

# HOUSE BILL No. 1354

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 9-24-11-3.

**Synopsis:** Probationary drivers' licenses. Provides that an individual who holds a probationary license may not receive an operator's license when the individual is at least 18 years of age if both of the following have occurred, or either of the following have occurred at least twice, in the 12 months that precede the date on which the individual applies for an operator's license: (1) the individual has been convicted of a moving traffic offense; or (2) the individual has been involved in an accident for which a report is required to be filed and the individual has been determined by a court or jury to be greater than 50% at fault.

**Effective:** July 1, 1999.

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**Steele**

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January 12, 1999, read first time and referred to Committee on Roads and Transportation.

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Introduced

First Regular Session 111th General Assembly (1999)

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 1998 General Assembly.

## HOUSE BILL No. 1354

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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 9-24-11-3 IS AMENDED TO READ AS  
2 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 3. (a) A license issued  
3 to an individual less than eighteen (18) years of age is a probationary  
4 license.  
5 (b) An individual holds a probationary license subject to the  
6 following conditions:  
7 (1) Except as provided in IC 31-37-3-1, the individual may not  
8 operate a motor vehicle during the curfew hours specified in  
9 IC 31-37-3-2.  
10 (2) During the ninety (90) days following the issuance of the  
11 probationary license, the individual may not operate a motor  
12 vehicle in which there are passengers unless another individual  
13 who:  
14 (A) is at least twenty-one (21) years of age; and  
15 (B) holds a valid operator's license issued under this article;  
16 is present in the front seat of the motor vehicle.  
17 (3) The individual may operate a motor vehicle only if the



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1 individual and each occupant of the motor vehicle has a safety  
2 belt properly fastened about the occupant's body at all times when  
3 the motor vehicle is in motion.

4 (c) An individual who holds a probationary license issued under this  
5 section may receive an operator's license:

6 (1) when the individual is at least eighteen (18) years of age; and  
7 (2) unless in the twelve (12) months that immediately precede the  
8 date upon which the individual applies for an operator's license,  
9 either of the following occurs at least twice or both of the  
10 following have occurred:

11 (A) The individual has been convicted of a moving traffic  
12 offense (as defined in IC 9-30-3-14(a)). As used in this  
13 subsection, the term "moving traffic offense" does not refer to  
14 offenses that solely involve motor vehicle equipment.

15 (B) The individual has been the operator of a motor vehicle  
16 involved in an accident for which a report is required to be  
17 filed under IC 9-26-2 **and has been determined by a court or**  
18 **a jury in a civil proceeding under IC 34-51-2 to be greater**  
19 **than fifty percent (50%) at fault for the accident.**

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