

SENATE BILL No. 438

DIGEST OF INTRODUCED BILL

Citations Affected: IC 9-25-2-3; IC 9-25-4-5; IC 9-26-1-1.

Synopsis: Proof of financial responsibility. Raises the amount of financial responsibility required for a motor vehicle from \$25,000 for bodily injury or death of one person to \$100,000 for bodily injury or death of one person, and from \$50,000 per occurrence to \$300,000 per occurrence. Requires a certified copy of the certificate of insurance that sets forth the amount of coverage at the time of a motor vehicle accident to be submitted as part of an accident report following a motor vehicle accident in which bodily injury or death occurs.

Effective: July 1, 1998.

Paul

January 13, 1998, read first time and referred to Committee on Insurance and Interstate Cooperation.

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Second Regular Session 110th General Assembly (1998)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 1997 General Assembly.

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SENATE BILL No. 438



A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 9-25-2-3 IS AMENDED TO READ AS FOLLOWS
2 [EFFECTIVE JULY 1, 1998]: Sec. 3. "Proof of financial responsibility"
3 means proof of ability to respond in damages for each motor vehicle
4 registered by a person for liability that arises out of the ownership,
5 maintenance, or use of the motor vehicle in the following amounts:

6 (1) ~~Twenty-five~~ **One hundred** thousand dollars (~~\$25,000~~)
7 **(\$100,000)** because of bodily injury to or death of any one (1)
8 person.

9 (2) Subject to the limit in subdivision (1), ~~fifty~~ **three hundred**
10 thousand dollars (~~\$50,000~~) **(\$300,000)** because of bodily injury
11 to or death of two (2) or more persons in any one (1) accident.

12 (3) Ten thousand dollars (\$10,000) because of injury to or
13 destruction of property in any one (1) accident.

14 SECTION 2. IC 9-25-4-5 IS AMENDED TO READ AS FOLLOWS
15 [EFFECTIVE JULY 1, 1998]: Sec. 5. Except as provided in section 6
16 of this chapter, the minimum amounts of financial responsibility are as
17 follows:



1 (1) Subject to the limit set forth in subdivision (2), ~~twenty-five~~
 2 **one hundred** thousand dollars ~~(\$25,000)~~ **(\$100,000)** for bodily
 3 injury to or the death of one (1) individual.

4 (2) ~~Fifty~~ **Three hundred** thousand dollars ~~(\$50,000)~~ **(\$300,000)**
 5 for bodily injury to or the death of two (2) or more individuals in
 6 any one (1) accident.

7 (3) Ten thousand dollars (\$10,000) for damage to or the
 8 destruction of property in one (1) accident.

9 SECTION 3. IC 9-26-1-1 IS AMENDED TO READ AS FOLLOWS
 10 [EFFECTIVE JULY 1, 1998]: Sec. 1. The driver of a vehicle involved
 11 in an accident that results in the injury or death of a person shall do the
 12 following:

13 (1) Immediately stop the vehicle at the scene of the accident or as
 14 close to the accident as possible in a manner that does not
 15 obstruct traffic more than is necessary.

16 (2) Immediately return to and remain at the scene of the accident
 17 until the driver does the following:

18 (A) Gives the driver's name and address and the registration
 19 number of the vehicle the driver was driving.

20 (B) Upon request, exhibits the driver's license of the driver to
 21 the following:

22 (i) The person struck.

23 (ii) The driver or occupant of or person attending each
 24 vehicle involved in the accident.

25 (C) Determines the need for and renders reasonable assistance
 26 to each person injured in the accident, including the removal
 27 or the making of arrangements for the removal of each injured
 28 person to a physician or hospital for medical treatment.

29 (3) Immediately give notice of the accident by the quickest means
 30 of communication to one (1) of the following:

31 (A) The local police department if the accident occurs within
 32 a municipality.

33 (B) The office of the county sheriff or the nearest state police
 34 post if the accident occurs outside a municipality.

35 (4) Within ten (10) days after the accident, forward a written
 36 report of the accident to the state police department. **A written**
 37 **report under this subdivision must include a certified copy of**
 38 **the certificate of insurance for the vehicle and driver that sets**
 39 **forth the amount of financial responsibility in effect at the**
 40 **time of the accident.**

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