
HOUSE BILL No. 1133

DIGEST OF INTRODUCED BILL

Citations Affected: IC 9-24.

Synopsis: Restrictions on minors' driver's licenses. Changes the age at which an individual may receive an operator's license or a motorcycle license to 16 years and 180 days under certain circumstances. (Current law provides that these individuals may receive a license at the age of 16 years and 30 days.) Provides that an individual may not operate a motor vehicle in which there are passengers other than a guardian, stepparent, or relative of the individual until the individual is 17 years of age. Adds a cross-reference to existing language concerning probationary drivers.

Effective: July 1, 2006.

Smith J

January 5, 2006, read first time and referred to Committee on Roads and Transportation.

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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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HOUSE BILL No. 1133



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 9-24-3-2 IS AMENDED TO READ AS FOLLOWS
- 2 [EFFECTIVE JULY 1, 2006]; Sec. 2. Except as provided in section 3
- 3 of this chapter, an individual must meet one (1) of the following
- 4 conditions to receive an operator's license:
- 5 (1) The applicant meets the following conditions:
- 6 (A) Is at least sixteen (16) years and ~~thirty (30)~~ **one hundred**
- 7 **eighty (180)** days of age.
- 8 (B) Has held a valid learner's permit at least sixty (60) days.
- 9 (C) Has obtained an instructor's certification that the applicant
- 10 has satisfactorily completed an approved driver education
- 11 course.
- 12 (2) The applicant meets the following conditions:
- 13 (A) Is at least sixteen (16) years and one hundred eighty (180)
- 14 days of age.
- 15 (B) Has held a valid learner's permit for at least sixty (60)
- 16 days.
- 17 (C) Has passed the required examination.



- 1 (3) The applicant meets the following conditions:
- 2 (A) Is at least eighteen (18) years of age.
- 3 (B) Has operated a motor vehicle for at least one (1) year.
- 4 (C) Passes the required examination.
- 5 (4) The applicant meets the following conditions:
- 6 (A) Is at least sixteen (16) years and one hundred eighty (180)
- 7 days of age.
- 8 (B) Has, within the past three (3) years, held an Indiana
- 9 operator's, chauffeur's, or public passenger chauffeur's license
- 10 that has not been suspended or revoked.
- 11 (C) Passes the required examination.
- 12 (5) The applicant meets the following conditions:
- 13 (A) Is at least sixteen (16) years and one hundred eighty (180)
- 14 days of age.
- 15 (B) Has previously been a nonresident of Indiana but who, at
- 16 the time of application, qualifies as an Indiana resident.
- 17 (C) Has held for at least one (1) year an unrevoked operator's,
- 18 chauffeur's, or public passenger chauffeur's license in the state,
- 19 district, or county in which the applicant has been a resident.
- 20 (D) Passes the required examination.

21 SECTION 2. IC 9-24-8-4 IS AMENDED TO READ AS FOLLOWS
 22 [EFFECTIVE JULY 1, 2006]: Sec. 4. (a) Except as provided in
 23 subsections (c) and (d), the bureau shall:

- 24 (1) issue a motorcycle operator's license; or
- 25 (2) validate an operator's, a chauffeur's, or a public passenger
- 26 chauffeur's license for motorcycle operation upon a highway by
- 27 endorsement;
- 28 to a person who meets the conditions in subsection (b).
- 29 (b) A person must meet at least one (1) of the following conditions
- 30 to obtain a license or validation under subsection (a):
- 31 (1) Satisfactorily complete an approved motorcycle driver
- 32 education and training course and pass the written test required by
- 33 this section.
- 34 (2) Satisfactorily complete the written test, hold a motorcycle
- 35 learner's permit for at least thirty (30) days, and satisfactorily
- 36 complete the operational test.
- 37 (3) Hold a current motorcycle operator endorsement or license
- 38 from any other jurisdiction and successfully complete the written
- 39 test.
- 40 (c) The bureau may not issue a motorcycle operator's license to an
- 41 individual less than sixteen (16) years and ~~thirty (30)~~ **one hundred**
- 42 **eighty (180)** days of age.

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1 (d) If an applicant for a motorcycle license or license endorsement
2 is less than eighteen (18) years of age, the bureau may not issue a
3 license or validate a license described in subsection (a)(2) if the
4 applicant is ineligible under IC 9-24-2-1.

5 (e) The bureau shall develop and implement both a written test and
6 an operational skills test that must be designed to determine whether
7 an applicant for a motorcycle operator's license or endorsement is
8 competent to operate a motorcycle upon a highway. The written test
9 must be made available at license branch locations approved by the
10 bureau. The operational skills test must be given at locations
11 designated by the bureau. The operational skills test must be given by
12 a certified motorcycle operational examiner. An individual applying for
13 a motorcycle operator's license or endorsement must pass the
14 operational skills test before taking the written exam. If an applicant
15 fails to satisfactorily complete either the written or operational tests, the
16 applicant may reapply for and must be offered the examination upon
17 the same terms and conditions as applicants may reapply for and be
18 offered examinations for an operator's license. The bureau shall publish
19 and make available at all locations where an individual may apply for
20 an operator's license information concerning motorcycle operator
21 licensing or endorsement.

22 (f) An individual who:
23 (1) has held a motorcycle learner's permit for at least two (2)
24 months; or
25 (2) holds a temporary motorcycle learner's permit, has
26 successfully completed an approved motorcycle driver education
27 and training course, and possesses a valid operator's, chauffeur's,
28 or public passenger chauffeur's license;
29 may apply for a motorcycle operator's license endorsement not later
30 than the expiration date of the holder's permit. However, not more than
31 three (3) examinations may be allowed a holder during the period the
32 permit is valid. A holder of a learner's permit or a temporary learner's
33 permit who does not pass the written and operating skills examination
34 during the period for which the permit is valid must obtain a new
35 learner's permit.

36 SECTION 3. IC 9-24-11-3 IS AMENDED TO READ AS
37 FOLLOWS [EFFECTIVE JULY 1, 2006]: Sec. 3. (a) A license issued
38 to an individual less than eighteen (18) years of age is a probationary
39 license.

40 (b) An individual holds a probationary license subject to the
41 following conditions:

42 (1) Except as provided in IC 31-37-3, the individual may not

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1 operate a motor vehicle during the curfew hours specified in
 2 IC 31-37-3-2.
 3 (2) During the ninety (90) days following the issuance of the
 4 probationary license, the individual may not operate a motor
 5 vehicle in which there are passengers unless another individual
 6 who:
 7 (A) is at least twenty-one (21) years of age; and
 8 (B) holds a valid operator's license issued under this article;
 9 is present in the front seat of the motor vehicle.
 10 (3) The individual may operate a motor vehicle only if the
 11 individual and each occupant of the motor vehicle has a safety
 12 belt properly fastened about the occupant's body at all times when
 13 the motor vehicle is in motion.
 14 **(4) The individual may not operate a motor vehicle in which**
 15 **there are passengers other than a guardian, stepparent, or**
 16 **relative of the individual until the individual is at least**
 17 **seventeen (17) years of age.**
 18 (c) An individual who holds a probationary license issued under this
 19 section may receive an operator's license, a chauffeur's license, a public
 20 passenger chauffeur's license, or a commercial driver's license when the
 21 individual is at least eighteen (18) years of age.
 22 (d) A probationary license issued under this section:
 23 (1) is valid for not more than four (4) years from the date the
 24 license is issued; and
 25 (2) may not be renewed.
 26 **(e) An individual who holds a probationary license is subject to**
 27 **IC 9-30-3-12.**

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