
HOUSE BILL No. 1051

DIGEST OF INTRODUCED BILL

Citations Affected: IC 31-37.

Synopsis: Operating a vehicle while intoxicated and juveniles. Specifies that a juvenile court must recommend the immediate suspension of a child's driving privileges if the child is alleged to have committed an act that would be an offense under the law concerning operating a vehicle while intoxicated if committed by an adult. Specifies that a juvenile court must, in addition to any other order or decree the court makes, recommend the suspension of a child's driving privileges if the child is a delinquent child due to the commission of a delinquent act that, if committed by an adult, would be an offense under the law concerning operating a vehicle while intoxicated. Provides procedures for reinstatement of the driver's license.

Effective: July 1, 2000.

Thompson

January 10, 2000, read first time and referred to Committee on Courts and Criminal Code.

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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.

HOUSE BILL No. 1051

A BILL FOR AN ACT to amend the Indiana Code concerning family law and juvenile law.

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

1 SECTION 1. IC 31-37-5-7 IS ADDED TO THE INDIANA CODE
2 AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2000]: **Sec. 7. (a) If a child is alleged to have committed an act**
4 **that would be an offense under IC 9-30-5 if committed by an adult,**
5 **a juvenile court shall recommend the immediate suspension of the**
6 **child's driving privileges as provided in IC 9-30-5. If a court**
7 **recommends suspension of a child's driving privileges under this**
8 **section, the bureau of motor vehicles shall comply with the**
9 **recommendation of suspension as provided in IC 9-30-6-12.**

10 (b) **If a court recommends suspension of a child's driving**
11 **privileges under this section, the court may order the bureau of**
12 **motor vehicles to reinstate the child's driving privileges as**
13 **provided in IC 9-30-6-11.**

14 SECTION 2. IC 31-37-19-17.3 IS ADDED TO THE INDIANA
15 CODE AS A **NEW SECTION** TO READ AS FOLLOWS
16 [EFFECTIVE JULY 1, 2000]: **Sec. 17.3. (a) This section applies if a**
17 **child is a delinquent child under IC 31-37-1 due to the commission**

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1 of a delinquent act that, if committed by an adult, would be an
2 offense under IC 9-30-5.

3 (b) The juvenile court shall, in addition to any other order or
4 decree the court makes under this chapter, recommend the
5 suspension of the child's driving privileges as provided in
6 IC 9-30-5. If a court recommends suspension of a child's driving
7 privileges under this section, the bureau of motor vehicles shall
8 comply with the recommendation of suspension as provided in
9 IC 9-30-6-12.

10 (c) If a court recommends suspension of a child's driving
11 privileges under this section, the court may order the bureau of
12 motor vehicles to reinstate the child's driving privileges as
13 provided in IC 9-30-6-11.

14 SECTION 3. IC 31-37-19-18 IS AMENDED TO READ AS
15 FOLLOWS [EFFECTIVE JULY 1, 2000]: Sec. 18. If the court orders
16 invalidation or denial of issuance of a driver's license or permit as
17 described in section 4, 13, 14, 15, 16, ~~or~~ 17, **or 17.3** of this chapter (or
18 IC 31-6-4-15.9(c), IC 31-6-4-15.9(d), IC 31-6-4-15.9(e), or
19 IC 31-6-4-15.9(f) before the repeal of IC 31-6-4-15.9):

- 20 (1) the bureau of motor vehicles shall comply with the order for
- 21 invalidation or denial of issuance; and
- 22 (2) the child shall surrender to the court all driver's licenses or
- 23 permits of the child and the court shall immediately forward the
- 24 licenses or permits to the bureau of motor vehicles.

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