

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WITHDRAWN	Noes _____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

# HOUSE MOTION \_\_\_\_\_

**MR. SPEAKER:**

I move that Engrossed Senate Bill 31 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 9-13-2-48.5 IS ADDED TO THE INDIANA
- 4 CODE AS A NEW SECTION TO READ AS FOLLOWS
- 5 [EFFECTIVE JULY 1, 1999]: **Sec. 48.5. "Drive test" means the**
- 6 **examination approved by the bureau and given by either of the**
- 7 **following:**
- 8 (1) **A commercial driver training school instructor or a high**
- 9 **school driver training instructor for the purpose of**
- 10 **determining whether a student has sufficient physical and**
- 11 **mental ability to operate a motor vehicle, other than a**
- 12 **motorcycle, to qualify for a driver's license.**
- 13 (2) **A state driver examiner for the purpose of determining**
- 14 **whether an applicant has sufficient physical and mental**
- 15 **ability to operate a motor vehicle, other than a motorcycle,**
- 16 **to qualify for a new or renewal driver's license.**
- 17 SECTION 2. IC 9-13-2-108.5 IS ADDED TO THE INDIANA
- 18 CODE AS A NEW SECTION TO READ AS FOLLOWS
- 19 [EFFECTIVE JULY 1, 1999]: **Sec. 108.5. "Motorcycle skills test"**
- 20 **means the examination approved by the bureau and given by a**
- 21 **certified motorcycle operational examiner to determine if an**
- 22 **applicant has sufficient physical and mental ability to operate a**
- 23 **motorcycle to qualify for a new or renewal motorcycle license or**
- 24 **endorsement."**
- 25 Page 12, between lines 29 and 30, begin a new paragraph and

1 insert:  
2 "SECTION 18. IC 9-24-8-4 IS AMENDED TO READ AS  
3 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 4. (a) Except as  
4 provided in subsections (c) and (d), the bureau shall:  
5 (1) issue a motorcycle operator's license; or  
6 (2) validate an operator's, a chauffeur's, or a public passenger  
7 chauffeur's license for motorcycle operation upon a highway by  
8 endorsement;  
9 to a person who meets the conditions in subsection (b).  
10 (b) A person must meet at least one (1) of the following conditions  
11 to obtain a license or validation under subsection (a):  
12 (1) Satisfactorily complete an approved motorcycle driver  
13 education and training course and pass the written test required  
14 by this section.  
15 (2) Satisfactorily complete the written test, hold a motorcycle  
16 learner's permit for at least thirty (30) days, and satisfactorily  
17 complete the operational **motorcycle skills** test.  
18 (3) Hold a current motorcycle operator endorsement or license  
19 from any other jurisdiction and successfully complete the written  
20 test.  
21 (c) The bureau may not issue a motorcycle operator's license to an  
22 individual less than sixteen (16) years and thirty (30) days of age.  
23 (d) If an applicant for a motorcycle license or license endorsement  
24 is less than eighteen (18) years of age, the bureau may not issue a  
25 license or validate a license described in subsection (a)(2) if the  
26 applicant is ineligible under IC 9-24-2-1.  
27 (e) The bureau shall develop and implement both a written test and  
28 an operational **motorcycle** skills test that must be designed to  
29 determine whether an applicant for a motorcycle operator's license or  
30 endorsement is competent to operate a motorcycle upon a highway. The  
31 written test must be made available at license branch locations  
32 approved by the bureau. The operational **motorcycle** skills test must be  
33 given at locations designated by the bureau. The operational  
34 **motorcycle** skills test must be given by a certified motorcycle  
35 operational examiner. ~~An individual applying for a motorcycle~~  
36 ~~operator's license or endorsement must pass the operational skills test~~  
37 ~~before taking the written exam.~~ If an applicant fails to satisfactorily  
38 complete either the written or operational **motorcycle** skills tests, the  
39 applicant may reapply for and must be offered the examination upon  
40 the same terms and conditions as applicants may reapply for and be  
41 offered examinations for an operator's license. The bureau shall publish  
42 and make available at all locations where an individual may apply for  
43 an operator's license information concerning motorcycle operator  
44 licensing or endorsement.  
45 (f) An individual who:  
46 (1) has held a motorcycle learner's permit for at least ~~two (2)~~  
47 **thirty (30) days; months;** or  
48 (2) holds a temporary motorcycle learner's permit, has  
49 successfully completed an approved motorcycle driver education  
50 and training course, and possesses a valid operator's, chauffeur's,  
51 or public passenger chauffeur's license;

1 may apply for a motorcycle operator's license endorsement not later  
 2 than the expiration date of the holder's permit. However, not more than  
 3 three (3) examinations may be allowed a holder during the period the  
 4 permit is valid. A holder of a learner's permit or a temporary learner's  
 5 permit who does not pass the written and ~~operating~~ **operational**  
 6 **motorcycle skills test** examination during the period for which the  
 7 permit is valid must obtain a new learner's permit.

8 SECTION 19. IC 9-24-10-4 IS AMENDED TO READ AS  
 9 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 4. (a) Except as  
 10 provided in subsection (c), an examination for a learner's permit must  
 11 consist of a test of the applicant's eyesight. All other examinations must  
 12 include the following:

13 (1) A test of the following of the applicant:

14 (A) Eyesight.

15 (B) Ability to read and understand highway signs  
 16 regulating, warning, and directing traffic.

17 (C) Knowledge of Indiana traffic laws.

18 (2) ~~An actual demonstration~~ **A drive test** of the applicant's  
 19 ability to exercise ordinary and reasonable control in the  
 20 operation of a motor vehicle under the type of permit or license  
 21 applied for.

22 (b) The examination may include further physical and mental  
 23 examination that the bureau finds necessary to determine the  
 24 applicant's fitness to operate a motor vehicle safely upon Indiana  
 25 highways. The applicant must provide the motor vehicle used in the  
 26 examination. **The individual administering the drive test may be the**  
 27 **same instructor who provided behind the wheel instruction to that**  
 28 **student.**

29 (c) The bureau shall waive the ~~actual demonstration drive test~~  
 30 required under subsection (a)(2) for a person who has passed a driver's  
 31 education class and a ~~road drive~~ **test** given by a commercial driver  
 32 training school or ~~a given by an instructor holding a driver and~~  
 33 **traffic safety endorsement from the Indiana professional standards**  
 34 **board to a student in an approved** high school driver education  
 35 program.

36 (d) The bureau shall adopt rules under IC 4-22-2 specifying  
 37 requirements for a ~~road drive~~ **test** given under subsection (c) by a  
 38 commercial driver training school or a high school driver education  
 39 program.

40 SECTION 20. IC 9-24-12-8 IS AMENDED TO READ AS  
 41 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 8. An individual who  
 42 is less than seventy-five (75) years of age and is applying for a renewal  
 43 of the endorsement or a motorcycle operator's license is not required to  
 44 do any of the following:

45 (1) Hold a motorcycle learner's permit.

46 (2) Take the operational **motorcycle skills** test specified by the  
 47 bureau.

48 (3) Take the written test specified by the bureau."

49 Page 12, after line 33, insert:

1           "SECTION 22. IC 9-29-9-12 IS AMENDED TO READ AS  
2 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 12. (a) The fee for a  
3 ~~motorcycle~~ operational ~~motorcycle~~ skills test administered under  
4 IC 9-24-8 is five dollars (\$5).  
5           (b) The fees collected for ~~motorcycle~~ operational ~~motorcycle~~  
6 skills tests shall be distributed as follows:  
7           (1) For tests given by ~~state bureau of motor vehicles~~  
8 employees, to the motor vehicle highway account under  
9 IC 8-14-1.  
10           (2) For tests given by a certified motorcycle operational  
11 examiner who is not a ~~state bureau of motor vehicles~~ employee,  
12 to the examiner."  
13           Renumber all SECTIONS consecutively.  
              (Reference is to ESB31 as printed April 6, 1999.)

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Representative RUPPEL