

# COMMITTEE REPORT

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## MR. PRESIDENT:

The Senate Committee on Rules and Legislative Procedure, to which was referred Senate Bill No. 1, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

- 1           Page 3, delete lines 12 through 34, begin a new paragraph and  
2           insert:  
3           "SECTION 6. IC 9-30-5-1(CURRENT VERSION) IS AMENDED  
4           TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 1.  
5           (a) A person who operates a vehicle with **an alcohol concentration**  
6           **equivalent to** at least ten-hundredths percent (~~0.10%~~) **(0.10) gram** of  
7           alcohol ~~by weight in grams in: per:~~  
8           (1) one hundred (100) milliliters of the person's blood; or  
9           (2) two hundred ten (210) liters of the person's breath;  
10          commits a Class C misdemeanor.  
11          (b) A person who operates a vehicle with a controlled substance  
12          listed in schedule I or II of IC 35-48-2 or its metabolite in the person's  
13          body commits a Class C misdemeanor.  
14          (c) It is a defense to subsection (b) that the accused person  
15          consumed the controlled substance under a valid prescription or order  
16          of a practitioner (as defined in IC 35-48-1) who acted in the course of  
17          the practitioner's professional practice.  
18          SECTION 7. IC 9-30-5-1, AS AMENDED BY P.L.266-1999,  
19          SECTION 2 (DELAYED VERSION), IS AMENDED TO READ AS  
20          FOLLOWS [EFFECTIVE JULY 1, 2000]: Sec. 1. (a) A person who  
21          operates a vehicle with **an alcohol concentration equivalent to** at

1 least ten-hundredths percent ~~(0.10%)~~ **(0.10) gram** of alcohol by weight  
2 **in grams** but less than fifteen-hundredths percent ~~(0.15%)~~ **(0.15) gram**  
3 of alcohol **by weight in grams in per:**  
4 (1) one hundred (100) milliliters of the person's blood; or  
5 (2) two hundred ten (210) liters of the person's breath;  
6 commits a Class C misdemeanor.  
7 (b) A person who operates a vehicle with **an alcohol concentration**  
8 **equivalent to** at least fifteen-hundredths percent ~~(0.15%)~~ **(0.15) gram**  
9 of alcohol **by weight in grams in per:**  
10 (1) one hundred (100) milliliters of the person's blood; or  
11 (2) two hundred ten (210) liters of the person's breath;  
12 commits a Class A misdemeanor.  
13 (c) A person who operates a vehicle with a controlled substance  
14 listed in schedule I or II of IC 35-48-2 or its metabolite in the person's  
15 body commits a Class C misdemeanor.  
16 (d) It is a defense to subsection (c) that the accused person  
17 consumed the controlled substance under a valid prescription or order  
18 of a practitioner (as defined in IC 35-48-1) who acted in the course of  
19 the practitioner's professional practice."  
20 Renumber all SECTIONS consecutively.  
(Reference is to SB 1 as introduced.)

**and when so amended that said bill do pass.**

Committee Vote: Yeas 8, Nays 0.

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**Senator Garton, Chairperson**