7-1.1-4; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

### **Rule 1.2. Interim License; Temporary Invalidation; Address Change**

#### **140 IAC 7-1.2-1 Issuance of interim license**

Authority: IC 9-14-2-2; IC 9-24-11-2

Affected: IC 9-24-12-6

Sec. 1. (a) The bureau may issue an interim Indiana driver's license for the specified periods to those individuals who meet all of the requirements for obtaining an Indiana driver's license, but are in one (1) of the following situations:

(1) The person may receive a fourteen (14) day interim license when the person is applying at a time when the bureau's system or systems used for the driver's license issuing process is not properly operating.

(2) The person may receive a thirty (30) day interim license when the person is applying for a new or renewed driver's license for temporary lawful residents.

(3) The person may receive a thirty (30) day interim license when the person is applying for a new or renewed driver's license and the Problem Driver Pointer System indicates that the applicant's driving privileges are suspended in another state.

(4) The person may receive a thirty (30) day interim license when the person has an Indiana driver's license, is traveling outside the state, and is unable to return to the state in time to renew the person's driver's license.

(5) The person may receive a thirty (30) day interim license when the person is applying and the bureau determines that the person might be the victim of an image conflict or fraud, or a discrepancy exists in the person's information when the bureau

seeks to verify its accuracy with records that the federal government maintains.

(b) The bureau will not issue an interim driver's license in any or all of the following situations:

- (1) The applicant's current license does not expire within fourteen (14) days.
- (2) The applicant does not hold an Indiana issued driver's license and is not a temporary lawful resident.
- (3) The applicant holds a CDL or CDL permit, unless it is disqualified and the base license remains valid.
- (4) The applicant's driving privileges or driver's license is suspended, invalid, revoked, forfeited, or subject to a similar action.
- (5) The applicant has an unexpired identification card or permit.

*(Bureau of Motor Vehicles; 140 IAC 7-1.2-1; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

## **Rule 2. Motorcycle Operator Licensing Regulations**

### **140 IAC 7-2-1 Definitions (Repealed)**

Sec. 1. *(Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

### **140 IAC 7-2-2 Motorcycle learner's permit (Repealed)**

Sec. 2. *(Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

### **140 IAC 7-2-3 Motorcycle temporary learner's permit (Repealed)**

Sec. 3. *(Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

### **140 IAC 7-2-4 Motorcycle license endorsement (Repealed)**

Sec. 4. *(Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

### **140 IAC 7-2-5 Motorcycle written test**

Authority: IC 9-14-2-2; IC 9-24-10-2

Affected: IC 9-24-8

Sec. 5. Any person who passed the written test to obtain a motorcycle learner's permit is not required to take the written test at the time of application for a motorcycle license endorsement or a motorcycle operator's license. The written test will consist of twenty-five (25) questions, twenty-one (21) of which must be answered correctly for a passing score. *(Bureau of Motor Vehicles; 140 IAC 7-2-5; filed Apr 28, 1981, 9:35 a.m.: 4 IR 900; filed Nov 9, 1983, 3:40 p.m.: 7 IR 25; readopted filed Oct 17, 2001, 4:01 p.m.: 25 IR 920; readopted filed Nov 14, 2007, 1:31 p.m.: 20071212-IR-140070562RFA; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

### **140 IAC 7-2-6 Motorcycle skills test**

Authority: IC 9-14-2-2; IC 9-24-10-2

Affected: IC 9-24-8

Sec. 6. (a) An applicant for motorcycle endorsement or motorcycle operator's license must take an operational skills test administered by a person whom the commissioner, or his or her designee, approves as a motorcycle operational skills test examiner. No person who has been an instructor or owner of a school offering motorcycle instruction for a fee may administer an operational skills test to an applicant who was a student of such school.

(b) The operational skills test must include maneuvers with a motorcycle involving proper starting, stopping, turning, braking, riding through obstacles, changing traffic lanes, and the testing of other areas of riding skills. The applicant must receive fewer than eleven (11) penalty points to pass the skills test. If the applicant is assessed eleven (11) penalty points any time prior to the completion of the test, the examination attempt will be terminated.

(c) A person who fails the operational skills test must wait until the next business day before being allowed to retake the

operational skills test.

(d) All persons must wear a motorcycle helmet during the operational skills test.

(e) Every applicant must sign a waiver of liability prior to taking an operational skills test. The waiver must include the following information:

(1) The applicant understands they are taking a motorcycle operational skills test and believes they are qualified to take such test.

(2) The applicant will hold the commission, the state, the owners of the test site, and the motorcycle examiner harmless for any injury that the applicant or the applicant's motorcycle and equipment, or all, might sustain from any accident during the operational skills test.

*(Bureau of Motor Vehicles; 140 IAC 7-2-6; filed Apr 28, 1981, 9:35 a.m.: 4 IR 901; filed Nov 9, 1983, 3:40 p.m.: 7 IR 25; errata filed Aug 10, 1992, 3:00 p.m.: 15 IR 2595; readopted filed Oct 17, 2001, 4:01 p.m.: 25 IR 920; readopted filed Nov 14, 2007, 1:31 p.m.: 20071212-IR-140070562RFA; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

#### **140 IAC 7-2-7 Operational skills test waiver (Repealed)**

Sec. 7. *(Repealed by Bureau of Motor Vehicles; filed Nov 9, 1983, 3:40 p.m.: 7 IR 27)*

#### **140 IAC 7-2-8 Motorcycle learner's permits; suspension or revocation (Repealed)**

Sec. 8. *(Repealed by Bureau of Motor Vehicles; filed Nov 9, 1983, 3:40 p.m.: 7 IR 27)*

#### **140 IAC 7-2-9 Fees for operational skills test**

Authority: IC 9-14-2-2; IC 9-24-10-2; IC 9-29-9-12

Affected: IC 9-24-8; IC 9-29

Sec. 9. An applicant for a motorcycle operational skills test shall pay the lawful fee to the approved motorcycle examiner prior to taking the operational skills test. A bureau approved organization that provides operational skills tests may charge reasonable fees for each operational skills test that the organizational administers in an amount to cover its reasonable administrative costs and five dollars (\$5) for the operational skills test examiner. Fees collected by a certified motorcycle examiner who is not a state employee shall be retained by such examiner for services rendered. *(Bureau of Motor Vehicles; 140 IAC 7-2-9; filed Apr 28, 1981, 9:35 a.m.: 4 IR 901; filed Nov 9, 1983, 3:40 p.m.: 7 IR 26; readopted filed Jul 30, 2001, 10:30 a.m.: 24 IR 4231; readopted filed Nov 14, 2007, 1:31 p.m.: 20071212-IR-140070562RFA; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

#### **140 IAC 7-2-10 Approved motorcycle examiners; qualifications**

Authority: IC 9-14-2-2; IC 9-24-10-2

Affected: IC 9-24-8

Sec. 10. An applicant to be an approved motorcycle skills test examiner must meet the following qualifications:

(1) Be twenty-one (21) years of age or older.

(2) Possess a valid Indiana operator's, chauffeur's, or public passenger chauffeur's driver's license with a motorcycle endorsement, or a motorcycle operator's driver's license.

(3) Have successfully completed a bureau approved motorcycle safety training course.

(4) An approved motorcycle skills test examiner must give a minimum of five (5) operational skills tests each year to maintain the approval.

*(Bureau of Motor Vehicles; 140 IAC 7-2-10; filed Apr 28, 1981, 9:35 a.m.: 4 IR 902; filed Nov 9, 1983, 3:40 p.m.: 7 IR 26; readopted filed Jul 30, 2001, 10:30 a.m.: 24 IR 4231; readopted filed Nov 14, 2007, 1:31 p.m.: 20071212-IR-140070562RFA; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

#### **140 IAC 7-2-11 Licensing of motorcycle training instructors**

Authority: IC 9-14-2-2; IC 9-24-10-2

Affected: IC 9-24-8; IC 9-24-10; IC 9-27-4

Sec. 11. Motorcycle training instructors, except those certified to teach motorcycle instruction by the superintendent of public instruction, shall be required to be licensed in and are subject to the requirements and discipline provisions IC 9-27-4 and 140 IAC 4-1, pertaining to commercial driving schools and instructors. *(Bureau of Motor Vehicles; 140 IAC 7-2-11; filed Apr 28, 1981, 9:35 a.m.: 4 IR 902; filed Nov 9, 1983, 3:40 p.m.: 7 IR 26; readopted filed Jul 30, 2001, 10:30 a.m.: 24 IR 4231; readopted filed Nov 14, 2007, 1:31 p.m.: 20071212-IR-140070562RFA; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

**140 IAC 7-2-12 Suspension or revocation of instructor license or examiner certification (Repealed)**

Sec. 12. *(Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

**Rule 3. Commercial Driver's Licensing**

**140 IAC 7-3-1 Definitions (Repealed)**

Sec. 1. *(Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

**140 IAC 7-3-2 General**

Authority: IC 9-14-2-2; IC 9-24-6-2

Affected: IC 9-24-6

Sec. 2. (a) A person who has a CDL may not hold more than one (1) driver's license at the same time.

(b) A CDL shall expire at midnight on the applicant's birthday that occurs four (4) years following the CDL's issuance date. *(Bureau of Motor Vehicles; 140 IAC 7-3-2; filed Jun 1, 1990, 2:16 p.m.: 13 IR 1835, eff Jul 1, 1990; filed Nov 14, 1990, 1:30 p.m.: 14 IR 555; readopted filed Jul 30, 2001, 10:30 a.m.: 24 IR 4231; readopted filed Nov 14, 2007, 1:31 p.m.: 20071212-IR-140070562RFA; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

**140 IAC 7-3-3 Applicant (Repealed)**

Sec. 3. *(Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

**140 IAC 7-3-3.5 Applicant**

Authority: IC 9-14-2-2; IC 9-24-6-2

Affected: IC 9-24-6

Sec. 3.5. A CDL applicant may apply at a license branch subject to the provisions of IC 9-24-6 and the following:

- (1) The CDL applicant must hold a valid CDL learner's permit.
- (2) The applicant must pass a bureau administered or approved visual screening exam.
- (3) The applicant for a CMV class or endorsement type or types, or both, must pass the applicable CDL knowledge exams and CDL skills tests.
- (4) An applicant for a CMV class that is different than the one that the applicant's current CDL authorizes must pass all applicable CDL knowledge exams and CDL skills tests, except for the following:
  - (A) A person who possesses the requisite endorsement for a combination vehicle (Class A) may operate a heavy straight vehicle (Class B) or a small vehicle (Class C). However, the person must have any other endorsements that might be required for the specific type of Class B or Class C vehicle being operated.
  - (B) A person who possesses the requisite endorsement for a heavy straight vehicle (Class B) may operate a small vehicle (Class C). However, the person must have any other endorsements that might be required for the specific type of Class C vehicle being operated.
- (5) The applicant for an initial CDL must pass a bureau approved physical examination prior to applying for an initial CDL and every two (2) years thereafter, or a shorter period if the bureau so designates for the person. The applicant must provide a copy of a Medical Examination Report and Medical Examiner's Certificate, both signed by the qualified medical examiner or examiners who conducted the examinations. The examinations must occur within thirty (30) days prior to submitting the

application.

(6) The applicant must pass the records checks required by 49 CFR 383.73\*.

(7) The applicant must pay all required fees.

(8) The applicant's driver's license or permit may not be suspended, revoked, canceled, or invalidated in Indiana or any other state, territory, federal district, or any province of the Dominion of Canada at the time of application.

(9) The applicant must surrender all driver's licenses and permits at the time of application.

(10) The applicant shall be issued his or her CDL subject to any restrictions on his or her driving privileges at the time of application.

(11) A CDL applicant must not have held more than one (1) operator's license at the same time during the two (2) years preceding the application.

(12) A CDL applicant must pass a CDL core knowledge exam and a CDL skills test that comply with minimum federal standards.

\*This document is incorporated by reference. Copies may be obtained from the Government Printing Office, 732 North Capitol Street NW, Washington, D.C. 20401 or are available for review and copying at the Indiana Bureau of Motor Vehicles, Indiana Government Center North, Fourth Floor, 100 North Senate Avenue, Indianapolis, Indiana 46204. (*Bureau of Motor Vehicles; 140 IAC 7-3-3.5; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA*)

#### **140 IAC 7-3-4 Application**

Authority: IC 9-14-2-2; IC 9-24-6-2

Affected: IC 5-26.5; IC 9-24-6

Sec. 4. (a) The application for a CDL or CDL learner's permit must include the applicant's:

(1) full legal name, current residential address, and out-of-state address if the applicant is in Indiana to attend a truck driving training school;

(2) physical description including gender, height, weight, eye color, and hair color;

(3) date of birth;

(4) Social Security number, or verification of the applicant's ineligibility to receive a valid Social Security number with verification of identity and lawful status in the United States;

(5) signature;

(6) medical and physical qualification information that this article requires;

(7) out-of-state driver history, including, but not limited to, any and all operator, chauffeur, public passenger chauffeur, and commercial driver's licenses and permits, including the dates of such licenses and permits and state or states that issued them;

(8) complete criminal history, based on fingerprint analysis, including arrests and disposition for applicants applying for a hazardous materials endorsement; and

(9) certification that the information provided is true and accurate.

(b) A CDL holder must immediately submit an application to the bureau for an amended CDL upon changing his or her name or residential address.

(c) No person who has been a resident of this state for more than thirty (30) days may drive a CMV under the authority of a CDL that an authority outside of this state issued.

(d) Any person who knowingly provides the bureau with falsified information or certifications required under this article is subject to the suspension, disqualification, or cancellation of the person's CDL for a period to be determined by the bureau.

(e) 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 that the office of the attorney general designates under IC 5-26.5 as the individual's principal address and mailing address. (*Bureau of Motor Vehicles; 140 IAC 7-3-4; filed Jun 1, 1990, 2:16 p.m.: 13 IR 1836, eff Jul 1, 1990; filed Nov 14, 1990, 1:30 p.m.: 14 IR 555; readopted filed Jul 30, 2001, 10:30 a.m.: 24 IR 4231; readopted filed Nov 14, 2007, 1:31 p.m.: 20071212-IR-140070562RFA; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA*)

#### **140 IAC 7-3-5 Learner's permit (Repealed)**

Sec. 5. (*Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA*)

**140 IAC 7-3-5.5 Learner's permit validity period; renewal**

Authority: IC 9-14-2-2; IC 9-24-6-2

Affected: IC 9-24-6

Sec. 5.5. (a) A CDL learner's permit shall be valid for a period of not more than one hundred eighty (180) days.

(b) A person may apply for the renewal of the person's CDL learner's permit two (2) times during any two (2) year period. Thus, a person with a CDL learner's permit, whether issued by Indiana or another qualified jurisdiction, may hold a CDL learner's permit for a total of not more than eighteen (18) months out of any twenty-four (24) month period. (*Bureau of Motor Vehicles; 140 IAC 7-3-5.5; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA*)

**140 IAC 7-3-6 Physical examination requirements (Repealed)**

Sec. 6. (*Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA*)

**140 IAC 7-3-6.5 Physical examination requirements**

Authority: IC 9-14-2-2; IC 9-24-6-2

Affected: IC 8-2.1-24-18; IC 9-24-6

Sec. 6.5. (a) Every CDL holder must obtain and have in the person's possession a medical examiner's certification that the CDL holder is qualified to operate a CMV either interstate or intrastate.

(b) The medical examination shall be performed by a licensed medical examiner pursuant to 49 CFR 391, Subpart E\*.

(c) For intrastate operation, the medical examiner may recommend the issuance of an intrastate CDL subject to the following restrictions:

(1) Diabetes: for persons with diabetes mellitus requiring insulin treatment, the medical examiner may recommend restrictions consistent with the requirements of IC 8-2.1-24-18. The Medical Examination Report must indicate that the applicant's diabetic condition is controlled such that the applicant is not likely to lose consciousness or any loss of ability to properly control a CMV.

(2) Neurological conditions: for persons with medical history or clinical diagnosis of epilepsy, seizure disorder, or other neurological condition, the medical examiner shall state his or her opinion whether such conditions disqualify a driver from unrestricted interstate operation pursuant to 49 CFR 391.43\*. If they do, the medical examiner may consider whether under specific restrictions the driver may be qualified for intrastate operation of a CMV. The medical examiner may find the driver qualified for intrastate operation subject to medical restrictions only if the examiner recommends that under the specified restrictions the condition is not likely to cause loss of consciousness or any loss of ability to control a commercial motor vehicle. In addition, the driver must be seizure/epilepsy free for at least one (1) year from the last occurrence before intrastate certification is considered. In that event, the medical examiner shall specify such medical restrictions on the physical examination form accompanying the intrastate certification, or on an attached separate sheet of paper. If the driver is disqualified from interstate operation and the medical examiner does not recommend specific restrictions that may permit qualification for intrastate operation, the examination report will be construed as a recommendation that the driver is not qualified to operate CMVs.

(3) Notwithstanding the provisions set forth in subdivision (1) or (2), the medical examiner shall not certify a driver who fails to meet any of the other standards set forth in 49 CFR 391.43\*, except that a physician may certify and recommend that the bureau qualify such a person for intrastate operation under specific medical restrictions or instructions.

(d) The expiration date for the Medical Examination Report and the Medical Examiner's Certificate must be not more than twenty-four (24) months from the date of the report and certification in the case an applicant who is medically qualified for an interstate CDL, and not more than twelve (12) months from the date of the report and certification in the case of an applicant who is medically qualified for an intrastate CDL. The expiration date may be an earlier date than the expiration of the twelve (12) or twenty-four (24) month periods if, in the medical examiner's opinion, the interests of public highway safety or the health of the driver requires an earlier follow-up examination.

(e) The driver shall submit a copy of the Medical Examination Report and Medical Examiner's Certificate to the bureau and upon its expiration shall submit a new Medical Examination Report and Medical Examiner's Certificate. The bureau shall disqualify a driver who does not maintain on file a current valid Medical Examination Report and Medical Examiner's Certificate, except that

the bureau may, in its discretion, allow one (1) period of not more than thirty (30) days after a valid Medical Examination Report and Medical Examiner's Certificate has expired before issuing such disqualification.

(f) A person who does not meet the requirements of 49 CFR 391\* or of this section shall be disqualified from operating a CMV. In determining whether a person meets those requirements, the bureau may require the person to provide any additional information or documentation that the bureau reasonably deems necessary to make such a determination. In making such determination, the bureau may also request and consider the advisory opinion of the Indiana driver's license medical advisory board, the Federal Motor Carrier Safety Administration's regulations, instructions to medical examiners, conference reports on commercial driving and medical conditions, and any other relevant medical reference sources and advice.

(g) The bureau shall not issue a passenger endorsement, a school bus endorsement, or a hazardous materials endorsement to a person with an intrastate restricted CDL.

\*These documents are incorporated by reference. Copies may be obtained from the Government Printing Office, 732 North Capitol Street NW, Washington, D.C. 20401 or are available for review and copying at the Indiana Bureau of Motor Vehicles, Indiana Government Center North, Fourth Floor, 100 North Senate Avenue, Indianapolis, Indiana 46204. (*Bureau of Motor Vehicles; 140 IAC 7-3-6.5; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA*)

**140 IAC 7-3-7 Commercial driver's license contents**

Authority: IC 9-14-2-2; IC 9-24-6-2  
 Affected: IC 9-24-6

Sec. 7. (a) The CDL shall contain the information required by 49 CFR 383.153\* and the applicant's:

- (1) full legal name. Pursuant to 6 CFR 37.17\*, the name on the face of the license or card must be the same as the name on the source documents that the applicant presented to establish identity;
  - (2) current residential address;
  - (3) weight, hair color, and eye color; and
  - (4) CDL number, and dates of issuance and expiration.
- (b) The bureau may include additional codes for additional groupings of endorsements.

(c) The bureau shall include information on the CDL license or CDL permit that briefly describes the applicant's medical condition that affects the person's ability to operate a CMV.

\*These documents are incorporated by reference. Copies may be obtained from the Government Printing Office, 732 North Capitol Street NW, Washington, D.C. 20401 or are available for review and copying at the Indiana Bureau of Motor Vehicles, Indiana Government Center North, Fourth Floor, 100 North Senate Avenue, Indianapolis, Indiana 46204. (*Bureau of Motor Vehicles; 140 IAC 7-3-7; filed Jun 1, 1990, 2:16 p.m.: 13 IR 1836, eff Jul 1, 1990; readopted filed Jul 30, 2001, 10:30 a.m.: 24 IR 4231; readopted filed Nov 14, 2007, 1:31 p.m.: 20071212-IR-140070562RFA; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA*)

**140 IAC 7-3-8 Classes (Repealed)**

Sec. 8. (*Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA*)

**140 IAC 7-3-8.5 Classes of commercial motor vehicles**

Authority: IC 9-14-2-2; IC 9-24-6-2  
 Affected: IC 9-24-6

Sec. 8.5. In accordance with the United States Department of Transportation standards in 49 CFR 383.91\*, the CMV classes are as follows:

- (1) Combination vehicle (Class A): Any combination of vehicles with a GCWR of twenty-six thousand one (26,001) pounds (eleven thousand seven hundred ninety-four (11,794) kilograms) or more provided the GVWR of the vehicle or vehicles being towed is in excess of ten thousand (10,000) pounds (four thousand five hundred thirty-six (4,536) kilograms).
- (2) Heavy straight vehicle (Class B): Any single vehicle with a GVWR of twenty-six thousand one (26,001) pounds (eleven thousand seven hundred ninety-four (11,794) kilograms) or more, or any such vehicle that is towing a vehicle that has a GVWR of not more than ten thousand (10,000) pounds (four thousand five hundred thirty-six (4,536) kilograms).
- (3) Small vehicle (Class C): Any single vehicle, or combination of vehicles, that meets neither the definition of Class A nor

that of Class B as contained in this section, but that either is designed to transport sixteen (16) or more passengers including the driver, or is used in the transportation of materials found to be hazardous for the purposes of the Hazardous Materials Transportation Act and that require the motor vehicle to be placarded under the Hazardous Materials Regulations (49 CFR Part 172, Subpart F\*).

\*These documents are incorporated by reference. Copies may be obtained from the Government Printing Office, 732 North Capitol Street NW, Washington, D.C. 20401 or are available for review and copying at the Indiana Bureau of Motor Vehicles, Indiana Government Center North, Fourth Floor, 100 North Senate Avenue, Indianapolis, Indiana 46204. (*Bureau of Motor Vehicles; 140 IAC 7-3-8.5; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA*)

#### **140 IAC 7-3-9 Core knowledge examination**

Authority: IC 9-14-2-2; IC 9-24-6-2

Affected: IC 9-24-6

Sec. 9. (a) The CDL core knowledge examination shall contain not more than fifty (50) questions nor fewer than twenty (20) questions. The applicant must correctly answer eighty percent (80%) of the questions to have a passing score.

(b) An applicant who fails the CDL core knowledge examination may take as many additional CDL core knowledge examinations as desired. However, the applicant, may only take one (1) CDL core knowledge examination in any single business day.

(c) The results of a passed core knowledge examination shall be valid for a period of one hundred eighty (180) days after the examination date. (*Bureau of Motor Vehicles; 140 IAC 7-3-9; filed Jun 1, 1990, 2:16 p.m.: 13 IR 1837, eff Jul 1, 1990; readopted filed Oct 17, 2001, 4:01 p.m.: 25 IR 921; readopted filed Nov 14, 2007, 1:31 p.m.: 20071212-IR-140070562RFA; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA*)

#### **140 IAC 7-3-10 Endorsements**

Authority: IC 9-14-2-2; IC 9-24-6-2

Affected: IC 9-24-6

Sec. 10. (a) The following requirements apply to a CDL holder applying for a CDL endorsement:

(1) The applicant must pass the applicable knowledge examinations and CDL skills tests required for the specific class of license and endorsement sought.

(2) An applicant whose driving privileges are disqualified, suspended, revoked, invalidated, or the subject of an equivalent action, is ineligible to apply for a CDL endorsement during the period of the disqualification, suspension, revocation, invalidation, or equivalent action.

(b) The hazardous materials endorsement knowledge test must be taken upon application for an initial CDL or a CDL renewal.

(c) CDL endorsement examinations passed shall only be valid for a period of one hundred eighty (180) days from the examination date. (*Bureau of Motor Vehicles; 140 IAC 7-3-10; filed Jun 1, 1990, 2:16 p.m.: 13 IR 1837, eff Jul 1, 1990; filed Nov 14, 1990, 1:30 p.m.: 14 IR 556; readopted filed Oct 17, 2001, 4:01 p.m.: 25 IR 921; readopted filed Nov 14, 2007, 1:31 p.m.: 20071212-IR-140070562RFA; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA*)

#### **140 IAC 7-3-11 Skills test (Repealed)**

Sec. 11. (*Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA*)

#### **140 IAC 7-3-11.5 CDL skills test**

Authority: IC 9-14-2-2; IC 9-24-6-2

Affected: IC 9-24-6

Sec. 11.5. (a) A CDL applicant must comply with the following CDL skills test requirements:

(1) The CDL skills test shall be administered by a bureau certified CDL skills test examiner.

(2) A CDL or endorsement, or both, applicant must take the bureau's approved CDL skills test in the CMV classification for

which the applicant is seeking the CDL or endorsement, or both.

(3) The CDL skills test must be administered at one (1) of the bureau's designated locations.

(4) The applicant must successfully display an ability to operate the CMV properly and lawfully.

(5) The applicant must pay the applicable fees for each CDL skills test to the bureau approved test site operator that administers the CDL skills test.

(6) The CDL skills test is not required to be taken at the time of renewal of a CDL unless the person desires to change to a higher classification of CDL, to obtain a school bus or passenger endorsement, or to remove an air brake restriction.

(7) Every applicant, prior to taking the CDL skills test, must successfully pass the core knowledge test and obtain a CDL permit in the appropriate classification.

(8) Every applicant, prior to taking the CDL skills test, will be required to sign a waiver of liability. The waiver will include, but is not limited to, the following:

(A) The applicant understands the type of driving skills test to be given and believes to be qualified to take the test.

(B) The applicant will hold the bureau and the state harmless for any injury sustained from any accident during the CDL skills test.

(b) Any person who fails a CDL skills test may take only one (1) CDL skills test in any single business day.

(c) The results of a passed CDL skills test shall be valid for a period of one hundred eighty (180) days from the date of the passed CDL skills test. (*Bureau of Motor Vehicles; 140 IAC 7-3-11.5; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA*)

#### **140 IAC 7-3-12 Commercial driving schools approved (Repealed)**

Sec. 12. (*Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA*)

#### **140 IAC 7-3-13 Certified CDL skills test examiner; qualifications**

Authority: IC 9-14-2-2; IC 9-24-6-2

Affected: IC 9-24-6

Sec. 13. (a) To obtain the bureau's approval to be a certified CDL skills test examiner, an applicant must meet the following qualifications:

(1) Be twenty-one (21) years of age or older.

(2) Possess a valid CDL with an endorsement to operate a Class A CMV for a minimum of three (3) years, and have all other endorsements except the hazardous materials endorsement.

(3) Have successfully completed a bureau approved training course.

(b) A certified CDL skills test examiner must administer a minimum of one hundred twenty (120) CDL skills tests each year to retain the bureau's approval. (*Bureau of Motor Vehicles; 140 IAC 7-3-13; filed Jun 1, 1990, 2:16 p.m.: 13 IR 1838, eff Jul 1, 1990; readopted filed Oct 17, 2001, 4:01 p.m.: 25 IR 922; readopted filed Nov 14, 2007, 1:31 p.m.: 20071212-IR-140070562RFA; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA*)

#### **140 IAC 7-3-14 Examiners; suspension and revocation of approval**

Authority: IC 9-14-2-2; IC 9-24-6-2

Affected: IC 4-21.5-4; IC 9-24-6

Sec. 14. (a) The bureau may suspend for up to one (1) year or revoke the approval of any CDL skills test examiner after due notice and a hearing. However, under IC 4-21.5-4, the bureau may immediately suspend the approval of any CDL skills test examiner. The bureau may suspend or revoke the approval for violations, including, but not limited to, the following:

(1) Willful or repeated violations of the laws, rules, or regulations dealing with driver's licensing.

(2) Conduct in training or testing applicants that is unprofessional, intemperate, or negligent.

(3) Fraud, deceit, or misrepresentation in application for approval.

(4) Fraudulent, misleading, or deceptive statements in advertising, or promotion of a commercial truck driving training school.

(5) Any conduct that, in the exercising of his or her discretion, the commissioner decides poses a threat to public safety or welfare, or otherwise warrants revocation or suspension.

(b) After the expiration of the revocation or suspension period, an examiner whose certification has been revoked or suspended

may apply for reinstatement, and the bureau may reinstate within its discretion. *(Bureau of Motor Vehicles; 140 IAC 7-3-14; filed Jun 1, 1990, 2:16 p.m.: 13 IR 1838, eff Jul 1, 1990; readopted filed Jul 30, 2001, 10:30 a.m.: 24 IR 4231; readopted filed Nov 14, 2007, 1:31 p.m.: 20071212-IR-140070562RFA; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

**140 IAC 7-3-15 Fees (Repealed)**

Sec. 15. *(Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

**140 IAC 7-3-16 Exemptions (Repealed)**

Sec. 16. *(Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

**140 IAC 7-3-16.5 Exemptions**

Authority: IC 9-14-2-2; IC 9-24-6-2

Affected: IC 9-24-6-1

Sec. 16.5. In addition to IC 9-24-6-1 and 49 CFR 383.3, the provisions of this rule do not apply to paid or volunteer firefighters while operating firefighting equipment. *(Bureau of Motor Vehicles; 140 IAC 7-3-16.5; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

**140 IAC 7-3-17 Renewal (Repealed)**

Sec. 17. *(Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

**140 IAC 7-3-17.5 Renewal timing and requirements**

Authority: IC 9-14-2-2; IC 9-24-6-2

Affected: IC 9-24-6

Sec. 17.5. (a) A person with a CDL may apply to the bureau to renew the person's CDL up to one (1) year prior to the CDL's expiration date.

(b) Except as provided in subsections (c) through (e), a person applying to renew the person's CDL is not required to take the core knowledge test, endorsement knowledge test, and CDL skills test.

(c) A person applying to renew the person's CDL with a hazardous materials endorsement must pass the hazardous materials endorsement knowledge test and must pass a criminal history background check every four (4) years.

(d) A person with a CDL that has been expired, disqualified, canceled, revoked, or invalidated for longer than one (1) year must pass all applicable knowledge exams and CDL skills tests prior to the issuance or renewal of a CDL.

(e) A person who is applying for a CDL after having voluntarily surrendered or relinquished the person's CDL must meet all of the application requirements as if the applicant is applying for an initial CDL. *(Bureau of Motor Vehicles; 140 IAC 7-3-17.5; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

**140 IAC 7-3-18 Reciprocity**

Authority: IC 9-14-2-2; IC 9-24-6-2; 49 CFR 383.23

Affected: IC 9-24-6; IC 9-28-1

Sec. 18. The bureau may issue a CDL to any person who holds a valid CDL of the same class from another state or qualified jurisdiction without requiring the person to take the CDL skills tests. A CDL holder transferring from another state or qualified jurisdiction must take the core knowledge test. The hazardous materials endorsement requires a core knowledge examination at the time of any application or renewal. *(Bureau of Motor Vehicles; 140 IAC 7-3-18; filed Jun 1, 1990, 2:16 p.m.: 13 IR 1839, eff Jul 1, 1990; readopted filed Jul 30, 2001, 10:30 a.m.: 24 IR 4231; readopted filed Nov 14, 2007, 1:31 p.m.: 20071212-IR-140070562RFA; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

**140 IAC 7-3-18.5 Notice of conviction**

Authority: IC 9-14-2-2; IC 9-24-6-2  
Affected: IC 9-24-6

Sec. 18.5. A CDL holder shall notify the bureau and the CDL holder's employer of any conviction for violating a state or local law relating to motor vehicle traffic control in accordance with 49 CFR 383.31. *(Bureau of Motor Vehicles; 140 IAC 7-3-18.5; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

**140 IAC 7-3-19 Administrative hearings (Repealed)**

Sec. 19. *(Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

**140 IAC 7-3-20 Grandfather clause (Repealed)**

Sec. 20. *(Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

**140 IAC 7-3-21 Public passenger chauffeur's driver's license medical certification**

Authority: IC 9-14-2-2; IC 9-24-5-1  
Affected: IC 9-24-5

Sec. 21. A person applying to renew the person's public passenger chauffeur's driver's license must include a physician's medical certification dated within thirty (30) days before the expiration of the applicant's public passenger chauffeur's driver's license. *(Bureau of Motor Vehicles; 140 IAC 7-3-21; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

**Rule 4. Identity Documents Required**

**140 IAC 7-4-1 Definitions (Repealed)**

Sec. 1. *(Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

**140 IAC 7-4-2 License, permit, and identification card qualifications (Repealed)**

Sec. 2. *(Repealed by Bureau of Motor Vehicles; filed Oct 7, 2008, 10:23 a.m.: 20081105-IR-140080215FRA)*

**140 IAC 7-4-3 Bureau of motor vehicles documentation list**

Authority: IC 9-14-2-2  
Affected: IC 9-24-9-2; IC 9-24-16

Sec. 3. (a) As provided by 140 IAC 7-4-2 *[section 2 of this rule]*, the bureau shall require the documents listed in subsections (b) through (e) as part of the application for an Indiana driver's license, learner/driver education permit, and identification card. Only original documents or certified facsimiles from the issuing agency will be accepted. The bureau reserves the right to refuse any identification presented that appears fraudulent or unreliable. Altered and expired documents will not be accepted. Documents presented to the bureau for identification purposes will be kept confidential. All documents must contain the applicant's name and must be in the English language or be presented with an English translation of the document. The commissioner or the commissioner's designee may accept reasonable alternate documents to satisfy the requirements of this rule and IC 9.

(b) Primary documents-acceptable United States documents are as follows:

(1) United States birth certificate with authenticating stamp or seal containing the applicant's date of birth, place of birth, and parent's names, issued by:

- (A) county department or county board of health from the applicant's state of birth;
- (B) a state department or state board of health from the applicant's state of birth; or
- (C) a verified delayed birth certificate.

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- (2) Certificate of naturalization/citizenship.
- (3) Certification of report of birth (form DS-1350 issued by the United States Department of State).
- (4) U.S. consular report of birth (form FS-240 issued by the United States Department of State).
- (5) Birth certificates issued by United States territories, including American Samoa, Guam, Puerto Rico, and Virgin Islands.
- (6) U.S. military or merchant marine identification card with photo.
- (7) U.S. passport.
- (8) U.S. veterans universal access identification card with photo.
- (9) Indiana driver's license or learner/driver education permit.
- (c) Primary documents-acceptable immigration documents are as follows:
  - (1) Valid foreign passport with photo with a visa that includes a valid form I-94 indicating the authorized duration of stay in the United States.
  - (2) Valid foreign passport with a current visa that states "Upon Endorsement serves as Temporary I-551 evidencing Permanent Residence for 1-year" issued by the United States Department of Homeland Security.
    - (A) Canadian passports are not required to have a visa or a form I-94.
    - (B) Applicants from the Federated States of Micronesia, Palau, and the Republic of the Marshall Islands are not required to present a visa but must submit a form I-94.
    - (C) Passports with I-94 (issued by the United States Customs and Border Control or United States Citizenship and Immigration Services) indicating F-1/F-2 status must present a valid form I-20 ("Certificate of Eligibility" issued by the United States Immigration and Customs Enforcement). For these applicants, the form I-20 serves as a secondary document.
    - (D) Passports with I-94 indicating J-1/J-2 status must be submitted with a valid form DS-2019 ("Certificate of Eligibility" issued by the United States Department of State). For these applicants, the form DS-2019 serves as a secondary document.
  - (3) Authorization for parole of an alien into the United States (form I-512 issued by United States Citizenship and Immigration Services).
  - (4) Employment authorization card (I-688B issued by United States Immigration and Naturalization Services).
  - (5) Employment authorization card (I-766 issued by United States Immigration and Naturalization Services).
  - (6) Form I-94 stamped with "Section 207" refugee status.
  - (7) Form I-94 stamped with "Section 208" asylum status.
  - (8) Permanent resident card (I-551).
  - (9) Temporary I-551 stamp on a passport.
  - (10) Temporary resident card (I-688 issued by United States Immigration and Naturalization Services).
  - (11) Travel document (I-131 issued by United States Immigration and Naturalization Services).
  - (12) An I-797 "Notice of Action" (issued by United States Citizenship and Immigration Services) indicating an applicant's approval may be used to extend the validity of an original primary document.
- (d) Secondary documents-acceptable documents are as follows:
  - (1) Certified academic transcripts from schools in the United States or its territories.
  - (2) School report cards from schools in the United States or its territories dated within twelve (12) months of application.
  - (3) School identification card with photo or yearbook photo from schools in the United States and/or its territories dated within three (3) years of application.
  - (4) An identification card with photo issued by a foreign consulate.
  - (5) An identification card with photo issued by the federal government.
  - (6) An Indiana identification card.
  - (7) Driver's license, identification card, or permit with photo issued by another state.
  - (8) Original driving record from another state.
  - (9) Valid form I-20 with a valid form I-94 and an F-1/F-2 status in passport.
  - (10) Valid form DS-2019 (issued by the United States Department of State) with a valid form I-94 and a J-1/J-2 status in passport.
  - (11) Indiana county presentence investigation report with clerk stamp or seal.
  - (12) Indiana gun permit.
  - (13) Indiana probation identification card with photo, name, and date of birth.

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- (14) Letter from probation officer, caseworker, or social worker on official letterhead, certified with stamp or seal, with the applicant's name and signature of the probation officer, caseworker, or social worker.
- (15) Prison release documentation.
- (16) U.S. district court presentence investigation report with stamp or seal.
- (17) Valid banking card or MasterCard, Visa, American Express, or Discover card issued in the name of the applicant with his or her signature.
- (18) Bank statement issued within sixty (60) days of application.
- (19) Form W-2 (federal or state) or Form 1099 with the applicant's name and address.
- (20) Computer-generated paycheck stub with applicant's name and address.
- (21) Valid employee identification card with photo.
- (22) Valid Indiana professional license.
- (23) Valid insurance card.
- (24) Medicare or Medicaid card.
- (25) U.S. military discharge or DD214 separation papers.
- (26) U.S. Uniformed Services Card.
- (27) Divorce decree certified by court of law with stamp or seal.
- (28) Application of marriage or record of marriage that is certified with stamp or seal.
- (29) Applicants under eighteen (18) years of age making application for an Indiana identification card may present acceptable Social Security documentation as a secondary document.

(e) Any document from the list in the primary or secondary group, or any of the documents listed below, may be used as proof of Indiana residency as long as the document contains the applicant's name and current residential address. A post office box is not an acceptable residential address.

- (1) Child support check stub from the Indiana family and social services administration with name and address of the applicant.
- (2) Change of address confirmation (form CNL107) from the U.S. Postal Service listing the applicant's old and new address.
- (3) Bill or benefit statement issued within sixty (60) days of application.
- (4) Indiana driver's license, identification card, or permit with photo.
- (5) Survey of the applicant's Indiana property produced by a licensed surveyor.
- (6) Affidavit of Indiana residency.
- (7) Voter registration card.
- (8) Valid Indiana vehicle or watercraft title or registration.

(f) Under IC 9-24-9-2, each application for a license or permit must require a Social Security number. Acceptable documents to verify an applicant's Social Security number are the following:

- (1) Social Security card.
- (2) Social Security card bearing the legend "Valid for Work Only with DHS Authorization".
- (3) Social Security card bearing the legend "Not Valid for Employment".
- (4) Letter verifying the applicant's Social Security number issued in the applicant's name and signed and stamped by the Social Security Administration.
- (5) Numident report stamped and issued in the applicant's name by the Social Security Administration.

*(Bureau of Motor Vehicles; 140 IAC 7-4-3; filed Jan 3, 2006, 4:30 p.m.: 29 IR 1535; readopted filed Nov 14, 2007, 1:31 p.m.: 20071212-IR-140070562RFA)*

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