
SENATE BILL No. 374

DIGEST OF INTRODUCED BILL

Citations Affected: IC 9-13-2; IC 9-19-11-1; IC 9-21-13-0.5.

Synopsis: Child passenger restraint systems exception. Provides that the laws relating to the use of passenger restraint systems for children do not apply to the operator of a motor vehicle used in the following: (1) A funeral procession. (2) The return trip to the funeral home. (3) Both the procession and the return trip. Repeals and relocates the definition of "funeral procession". Makes conforming amendments.

Effective: July 1, 2006.

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January 11, 2006, read first time and referred to Committee on Homeland Security, Utilities, and Public Policy.

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Second Regular Session 114th General Assembly (2006)

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 2005 Regular Session of the General Assembly.

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SENATE BILL No. 374



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 9-13-2-17 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2006]: Sec. 17. (a) "Bus" means,
3 except as provided in subsection (b), the following:

4 (1) A motor vehicle or a passenger carrying semitrailer used for
5 the purpose of carrying passengers on a regular schedule of time
6 and rates between fixed termini.

7 (2) A motor vehicle or a passenger carrying semitrailer designed
8 for carrying more than ten (10) passengers exclusive of the driver.

9 The term does not include school buses, or motor vehicles that are
10 funeral equipment and that are used in the operation of ~~the~~ funeral
11 ~~business~~ **services (as defined in IC 25-15-2-17).**

12 (b) "Bus", for purposes of IC 9-21, means the following:

13 (1) A motor vehicle designed for carrying passengers for hire and
14 used for the transportation of persons.

15 (2) A motor vehicle other than a taxicab designed or used for the
16 transportation of persons for compensation.

17 SECTION 2. IC 9-13-2-69.5 IS AMENDED TO READ AS



1 FOLLOWS [EFFECTIVE JULY 1, 2006]: Sec. 69.5. "Funeral
2 procession" ~~has the meaning set forth in IC 9-21-13-0.5.~~ **means two (2)**
3 **or more vehicles, including a lead vehicle or a funeral escort**
4 **vehicle, accompanying human remains.**

5 SECTION 3. IC 9-19-11-1 IS AMENDED TO READ AS
6 FOLLOWS [EFFECTIVE JULY 1, 2006]: Sec. 1. This chapter does not
7 apply to a person who operates any of the following vehicles:

- 8 (1) A school bus.
- 9 (2) A taxicab.
- 10 (3) An ambulance.
- 11 (4) A public passenger bus.
- 12 (5) A motor vehicle having a seating capacity greater than nine
- 13 (9) individuals that is owned or leased and operated by a religious
- 14 or not-for-profit youth organization.
- 15 (6) An antique motor vehicle.
- 16 (7) A motorcycle.
- 17 (8) A motor vehicle that is owned or leased by a governmental
- 18 unit and is being used in the performance of official law
- 19 enforcement duties.
- 20 (9) A motor vehicle that is being used in an emergency.
- 21 **(10) A motor vehicle that is funeral equipment used in the**
- 22 **operation of funeral services when used in:**
 - 23 **(A) a funeral procession;**
 - 24 **(B) the return trip to a funeral home (as defined in**
 - 25 **IC 25-15-2-15); or**
 - 26 **(C) both the funeral procession and return trip.**

27 SECTION 4. IC 9-21-13-0.5 IS REPEALED [EFFECTIVE JULY
28 1, 2006].

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