

PREVAILED	Roll Call No. _____
FAILED	Ayes _____
WITHDRAWN	Noes _____
RULED OUT OF ORDER	

HOUSE MOTION _____

MR. SPEAKER:

I move that Engrossed Senate Bill 16 be amended to read as follows:

1 Page 1, between the enacting clause and line 1, begin a new
2 paragraph and insert:
3 "SECTION 1. IC 9-19-10-2.5 IS ADDED TO THE INDIANA
4 CODE AS A NEW SECTION TO READ AS FOLLOWS
5 [EFFECTIVE JULY 1, 1998]: **Sec. 2.5. A person who operates a**
6 **passenger motor vehicle that is equipped with a safety belt meeting**
7 **the standards stated in the Federal Motor Vehicle Safety Standard**
8 **Number 208 (49 CFR 571.208) in which there is a child commits a**
9 **Class D infraction if:**
10 **(1) the child is at least four (4) years of age but less than**
11 **twelve (12) years of age; and**
12 **(2) the child is not properly fastened and restrained by:**
13 **(A) a child passenger restraint system; or**
14 **(B) a safety belt.**
15 SECTION 2. IC 9-19-10-3 IS AMENDED TO READ AS
16 FOLLOWS [EFFECTIVE JULY 1, 1998]: **Sec. 3. (a) Except as**
17 **provided in subsection (b), a person may not be stopped, inspected,**
18 **or detained solely to determine compliance with this chapter.**
19 **(b) Subsection (a) does not apply to a stop, an inspection, or a**
20 **detention of a person to determine compliance with section 2.5 of**
21 **this chapter.**
22 SECTION 3. IC 9-19-10-8 IS AMENDED TO READ AS
23 FOLLOWS [EFFECTIVE JULY 1, 1998]: **Sec. 8. (a) A person who:**

1 **(1) is at least sixteen (16) years of age; and**
 2 **(2) violates section 2 of this chapter;**
 3 commits a Class D infraction.
 4 (b) The bureau may not assess points under the point system for
 5 Class D infractions under this section.
 6 SECTION 4. IC 9-19-11-2 IS AMENDED TO READ AS
 7 FOLLOWS [EFFECTIVE JULY 1, 1998]: Sec. 2. A person who
 8 operates a motor vehicle in which there is a child less than ~~three (3)~~
 9 **four (4)** years of age who is not properly fastened and restrained by a
 10 child passenger restraint system commits a ~~Class E~~ **Class D** infraction,
 11 **unless it is reasonably determined that the child will not fit in a**
 12 **child passenger restraint system.**
 13 SECTION 5. IC 9-19-11-3 IS AMENDED TO READ AS
 14 FOLLOWS [EFFECTIVE JULY 1, 1998]: Sec. 3. A person who
 15 operates a motor vehicle in which there is a child ~~who is three (3) or~~
 16 **four (4) years of age who is not properly fastened and restrained by:**
 17 ~~(1) a child passenger restraint system; or~~
 18 ~~(2) a seat belt;~~
 19 commits a ~~Class E~~ **Class D** infraction **if:**
 20 **(1) the child is less than four (4) years of age and it is**
 21 **reasonably determined that the child will not fit in a child**
 22 **restraint system; and**
 23 **(2) the child is not properly fastened and restrained by a**
 24 **safety belt."**
 25 Re-number all SECTIONS consecutively.
 (Reference is to ESB 16 as printed February 17, 1998.)

Representative Kruzan