
SENATE BILL No. 259

DIGEST OF INTRODUCED BILL

Citations Affected: IC 4-15-15; IC 9-24-2-3; IC 20-12-76; IC 36-1-16.

Synopsis: Selective service registration. Provides that an individual who is required by federal law to register with the Selective Service System but who fails to do so: (1) may not be employed by a state agency or an agency of a political subdivision or, if already employed by the state or a political subdivision, may not be given increased compensation or a promotion; (2) may not be issued a driving permit or a driver's license; and (3) may not be admitted to a state university and may not be awarded financial aid derived from appropriations made by the general assembly. Requires state and local governments to determine whether an employee or an applicant for employment has satisfied the registration requirement. Requires the bureau of motor vehicles to determine whether an applicant for a license or a permit has satisfied the registration requirement. Requires state universities to determine whether an applicant for admission has met the registration requirement.

Effective: July 1, 2000.

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January 10, 2000, read first time and referred to Committee on Judiciary.

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Introduced

Second Regular Session 111th General Assembly (2000)

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 1999 General Assembly.

SENATE BILL No. 259

A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration.

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

1 SECTION 1. IC 4-15-15 IS ADDED TO THE INDIANA CODE AS
2 A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2000]:

4 **Chapter 15. Selective Service Registration by State Employees**
5 **Sec. 1. (a) As used in this chapter, "agency" refers to an**
6 **administration, an agency, an authority, a board, a bureau, a**
7 **commission, a committee, a council, a department, a division, an**
8 **institution, an office, a service, or another similar body of state**
9 **government created or established by law.**

10 **(b) The term does not include a state educational institution (as**
11 **defined by IC 20-12-0.5-1).**

12 **Sec. 2. As used in this chapter, "federal selective service law"**
13 **refers to the federal Military Selective Service Act (50 U.S.C. App.**
14 **451-471) and the regulations and executive orders promulgated**
15 **under the federal Military and Selective Service Act.**

16 **Sec. 3. (a) An agency may not offer employment to an individual**
17 **who:**

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- 1 **(1) is required to register with the Selective Service System**
- 2 **under the federal selective service law; and**
- 3 **(2) has failed to register.**
- 4 **(b) An agency shall determine whether an applicant for**
- 5 **employment with the agency satisfies either of the following before**
- 6 **the agency offers employment to the applicant:**
- 7 **(1) The applicant has registered with the Selective Service**
- 8 **System under the federal selective service law.**
- 9 **(2) The applicant is not required to register with the Selective**
- 10 **Service System under the federal selective service law.**
- 11 **Sec. 4. (a) An agency may not increase the compensation of an**
- 12 **employee or promote an employee to a position that has greater**
- 13 **compensation if the employee:**
- 14 **(1) is required to register with the Selective Service System**
- 15 **under the federal selective service law; and**
- 16 **(2) has failed to register.**
- 17 **(b) An agency shall determine whether an employee satisfies**
- 18 **either of the following before the agency increases the**
- 19 **compensation of the employee or promotes the employee to a**
- 20 **position that has greater compensation:**
- 21 **(1) The employee has registered with the Selective Service**
- 22 **System under the federal selective service law.**
- 23 **(2) The employee is not required to register with the Selective**
- 24 **Service System under the federal selective service law.**
- 25 **SECTION 2. IC 9-24-2-3 IS AMENDED TO READ AS FOLLOWS**
- 26 **[EFFECTIVE JULY 1, 2000]: Sec. 3. (a) The bureau may not issue a**
- 27 **license or permit to the following individuals:**
- 28 **(1) An individual whose license issued under Indiana law to**
- 29 **operate a motor vehicle as an operator, a chauffeur, or a public**
- 30 **passenger chauffeur has been suspended, during the period for**
- 31 **which the license was suspended, or to an individual whose**
- 32 **license has been revoked, until the time the bureau is authorized**
- 33 **under Indiana law to issue the individual a new license.**
- 34 **(2) An individual whose learner's permit has been suspended or**
- 35 **revoked until the time the bureau is authorized under Indiana law**
- 36 **to issue the individual a new permit.**
- 37 **(3) An individual who, in the opinion of the bureau, is afflicted**
- 38 **with or suffering from a physical or mental disability or disease**
- 39 **that prevents the individual from exercising reasonable and**
- 40 **ordinary control over a motor vehicle while operating the vehicle**
- 41 **upon the public highways.**
- 42 **(4) An individual who is unable to understand highway warnings**

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1 or direction signs written in the English language.

2 (5) An individual who is required under this chapter to take an
3 examination unless the person successfully passes the
4 examination.

5 (6) An individual who is required under IC 9-25 to deposit proof
6 of financial responsibility and who has not deposited that proof.

7 (7) An individual when the bureau has good cause to believe that
8 the operation of a motor vehicle on a public highway of Indiana
9 by the individual would be inimical to public safety or welfare.

10 (8) An individual who is the subject of an order issued by:

11 (A) a court under IC 31-14-12-4 or IC 31-16-12-7 (or
12 IC 31-1-11.5-13 or IC 31-6-6.1-16 before their repeal); or

13 (B) the Title IV-D agency;

14 ordering that a driving license or permit not be issued to the
15 individual.

16 **(9) An individual who:**

17 **(A) is required to register with the Selective Service System**
18 **under the federal selective service law; and**

19 **(B) has failed to register.**

20 (b) An individual subject to epileptic seizures may not be denied a
21 license under this section if the individual presents a statement from a
22 licensed physician that the individual is under medication and is free
23 from seizures while under medication.

24 **(c) As used in this subsection and subsection (a)(9), "federal**
25 **selective service law" refers to the federal Military Selective**
26 **Service Act (50 U.S.C. App. 451-471) and the regulations and**
27 **executive orders promulgated under the federal Military Selective**
28 **Service Act. The bureau shall determine whether an applicant for**
29 **a license or permit satisfies either of the following before the**
30 **bureau issues the license or permit:**

31 **(1) The applicant has registered with the Selective Service**
32 **System under the federal selective service law.**

33 **(2) The applicant is not required to register with the Selective**
34 **Service System under the federal selective service law.**

35 SECTION 3. IC 20-12-76 IS ADDED TO THE INDIANA CODE
36 AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE
37 JULY 1, 2000]:

38 **Chapter 76. Selective Service Registration by Students and**
39 **Applicants for Financial Aid**

40 **Sec. 1. As used in this chapter, "federal selective service law"**
41 **refers to the federal Military Selective Service Act (50 U.S.C. App.**
42 **451-471) and the regulations and executive orders promulgated**



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1 under the federal Military Selective Service Act.

2 **Sec. 2. (a) As used in this chapter, "financial aid" refers to any**
3 **financial assistance:**

4 (1) paid to or for an individual to cover any cost of the
5 individual to attend a state educational institution; and

6 (2) that is derived from appropriations made by the general
7 assembly.

8 (b) The term includes a loan, a grant, and a scholarship.

9 **Sec. 3. (a) A state educational institution may not admit an**
10 **individual to attend any course or course of study at the state**
11 **educational institution if the individual:**

12 (1) is required to register with the Selective Service System
13 under the federal selective service law; and

14 (2) has failed to register.

15 (b) A state educational institution shall determine whether an
16 applicant for admission to the state educational institution satisfies
17 either of the following before the state educational institution
18 admits the applicant:

19 (1) The applicant has registered with the Selective Service
20 System under the federal selective service law.

21 (2) The applicant is not required to register with the Selective
22 Service System under the federal selective service law.

23 **Sec. 4. (a) An individual may not be granted financial aid if the**
24 **individual:**

25 (1) is required to register with the Selective Service System
26 under the federal selective service law; and

27 (2) has failed to register.

28 (b) A person responsible for granting financial aid for the
29 benefit of an individual shall determine whether the individual
30 satisfies either of the following before the person grants the
31 financial aid:

32 (1) The individual has registered with the Selective Service
33 System under the federal selective service law.

34 (2) The individual is not required to register with the Selective
35 Service System under the federal selective service law.

36 SECTION 4. IC 36-1-16 IS ADDED TO THE INDIANA CODE AS
37 A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1,
38 2000]:

39 **Chapter 16. Selective Service Registration by Employees of**
40 **Political Subdivisions**

41 **Sec. 1. (a) As used in this chapter, "agency" refers to an**
42 **administration, an agency, an authority, a board, a bureau, a**

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1 commission, a committee, a council, a department, a division, an
2 institution, an office, a service, or another similar body of a
3 political subdivision.

4 (b) The term does not include a state educational institution (as
5 defined by IC 20-12-0.5-1).

6 Sec. 2. As used in this chapter, "federal selective service law"
7 refers to the federal Military Selective Service Act (50 U.S.C. App.
8 451-471) and the regulations and executive orders promulgated
9 under the federal Military Selective Service Act.

10 Sec. 3. (a) An agency may not offer employment to an individual
11 who:

12 (1) is required to register with the Selective Service System
13 under the federal selective service law; and

14 (2) has failed to register.

15 (b) An agency shall determine whether an applicant for
16 employment with the agency satisfies either of the following before
17 the agency offers employment to the applicant:

18 (1) The applicant has registered with the Selective Service
19 System under the federal selective service law.

20 (2) The applicant is not required to register with the Selective
21 Service System under the federal selective service law.

22 Sec. 4. (a) An agency may not increase the compensation of an
23 employee or promote an employee to a position that has greater
24 compensation if the employee:

25 (1) is required to register with the Selective Service System
26 under the federal selective service law; and

27 (2) has failed to register.

28 (b) An agency shall determine whether an employee satisfies
29 either of the following before the agency increases the
30 compensation of the employee or promotes the employee to a
31 position that has greater compensation:

32 (1) The employee has registered with the Selective Service
33 System under the federal selective service law.

34 (2) The employee is not required to register with the Selective
35 Service System under the federal selective service law.

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