

Habitual Traffic Violator (“HTV”)

I.C. § 9-30-10-4(a).

2 judgments in 10 years =

10 year suspension of driving privileges

I.C. § 9-30-10-5(b)(1).

“Two majors”

Habitual Traffic Violator (“HTV”)

I.C. § 9-30-10-4(a)(4)-(7).

2 judgments in 10 years =

Lifetime license forfeiture

I.C. § 9-30-10-5(b)(2).

“Two intoxication majors”

Habitual Traffic Violator (“HTV”)

I.C. § 9-30-10-4(c).

10 judgments in 10 years =

5 year license suspension

I.C. § 9-30-10-5(b)(4).

“Nine minors and a major”

The 2 Judgments must not be from the same incident, at least one judgment must be after 3/1/1984, and the 2 judgments must be from the following list, which is located at 9-30-10-4(a):

1. Reckless homicide resulting from the operation of a motor vehicle;
2. Involuntary manslaughter resulting from the operation of a motor vehicle;
3. Voluntary manslaughter resulting from the operation of a motor vehicle;
4. Violation of driver’s duties if involved in an accident resulting in injury or death;
5. Operating a vehicle while intoxicated resulting in death;
6. Operating a vehicle with at least .10% of alcohol in the blood before 7/1/1997 resulting in death;
7. Operating a vehicle with at least .10 gram of alcohol per 100 ml of blood or 2 liters of breath after 6/30/1997 and before 7/1/2001 resulting in death;
8. Operating a vehicle with .08 gram of alcohol per 100 ml of blood or 210 liters of breath after 6/30/2001 resulting in death.

The 2 Judgments must not be from the same incident, at least one judgment must be after 3/1/1984, and the 2 judgments must be from the following list, which is located at 9-30-10-4(a)(4)-(7):

1. Operating a vehicle while intoxicated resulting in death;
2. Operating a vehicle with at least .10% of alcohol in the blood before 7/1/1997 resulting in death;
3. Operating a vehicle with at least .10 gram of alcohol per 100 ml of blood or 2 liters of breath after 6/30/1997 and before 7/1/2001 resulting in death;
4. Operating a vehicle with .08 gram of alcohol per 100 ml of blood or 210 liters of breath after 6/30/2001 resulting in death.

The 10 judgments must be for traffic violations (not equipment or parking), at least one judgment must be after 3/31/84, and at least 1 of the 10 judgments must be from 9-30-10-4(a) or (b).

“Operating while HTV” =
Lifetime forfeiture or
suspension for a set period
I.C. § 9-30-10-16

Conviction for operating a motor vehicle while driving privileges are suspended as a Habitual Traffic Violator under I.C. chapter 9-30-10. Two options exist depending on how the conviction is entered: felony or misdemeanor.

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If entered as a D felony, the Court orders a lifetime license forfeiture (9-30-10-16(c)).

If entered as an A misdemeanor, the Court may impose suspension time in addition to any pre-existing suspension time. (9-30-10-16(c)).
Currently, case law does not limit the length of this additional suspension time.