



February 6, 2009

---

---

## HOUSE BILL No. 1021

---

DIGEST OF HB 1021 (Updated February 3, 2009 1:59 pm - DI 107)

**Citations Affected:** IC 9-21; noncode.

**Synopsis:** Disregarding school bus stop sign. Increases the penalty for recklessly passing a stopped school bus displaying an extended arm signal device from a Class B to a Class A misdemeanor if the offense causes bodily injury to a person. Requires a court to recommend the driving license suspension of a person who recklessly commits certain offenses resulting in bodily injury. (The introduced version of this bill was prepared by the sentencing policy study committee.)

**Effective:** July 1, 2009.

---

---

### Crouch, Lawson L

---

---

January 7, 2009, read first time and referred to Committee on Judiciary.  
February 5, 2009, reported — Do Pass.

---

---

C  
o  
p  
y

HB 1021—LS 6107/DI 106+



February 6, 2009

First Regular Session 116th General Assembly (2009)

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 2008 Regular Session of the General Assembly.

C  
O  
P  
Y

## HOUSE BILL No. 1021

\_\_\_\_\_

A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

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

1 SECTION 1. IC 9-21-8-52, AS AMENDED BY P.L.1-2005,  
 2 SECTION 103, IS AMENDED TO READ AS FOLLOWS  
 3 [EFFECTIVE JULY 1, 2009]: Sec. 52. (a) A person who operates a  
 4 vehicle and who recklessly:  
 5 (1) drives at such an unreasonably high rate of speed or at such an  
 6 unreasonably low rate of speed under the circumstances as to:  
 7 (A) endanger the safety or the property of others; or  
 8 (B) block the proper flow of traffic;  
 9 (2) passes another vehicle from the rear while on a slope or on a  
 10 curve where vision is obstructed for a distance of less than five  
 11 hundred (500) feet ahead;  
 12 (3) drives in and out of a line of traffic, except as otherwise  
 13 permitted; **or**  
 14 (4) speeds up or refuses to give one-half (1/2) of the roadway to  
 15 a driver overtaking and desiring to pass; **or**  
 16 (5) passes a school bus stopped on a roadway when the arm signal  
 17 device specified in IC 9-21-12-13 is in the device's extended

HB 1021—LS 6107/DI 106+



1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16

~~position;~~  
 commits a Class B misdemeanor.

**(b) A person who operates a vehicle and who recklessly passes a school bus stopped on a roadway when the arm signal device specified in IC 9-21-12-13 is in the device's extended position commits a Class B misdemeanor. However, the offense is a Class A misdemeanor if it causes bodily injury to a person.**

~~(b)~~ **(c)** If an offense under subsection (a) **or (b)** results in damage to the property of another person **or bodily injury to another person**, the court shall recommend the suspension of the current driving license of the person for a fixed period of:

- (1) not less than thirty (30) days; and
- (2) not more than one (1) year.

**SECTION 2. [EFFECTIVE JULY 1, 2009] IC 9-21-8-52, as amended by this act, applies only to crimes committed after June 30, 2009.**

**C  
o  
p  
y**



COMMITTEE REPORT

Mr. Speaker: Your Committee on Judiciary, to which was referred House Bill 1021, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

LAWSON L, Chair

Committee Vote: yeas 8, nays 0.

**C  
o  
p  
y**

