

HOUSE BILL No. 1138

DIGEST OF INTRODUCED BILL

Citations Affected: IC 9-13-2; IC 9-14; IC 9-21; IC 9-24; IC 9-25; IC 9-26-1; IC 9-27-6; IC 9-30; IC 20-33; IC 31-37-19; IC 34-24-1-1; IC 35-43; IC 35-52-9.

Synopsis: Driving cards. Provides for the issuance of driving cards and driving card learner's permits (cards) to residents of Indiana who cannot provide proof of identity and lawful status in the United States. Provides that the cards may not be used for federal identification or any other federal purpose. Requires that an individual who holds a card and operates a motor vehicle must verify that financial responsibility on any motor vehicle that the holder operates is continuously maintained in the amounts required by law. Makes conforming amendments. Makes technical corrections.

Effective: Upon passage; July 1, 2021.

Campbell

January 7, 2021, read first time and referred to Committee on Roads and Transportation.



First Regular Session of the 122nd General Assembly (2021)

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 2020 Regular Session of the General Assembly.

HOUSE BILL No. 1138

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 9-13-2-39.7, AS AMENDED BY P.L.120-2020,
2 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2021]: Sec. 39.7. ~~(a)~~ "Credential" means the following:
4 (1) The following forms of documentation in physical form issued
5 by the bureau under IC 9-24:
6 (A) A driver's license.
7 (B) A learner's permit.
8 (C) An identification card.
9 (D) A photo exempt identification card.
10 **(E) A driving card.**
11 **(F) A driving card learner's permit.**
12 (2) The following forms of documentation in the form of a mobile
13 credential issued by the bureau under IC 9-24:
14 (A) Except for a commercial driver's license issued under
15 IC 9-24-6.1, a driver's license.
16 (B) Except for a commercial learner's permit issued under
17 IC 9-24-6.1, a learner's permit.



1 (C) An identification card.

2 (b) ~~Notwithstanding the July 1, 2021, effective date in HEA~~
 3 ~~1506-2019, SECTION 32 (P.L.178-2019), this section takes effect July~~
 4 ~~1, 2020 (rather than July 1, 2021).~~

5 SECTION 2. IC 9-13-2-41 IS AMENDED TO READ AS
 6 FOLLOWS [EFFECTIVE JULY 1, 2021]: Sec. 41. "Current driving
 7 license" means every class and kind of license or permit, **other than a**
 8 **driving card or a driving card learner's permit**, that evidences the
 9 privilege to operate a motor vehicle upon the highways of Indiana. The
 10 term includes a privilege granted by the license.

11 SECTION 3. IC 9-13-2-48, AS AMENDED BY P.L.120-2020,
 12 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 13 JULY 1, 2021]: Sec. 48. (a) "Driver's license" means the following:

14 (1) Any type of license issued by the state in physical form
 15 authorizing an individual to operate the type of vehicle for which
 16 the license was issued, in the manner for which the license was
 17 issued, on a highway. The term includes any endorsements added
 18 to the license under IC 9-24-8.5.

19 (2) Except for a commercial driver's license issued under
 20 IC 9-24-6.1, any type of license issued by the state in the form of
 21 a mobile credential authorizing an individual to operate the type
 22 of vehicle for which the license was issued, in the manner for
 23 which the license was issued, on a highway. The term includes
 24 any endorsements added to the license under IC 9-24-8.5.

25 (b) ~~Notwithstanding the July 1, 2021, effective date in HEA~~
 26 ~~1506-2019, SECTION 33 (P.L.178-2019), this section takes effect July~~
 27 ~~1, 2020 (rather than July 1, 2021).~~

28 (b) **The term does not include a driving card or a driving card**
 29 **learner's permit.**

30 SECTION 4. IC 9-13-2-93.4 IS ADDED TO THE INDIANA CODE
 31 AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JULY
 32 1, 2021]: **Sec. 93.4. "Licensed driver" means an individual holding**
 33 **either of the following:**

34 (1) **A valid operator's license issued under IC 9-24-3.**

35 (2) **A valid driving card issued under IC 9-24-3.5.**

36 SECTION 5. IC 9-13-2-123.5, AS AMENDED BY P.L.120-2020,
 37 SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 38 JULY 1, 2021]: Sec. 123.5. (a) "Permit" means the following:

39 (1) A permit issued by the state in physical form authorizing an
 40 individual to operate the type of vehicle for which the permit was
 41 issued on public streets, roads, or highways with certain
 42 restrictions. The term under this subdivision includes the



1 following:

- 2 (A) A learner's permit.
 3 (B) A motorcycle permit.
 4 (C) A commercial learner's permit.
 5 **(D) A driving card.**
 6 **(E) A driving card learner's permit.**

7 (2) A permit issued by the state in the form of a mobile credential
 8 authorizing an individual to operate the type of vehicle for which
 9 the permit was issued on public streets, roads, or highways with
 10 certain restrictions. The term under this subdivision includes a
 11 learner's permit and a motorcycle permit. The term under this
 12 subdivision does not include a commercial learner's permit.

13 ~~(b) Notwithstanding the July 1, 2021, effective date in HEA~~
 14 ~~1506-2019, SECTION 37 (P.L.178-2019), this section takes effect July~~
 15 ~~1, 2020 (rather than July 1, 2021):~~

16 SECTION 6. IC 9-14-6-6, AS ADDED BY P.L.198-2016,
 17 SECTION 186, IS AMENDED TO READ AS FOLLOWS
 18 [EFFECTIVE JULY 1, 2021]: Sec. 6. "Personal information" means
 19 information that identifies an individual, including an individual's:

- 20 (1) digital photograph or image;
 21 (2) Social Security number;
 22 (3) driver's license, **driving card**, or identification document
 23 number;
 24 (4) name;
 25 (5) address (but not the ZIP code);
 26 (6) telephone number; or
 27 (7) medical or disability information.

28 The term does not include information about vehicular accidents,
 29 driving or equipment related violations, ~~and or an individual's~~ driver's
 30 license, **driving card**, or registration status.

31 SECTION 7. IC 9-14-8-3, AS ADDED BY P.L.198-2016,
 32 SECTION 188, IS AMENDED TO READ AS FOLLOWS
 33 [EFFECTIVE JULY 1, 2021]: Sec. 3. The bureau may do the
 34 following:

- 35 (1) Adopt and enforce rules under IC 4-22-2 that are necessary to
 36 carry out this title.
 37 (2) Subject to the approval of the commission, request the
 38 necessary office space, storage space, and parking facilities for
 39 each license branch operated by the commission from the Indiana
 40 department of administration as provided in IC 4-20.5-5-5.
 41 (3) Upon any reasonable ground appearing on the records of the
 42 bureau and subject to rules and guidelines of the bureau, suspend



1 or revoke the following:

2 (A) The current driving privileges or driver's license of any
3 individual.

4 (B) The certificate of registration and proof of registration for
5 any vehicle.

6 (C) The certificate of registration and proof of registration for
7 any watercraft, off-road vehicle, or snowmobile.

8 **(D) The driving card of any individual.**

9 (4) With the approval of the commission, adopt rules under
10 IC 4-22-2 to do the following:

11 (A) Increase or decrease any fee or charge imposed under this
12 title.

13 (B) Impose a fee on any other service for which a fee is not
14 imposed under this article.

15 (C) Increase or decrease a fee imposed under clause (B).

16 (D) Designate the fund or account in which a:

17 (i) fee increase under clause (A) or (C); or

18 (ii) new fee under clause (B);

19 shall be deposited.

20 SECTION 8. IC 9-14-11-5, AS ADDED BY P.L.198-2016,
21 SECTION 191, IS AMENDED TO READ AS FOLLOWS
22 [EFFECTIVE JULY 1, 2021]: Sec. 5. The board shall provide the
23 commissioner and the office of traffic safety created by IC 9-27-2-2
24 with assistance in the administration of Indiana driver licensing laws,
25 including:

26 (1) providing guidance to the commissioner in the area of
27 licensing drivers with health or other problems that may adversely
28 affect a driver's ability to operate a vehicle safely;

29 (2) recommending factors to be used in determining qualifications
30 and ability for issuance and retention of a driver's license **or**
31 **driving card**; and

32 (3) recommending and participating in the review of license **and**
33 **driving card** suspension, restriction, or revocation appeal
34 procedures, including reasonable investigation into the facts of
35 the matter.

36 SECTION 9. IC 9-14-13-2, AS ADDED BY P.L.198-2016,
37 SECTION 193, IS AMENDED TO READ AS FOLLOWS
38 [EFFECTIVE JULY 1, 2021]: Sec. 2. (a) The bureau shall not disclose:

39 (1) the Social Security number;

40 (2) the federal identification number;

41 (3) the driver's license **or driving card** number;

42 (4) the digital image of the driver's license, **driving card**,



1 identification card, or photo exempt identification card applicant;
 2 (5) a reproduction of the signature secured under IC 9-24-9-1,
 3 IC 9-24-16-2, or IC 9-24-16.5-2; or
 4 (6) medical or disability information;
 5 of any individual except as provided in subsection (b).

6 (b) The bureau may disclose any information listed in subsection
 7 (a):

- 8 (1) to a law enforcement officer;
 9 (2) to an agent or a designee of the department of state revenue;
 10 (3) for uses permitted under ~~IC 9-14-13-7(1); IC 9-14-13-7(4);~~
 11 ~~IC 9-14-13-7(6); and IC 9-14-13-7(9);~~ **section 7(1), 7(4), 7(6),**
 12 **and 7(9) of this chapter;** or
 13 (4) for voter registration and election purposes required under
 14 IC 3-7 or IC 9-24-2.5.

15 SECTION 10. IC 9-14-13-7, AS ADDED BY P.L.198-2016,
 16 SECTION 193, IS AMENDED TO READ AS FOLLOWS
 17 [EFFECTIVE JULY 1, 2021]: Sec. 7. The bureau may disclose certain
 18 personal information that is not highly restricted personal information
 19 if the person requesting the information provides proof of identity and
 20 represents that the use of the personal information will be strictly
 21 limited to at least one (1) of the following:

- 22 (1) For use by a government agency, including a court or law
 23 enforcement agency, in carrying out its functions, or a person
 24 acting on behalf of a government agency in carrying out its
 25 functions.
 26 (2) For use in connection with matters concerning:
 27 (A) motor vehicle or driver safety and theft;
 28 (B) motor vehicle emissions;
 29 (C) motor vehicle product alterations, recalls, or advisories;
 30 (D) performance monitoring of motor vehicles, motor vehicle
 31 parts, and dealers;
 32 (E) motor vehicle market research activities, including survey
 33 research;
 34 (F) the removal of nonowner records from the original owner
 35 records of motor vehicle manufacturers; and
 36 (G) motor fuel theft under IC 24-4.6-5.
 37 (3) For use in the normal course of business by a business or its
 38 agents, employees, or contractors, but only:
 39 (A) to verify the accuracy of personal information submitted
 40 by an individual to the business or its agents, employees, or
 41 contractors; and
 42 (B) if information submitted to a business is not correct or is



- 1 no longer correct, to obtain the correct information only for
2 purposes of preventing fraud by pursuing legal remedies
3 against, or recovering on a debt or security interest against, the
4 individual.
- 5 (4) For use in connection with a civil, a criminal, an
6 administrative, or an arbitration proceeding in a court or
7 government agency or before a self-regulatory body, including the
8 service of process, investigation in anticipation of litigation, and
9 the execution or enforcement of judgments and orders, or under
10 an order of a court.
- 11 (5) For use in research activities, and for use in producing
12 statistical reports, as long as the personal information is not
13 published, redisclosed, or used to contact the individuals who are
14 the subject of the personal information.
- 15 (6) For use by an insurer, an insurance support organization, or a
16 self-insured entity, or the agents, employees, or contractors of an
17 insurer, an insurance support organization, or a self-insured entity
18 in connection with claims investigation activities, anti-fraud
19 activities, rating, or underwriting.
- 20 (7) For use in providing notice to the owners of towed or
21 impounded vehicles.
- 22 (8) For use by a licensed private investigative agency or licensed
23 security service for a purpose allowed under this section.
- 24 (9) For use by an employer or its agent or insurer to obtain or
25 verify information relating to a holder of a commercial driver's
26 license that is required under the Commercial Motor Vehicle
27 Safety Act of 1986 (49 U.S.C. 31131 et seq.).
- 28 (10) For use in connection with the operation of private toll
29 transportation facilities.
- 30 (11) For any use in response to requests for individual motor
31 vehicle records when the bureau has obtained the written consent
32 of the person to whom the personal information pertains.
- 33 (12) For bulk distribution for surveys, marketing, or solicitations
34 when the bureau has obtained the written consent of the person to
35 whom the personal information pertains.
- 36 (13) For use by any person, when the person demonstrates, in a
37 form and manner prescribed by the bureau, that written consent
38 has been obtained from the individual who is the subject of the
39 information.
- 40 (14) For any other use specifically authorized by law that is
41 related to the operation of a motor vehicle or public safety.
- 42 However, this section does not affect the use of anatomical gift



1 information on a person's driver's license, **driving card**, or
 2 identification document issued by the bureau, nor does this section
 3 affect the administration of anatomical gift initiatives in Indiana.

4 SECTION 11. IC 9-21-8-52, AS AMENDED BY P.L.144-2019,
 5 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 6 JULY 1, 2021]: Sec. 52. (a) A person who operates a vehicle and who
 7 recklessly:

8 (1) drives at such an unreasonably high rate of speed or at such an
 9 unreasonably low rate of speed under the circumstances as to:

10 (A) endanger the safety or the property of others; or

11 (B) block the proper flow of traffic;

12 (2) passes another vehicle from the rear while on a slope or on a
 13 curve where vision is obstructed for a distance of less than five
 14 hundred (500) feet ahead;

15 (3) drives in and out of a line of traffic, except as otherwise
 16 permitted; or

17 (4) speeds up or refuses to give one-half (1/2) of the roadway to
 18 a driver overtaking and desiring to pass;

19 commits a Class C misdemeanor. However, the offense is a Class A
 20 misdemeanor if it causes bodily injury to a person.

21 (b) A person who operates a vehicle and who recklessly passes a
 22 school bus stopped on a roadway or a private road when the arm signal
 23 device specified in IC 9-21-12-13 is in the device's extended position
 24 commits a Class A misdemeanor. However, the offense is a Level 6
 25 felony if it causes bodily injury to a person, and a Level 5 felony if it
 26 causes the death of a person.

27 (c) If an offense under subsection (a) results in damage to the
 28 property of another person, it is a Class B misdemeanor and the court
 29 may recommend the suspension of the current driving license, **driving**
 30 **card, or driving card learner's permit** of the person convicted of the
 31 offense described in subsection (a) for a fixed period of not more than
 32 one (1) year.

33 (d) If an offense under subsection (a) causes bodily injury to a
 34 person, the court may recommend the suspension of the driving
 35 privileges of the person convicted of the offense described in this
 36 subsection for a fixed period of not more than one (1) year.

37 (e) In addition to any other penalty imposed under subsection (b),
 38 the court may suspend the person's driving privileges:

39 (1) for ninety (90) days; or

40 (2) if the person has committed at least one (1) previous offense
 41 under this section or IC 9-21-12-1, for one (1) year.

42 SECTION 12. IC 9-21-11-12, AS AMENDED BY P.L.198-2016,



1 SECTION 366, IS AMENDED TO READ AS FOLLOWS
 2 [EFFECTIVE JULY 1, 2021]: Sec. 12. A Class B motor driven cycle
 3 may not be operated under any of the following conditions:

- 4 (1) By an individual less than fifteen (15) years of age.
 5 (2) By an individual who does not have:
 6 (A) an unexpired identification card with a Class B motor
 7 driven cycle endorsement issued to the individual by the
 8 bureau under IC 9-24-16;
 9 (B) a valid driver's license **or driving card**; or
 10 (C) a valid learner's permit **or driving card learner's permit**.
 11 (3) On an interstate highway or a sidewalk.
 12 (4) At a speed greater than thirty-five (35) miles per hour.

13 SECTION 13. IC 9-24-1-1, AS AMENDED BY P.L.198-2016,
 14 SECTION 417, IS AMENDED TO READ AS FOLLOWS
 15 [EFFECTIVE JULY 1, 2021]: Sec. 1. (a) Except as provided in section
 16 7 of this chapter, an individual must have a valid:

- 17 (1) driver's license; or
 18 (2) permit;

19 including any necessary endorsements, issued to the individual by the
 20 bureau to operate upon a highway the type of motor vehicle for which
 21 the driver's license, endorsement, or permit was issued.

22 (b) An individual must have:

- 23 (1) an unexpired identification card with a Class B motor driven
 24 cycle endorsement issued to the individual by the bureau under
 25 IC 9-24-16;
 26 (2) a valid driver's license **or driving card**; or
 27 (3) a valid learner's permit **or driving card learner's permit**;

28 to operate a Class B motor driven cycle upon a highway.

29 (c) An individual who violates this section commits a Class C
 30 infraction.

31 SECTION 14. IC 9-24-2-1, AS AMENDED BY P.L.147-2020,
 32 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 33 JULY 1, 2021]: Sec. 1. (a) The bureau shall suspend the driving
 34 privileges or invalidate the learner's permit **or driving card learner's**
 35 **permit** of an individual less than eighteen (18) years of age who meets
 36 any of the following conditions:

- 37 (1) Is a habitual truant under IC 20-33-2-11.
 38 (2) Is under at least a second suspension from school for the
 39 school year under IC 20-33-8-14 or IC 20-33-8-15.
 40 (3) Is under an expulsion from school under IC 20-33-8-14,
 41 IC 20-33-8-15, or IC 20-33-8-16.
 42 (4) Is considered a dropout under IC 20-33-2-28.5.



1 (b) At least five (5) days before holding an exit interview under
 2 IC 20-33-2-28.5, the school corporation shall give notice by certified
 3 mail or personal delivery to the student, the student's parent, or the
 4 student's guardian that the student's failure to attend an exit interview
 5 under IC 20-33-2-28.5 or return to school if the student does not meet
 6 the requirements to withdraw from school under IC 20-33-2-28.5 may
 7 result in the revocation or denial of the student's:

8 (1) driver's license, ~~or~~ learner's permit, **driving card, or driving**
 9 **card learner's permit**; and

10 (2) employment certificate issued under IC 22-2-18 (before its
 11 expiration on June 30, 2021).

12 SECTION 15. IC 9-24-2-2, AS AMENDED BY P.L.125-2012,
 13 SECTION 167, IS AMENDED TO READ AS FOLLOWS
 14 [EFFECTIVE JULY 1, 2021]: Sec. 2. The bureau shall suspend the
 15 driving privileges or invalidate the learner's permit **or driving card**
 16 **learner's permit** of an individual less than eighteen (18) years of age
 17 who is under an order entered by a juvenile court under IC 31-37-19-13
 18 through IC 31-37-19-17 (or IC 31-6-4-15.9(d), IC 31-6-4-15.9(e), or
 19 IC 31-6-4-15.9(f) before their repeal).

20 SECTION 16. IC 9-24-2-2.5, AS AMENDED BY P.L.257-2017,
 21 SECTION 38, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 22 JULY 1, 2021]: Sec. 2.5. (a) The bureau shall suspend the driving
 23 privileges or invalidate the learner's permit **or driving card learner's**
 24 **permit** of an individual who is under an order entered by a court under
 25 IC 35-43-1-2(d).

26 (b) The bureau shall suspend the driving privileges or invalidate the
 27 learner's permit **or driving card learner's permit** of an individual who
 28 is the subject of an order issued under IC 31-37-19-17 (or
 29 IC 31-6-4-15.9(f) before its repeal) or IC 35-43-1-2(d).

30 SECTION 17. IC 9-24-2-3, AS AMENDED BY P.L.198-2016,
 31 SECTION 424, IS AMENDED TO READ AS FOLLOWS
 32 [EFFECTIVE JULY 1, 2021]: Sec. 3. (a) The bureau may not issue a
 33 driver's license, ~~or driving card~~, learner's permit, **or driving card**
 34 **learner's permit** or grant driving privileges to the following
 35 individuals:

36 (1) An individual whose driving privileges have been suspended,
 37 during the period for which the driving privileges are suspended,
 38 or to an individual whose driver's license **or driving card** has
 39 been revoked, until the time the bureau is authorized under
 40 Indiana law to issue the individual a new driver's license **or**
 41 **driving card**.

42 (2) An individual whose learner's permit **or driving card**



1 **learner's permit** has been suspended or revoked until the time
 2 the bureau is authorized under Indiana law to issue the individual
 3 a new learner's permit **or driving card learner's permit**.

4 (3) An individual who, in the opinion of the bureau, is afflicted
 5 with or suffering from a physical or mental disability or disease
 6 that prevents the individual from exercising reasonable and
 7 ordinary control over a motor vehicle while operating the motor
 8 vehicle on a highway.

9 (4) An individual who is unable to understand highway warnings
 10 or direction signs written in the English language.

11 (5) An individual who is required under this article to take an
 12 examination unless:

13 (A) the individual successfully passes the examination; or

14 (B) the bureau waives the examination requirement.

15 (6) An individual who is required under IC 9-25 or any other
 16 statute to deposit or provide proof of financial responsibility and
 17 who has not deposited or provided that proof.

18 (7) An individual when the bureau has good cause to believe that
 19 the operation of a motor vehicle on a highway by the individual
 20 would be inimical to public safety or welfare.

21 (8) An individual who is the subject of an order issued by:

22 (A) a court under IC 31-16-12-7 (or IC 31-1-11.5-13,
 23 IC 31-6-6.1-16, or IC 31-14-12-4 before their repeal); or

24 (B) the Title IV-D agency;

25 ordering that a driver's license or permit not be issued to the
 26 individual.

27 (9) **This subdivision does not apply to driving cards or driving**
 28 **card learner's permits and any driving privileges authorized**
 29 **by a driving card or driving card learner's permit.** An
 30 individual who has not presented valid documentary evidence to
 31 the bureau of the individual's legal status in the United States, as
 32 required by IC 9-24-9-2.5.

33 (10) An individual who does not otherwise satisfy the
 34 requirements of this article.

35 (b) An individual subject to epileptic seizures may not be denied a
 36 driver's license or permit under this section if the individual presents
 37 a statement from a licensed physician, on a form prescribed by the
 38 bureau, that the individual is under medication and is free from
 39 seizures while under medication.

40 SECTION 18. IC 9-24-2-4, AS AMENDED BY P.L.198-2016,
 41 SECTION 426, IS AMENDED TO READ AS FOLLOWS
 42 [EFFECTIVE JULY 1, 2021]: Sec. 4. (a) If an individual is less than



1 eighteen (18) years of age and is a habitual truant, is under a
 2 suspension or an expulsion or has withdrawn from school as described
 3 in section 1 of this chapter, the bureau shall, upon notification by an
 4 authorized representative of the individual's school corporation,
 5 suspend the individual's driving privileges until the earliest of the
 6 following:

7 (1) The individual becomes eighteen (18) years of age.

8 (2) One hundred twenty (120) days after the individual is
 9 suspended.

10 (3) The suspension, expulsion, or exclusion is reversed after the
 11 individual has had a hearing under IC 20-33-8.

12 (b) The bureau shall promptly mail a notice to the individual's last
 13 known address that states the following:

14 (1) That the individual's driving privileges will be suspended for
 15 a specified period commencing five (5) days after the date of the
 16 notice.

17 (2) That the individual has the right to appeal the suspension of
 18 the driving privileges.

19 (c) If an aggrieved individual believes that:

20 (1) the information provided was technically incorrect; or

21 (2) the bureau committed a technical or procedural error;

22 the aggrieved individual may appeal the invalidation of a driver's
 23 license **or driving card** under section 5 of this chapter.

24 (d) If an individual satisfies the conditions for reinstatement of a
 25 ~~driver's license~~ **the individual's driving privileges** under this section,
 26 the individual may submit to the bureau for review the necessary
 27 information certifying that at least one (1) of the events described in
 28 subsection (a) has occurred.

29 (e) Upon reviewing and certifying the information received under
 30 subsection (d), the bureau shall reinstate the individual's driving
 31 privileges.

32 (f) An individual may not operate a motor vehicle in violation of this
 33 section.

34 (g) An individual whose driving privileges are suspended under this
 35 section is eligible to apply for specialized driving privileges under
 36 IC 9-30-16.

37 (h) The bureau shall reinstate the driving privileges of an individual
 38 whose driving privileges were suspended under this section if the
 39 individual does the following:

40 (1) Establishes to the satisfaction of the principal of the school
 41 where the action occurred that caused the suspension of the
 42 driving privileges that the individual has:



- 1 (A) enrolled in a full-time or part-time program of education;
- 2 and
- 3 (B) participated for thirty (30) or more days in the program of
- 4 education.
- 5 (2) Submits to the bureau a form developed by the bureau that
- 6 contains:
- 7 (A) the verified signature of the principal or the president of
- 8 the governing body of the school described in subdivision (1);
- 9 and
- 10 (B) notification to the bureau that the person has complied
- 11 with subdivision (1).

12 An individual may appeal the decision of a principal under subdivision
 13 (1) to the governing body of the school corporation where the
 14 principal's school is located.

15 SECTION 19. IC 9-24-3-1, AS AMENDED BY P.L.155-2019,
 16 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 17 JULY 1, 2021]: Sec. 1. (a) Except as otherwise provided in this article,
 18 the bureau shall issue an operator's license to an individual who meets
 19 the following conditions:

- 20 (1) Satisfies the age requirements set forth in section 2.5 of this
- 21 chapter.
- 22 (2) Makes proper application to the bureau under IC 9-24-9 upon
- 23 a form prescribed by the bureau. The form must include an
- 24 attestation concerning the number of hours of supervised driving
- 25 practice that the individual has completed if the individual is
- 26 required under section 2.5 of this chapter to complete a certain
- 27 number of hours of supervised driving practice in order to receive
- 28 an operator's license. The:
- 29 (A) parent or guardian of an applicant less than eighteen (18)
- 30 years of age; or
- 31 (B) applicant, if the applicant is at least eighteen (18) years of
- 32 age;
- 33 shall attest in writing under penalty of perjury to the time logged
- 34 in practice driving.
- 35 (3) Satisfactorily passes the examination and tests required for
- 36 issuance of an operator's license under IC 9-24-10.
- 37 (4) Except as provided in subsection (e), pays the following
- 38 applicable fee:
- 39 (A) For an individual who is less than seventy-five (75) years
- 40 of age, seventeen dollars and fifty cents (\$17.50).
- 41 (B) For an individual who is at least seventy-five (75) years of
- 42 age but less than eighty-five (85) years of age, eleven dollars



- 1 (\$11).
- 2 (C) For an individual who is at least eighty-five (85) years of
- 3 age, seven dollars (\$7).
- 4 (b) A fee described in subsection (a)(4)(A) **or (f)(2)(A)** shall be
- 5 distributed as follows:
- 6 (1) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- 7 (2) Two dollars (\$2) to the crossroads 2000 fund.
- 8 (3) Four dollars and fifty cents (\$4.50) to the motor vehicle
- 9 highway account.
- 10 (4) One dollar and twenty-five cents (\$1.25) to the integrated
- 11 public safety communications fund.
- 12 (5) Nine dollars and twenty-five cents (\$9.25) to the commission
- 13 fund.
- 14 (c) A fee described in subsection (a)(4)(B) **or (f)(2)(B)** shall be
- 15 distributed as follows:
- 16 (1) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- 17 (2) One dollar and fifty cents (\$1.50) to the crossroads 2000 fund.
- 18 (3) Three dollars (\$3) to the motor vehicle highway account.
- 19 (4) One dollar and twenty-five cents (\$1.25) to the integrated
- 20 public safety communications fund.
- 21 (5) Four dollars and seventy-five cents (\$4.75) to the commission
- 22 fund.
- 23 (d) A fee described in subsection (a)(4)(C) **or (f)(2)(C)** shall be
- 24 distributed as follows:
- 25 (1) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- 26 (2) One dollar (\$1) to the crossroads 2000 fund.
- 27 (3) Two dollars (\$2) to the motor vehicle highway account.
- 28 (4) One dollar and twenty-five cents (\$1.25) to the integrated
- 29 public safety communications fund.
- 30 (5) Two dollars and twenty-five cents (\$2.25) to the commission
- 31 fund.
- 32 (e) A fee described in subsection (a)(4) **or (f)(2)** may not be charged
- 33 to an individual who:
- 34 (1) is under the care and supervision of the department of child
- 35 services; or
- 36 (2) represents, pursuant to IC 31-36-3-4(b), a homeless youth (as
- 37 defined in IC 31-36-3-4) and presents a fee and consent waiver
- 38 affidavit described in IC 31-36-3-4(c);
- 39 and meets all other requirements for an operator's license under
- 40 IC 9-24.
- 41 **(f) Beginning July 1, 2022, the bureau shall issue a driving card**
- 42 **to an individual who:**



1 (1) meets the criteria described in IC 9-24-3.5; and
 2 (2) subject to subsection (e), pays the applicable fee as follows:
 3 (A) For an individual who is less than seventy-five (75)
 4 years of age, seventeen dollars and fifty cents (\$17.50).
 5 (B) For an individual who is at least seventy-five (75) years
 6 of age but less than eighty-five (85) years of age, eleven
 7 dollars (\$11).
 8 (C) For an individual who is at least eighty-five (85) years
 9 of age, seven dollars (\$7).
 10 SECTION 20. IC 9-24-3.5 IS ADDED TO THE INDIANA CODE
 11 AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE
 12 JULY 1, 2021]:
 13 **Chapter 3.5. Driving Card**
 14 **Sec. 0.5. This chapter is effective beginning July 1, 2022.**
 15 **Sec. 1. An individual who is unable to present the valid**
 16 **documentary evidence required by IC 9-24-9-2.5 may apply to the**
 17 **bureau for a driving card.**
 18 **Sec. 2. The bureau shall issue a driving card to an individual**
 19 **who meets the following conditions:**
 20 (1) Satisfies the age requirements set forth in section 3 of this
 21 chapter.
 22 (2) Makes proper application to the bureau under IC 9-24-9
 23 upon a form prescribed by the bureau. The form must include
 24 an attestation concerning the number of hours of supervised
 25 driving practice that the individual has completed if the
 26 individual is required under section 3 of this chapter to
 27 complete a certain number of hours of supervised driving
 28 practice in order to receive a driving card. The:
 29 (A) parent or guardian of an applicant less than eighteen
 30 (18) years of age; or
 31 (B) applicant, if the applicant is at least eighteen (18) years
 32 of age;
 33 shall attest in writing under penalty of perjury to the time
 34 logged in practice driving.
 35 (3) In addition to the information required from the applicant
 36 for a driving card or driving card learner's permit under this
 37 chapter, the bureau shall require an applicant to present to
 38 the bureau two (2) pieces of valid documentary evidence that:
 39 (A) is unexpired;
 40 (B) is an original and certified copy;
 41 (C) includes an English translation if the document is
 42 written in a language other than English; and



- 1 (D) verifies the applicant's:
- 2 (i) identity; and
- 3 (ii) status as an Indiana resident.
- 4 (4) Satisfactorily passes the examination and tests required
- 5 for issuance of a driving card under IC 9-24-10.
- 6 (5) Pays the fee prescribed by IC 9-24-3-1(f).
- 7 **Sec. 3. (a) An individual must satisfy the requirements set forth**
- 8 **in one (1) of the following subdivisions to receive a driving card:**
- 9 (1) The individual meets the following conditions:
- 10 (A) Is at least sixteen (16) years and ninety (90) days of age.
- 11 (B) Has held a valid driving card learner's permit for at
- 12 least one hundred eighty (180) days.
- 13 (C) Obtains an instructor's certification that the individual
- 14 has satisfactorily completed an approved driver education
- 15 course.
- 16 (D) Passes the required examinations.
- 17 (E) Completes at least fifty (50) hours of supervised driving
- 18 practice, of which at least ten (10) hours are nighttime
- 19 driving, as provided in subsection (b).
- 20 (2) The individual meets the following conditions:
- 21 (A) Is at least sixteen (16) years and two hundred seventy
- 22 (270) days of age.
- 23 (B) Has held a valid driving card learner's permit for at
- 24 least one hundred eighty (180) days.
- 25 (C) Passes the required examinations.
- 26 (D) Completes at least fifty (50) hours of supervised
- 27 driving practice, of which at least ten (10) hours are
- 28 nighttime driving, as provided in subsection (b).
- 29 (3) The individual meets the following conditions:
- 30 (A) Is at least sixteen (16) years and one hundred eighty
- 31 (180) days of age but less than eighteen (18) years of age.
- 32 (B) Has previously been a nonresident of Indiana, but at
- 33 the time of application, qualifies as an Indiana resident.
- 34 (C) Has held for at least one hundred eighty (180) days a
- 35 valid driver's license, excluding a learner's permit or the
- 36 equivalent, in the state or a combination of states in which
- 37 the individual formerly resided.
- 38 (D) Passes the required examinations.
- 39 (4) The individual meets the following conditions:
- 40 (A) Is at least eighteen (18) years of age.
- 41 (B) Has previously been a nonresident of Indiana, but at
- 42 the time of application, qualifies as an Indiana resident.



- 1 (C) Held a valid driver's license, excluding a learner's
 2 permit or the equivalent, from the state of prior residence.
 3 (D) Passes the required examination.
- 4 (5) The individual meets the following conditions:
 5 (A) Is at least eighteen (18) years of age.
 6 (B) Is a person with a disability.
 7 (C) Has successfully completed driver rehabilitation
 8 training by a certified driver rehabilitation specialist
 9 recognized by the bureau.
 10 (D) Passes the required examinations.
- 11 (b) An applicant who is required to complete at least fifty (50)
 12 hours of supervised driving under subsection (a)(1)(E) or (a)(2)(D)
 13 must do the following:
 14 (1) If the applicant is less than eighteen (18) years of age,
 15 complete the practice driving with:
 16 (A) a licensed driver, with valid driving privileges, who is:
 17 (i) at least twenty-five (25) years of age; and
 18 (ii) related to the applicant by blood, marriage, or legal
 19 status;
 20 (B) the spouse of the applicant who is:
 21 (i) a licensed driver with valid driving privileges; and
 22 (ii) at least twenty-one (21) years of age; or
 23 (C) an individual with valid driving privileges who:
 24 (i) is licensed as a driver education instructor under
 25 IC 9-27-6-8 and is working under the direction of a
 26 driver training school described in IC 9-27-6-3(a)(2); or
 27 (ii) is a certified driver rehabilitation specialist
 28 recognized by the bureau who is employed through a
 29 driver rehabilitation program.
- 30 (2) If the applicant is at least eighteen (18) years of age,
 31 complete the driving practice with:
 32 (A) a licensed driver, with valid driving privileges, who is
 33 at least twenty-five (25) years of age; or
 34 (B) the spouse of the applicant who is:
 35 (i) a licensed driver with valid driving privileges; and
 36 (ii) at least twenty-one (21) years of age.
- 37 (3) If the applicant is less than eighteen (18) years of age and
 38 is under the care and supervision of the department of child
 39 services, complete the driving practice with:
 40 (A) a licensed driver with valid driving privileges who is:
 41 (i) at least twenty-five (25) years of age; and
 42 (ii) related to the applicant by blood, marriage, or legal



- 1 status;
- 2 (B) a licensed driver with valid driving privileges who is:
- 3 (i) at least twenty-five (25) years of age; and
- 4 (ii) approved by the department of child services; or
- 5 (C) an individual with valid driving privileges who is:
- 6 (i) licensed as a driver education instructor under
- 7 IC 9-27-6-8 and is working under the direction of a
- 8 driver training school described in IC 9-27-6-3(a)(2); or
- 9 (ii) a certified driver rehabilitation specialist recognized
- 10 by the bureau who is employed through a driver
- 11 rehabilitation program.
- 12 (4) Submit to the commission under IC 9-24-9-2(c) evidence
- 13 of the time logged in practice driving.
- 14 (c) The bureau may waive:
- 15 (1) up to six (6) months of the age requirement;
- 16 (2) any of the experience or practice and driving
- 17 requirements; or
- 18 (3) the requirements described in both subdivisions (1) and
- 19 (2);
- 20 for an individual making an application for the individual's driving
- 21 card due to hardship conditions.
- 22 Sec. 4. A driving card must include a statement on the face of
- 23 the card that indicates that the driving card may not be accepted
- 24 by any federal agency for federal identification or any other
- 25 federal purpose.
- 26 Sec. 5. A driving card allows the holder to operate a passenger
- 27 motor vehicle or a truck with a declared gross weight equal to or
- 28 less than eleven thousand (11,000) pounds.
- 29 Sec. 6. An individual who holds a driving card and operates a
- 30 motor vehicle shall verify that financial responsibility on any
- 31 motor vehicle that the holder operates is continuously maintained
- 32 in the amounts required by IC 9-25-4.
- 33 Sec. 7. The bureau shall adopt rules under IC 4-22-2 to
- 34 implement this chapter.
- 35 SECTION 21. IC 9-24-7-1, AS AMENDED BY P.L.155-2019,
- 36 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 37 JULY 1, 2021]: Sec. 1. (a) The bureau shall issue a learner's permit **or**
- 38 **driving card learner's permit** to an individual who satisfies the
- 39 following conditions:
- 40 (1) Makes a proper application in the form and manner prescribed
- 41 by the bureau.
- 42 (2) Except as provided in subsection ~~(d)~~; (e), pays a fee under



- 1 subsection ~~(b)~~ (c) or ~~(c)~~; (d), as applicable.
- 2 (3) If less than eighteen (18) years of age, is not ineligible under
- 3 IC 9-24-2-1.
- 4 (4) Has passed a written examination as required under
- 5 IC 9-24-10.
- 6 (5) Either:
- 7 (A) is at least sixteen (16) years of age; or
- 8 (B) if at least fifteen (15) years of age but less than sixteen
- 9 (16) years of age, is enrolled in an approved driver education
- 10 course.
- 11 **(b) Beginning July 1, 2022, an individual who is unable to**
- 12 **present the valid documentary evidence required by IC 9-24-9-2.5**
- 13 **may apply for a driving card learner's permit. A driving card**
- 14 **learner's permit may be used only as the basis to acquire a driving**
- 15 **card under IC 9-24-3.5. A driving card learner's permit must**
- 16 **include a statement on the face of the card that indicates that the**
- 17 **driving card learner's permit may not be accepted by any federal**
- 18 **agency for federal identification or any other federal purpose. A**
- 19 **driving card learner's permit allows the holder to operate a**
- 20 **passenger motor vehicle or a truck with a declared gross weight**
- 21 **equal to or less than eleven thousand (11,000) pounds. An**
- 22 **individual who holds a driving card learner's permit and operates**
- 23 **a motor vehicle shall verify that financial responsibility on any**
- 24 **motor vehicle that the holder operates is continuously maintained**
- 25 **in the amounts required by IC 9-25-4.**
- 26 ~~(b)~~ (c) The fee for a learner's permit issued before January 1, 2017,
- 27 is nine dollars and fifty cents (\$9.50). The fee shall be distributed as
- 28 follows:
- 29 (1) Fifty cents (\$0.50) to the motor vehicle highway account.
- 30 (2) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- 31 (3) Two dollars (\$2) to the crossroads 2000 fund.
- 32 (4) One dollar and seventy-five cents (\$1.75) to the integrated
- 33 public safety communications fund.
- 34 (5) Four dollars and seventy-five cents (\$4.75) to the commission
- 35 fund.
- 36 ~~(c)~~ (d) The fee for a learner's permit issued after December 31,
- 37 2016, or a driving card learner's permit issued after **June 30, 2022**,
- 38 is nine dollars (\$9). The fee shall be distributed as follows:
- 39 (1) Twenty-five cents (\$0.25) to the motor vehicle highway
- 40 account.
- 41 (2) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- 42 (3) Two dollars (\$2) to the crossroads 2000 fund.



1 (4) One dollar and twenty-five cents (\$1.25) to the integrated
2 public safety communications fund.

3 (5) Five dollars (\$5) to the commission fund.

4 ~~(d)~~ (e) A fee described in subsection (a) may not be charged to an
5 individual who:

6 (1) is under the care and supervision of the department of child
7 services; or

8 (2) represents, pursuant to IC 31-36-3-4(b), a homeless youth (as
9 defined in IC 31-36-3-4) and presents a fee and consent waiver
10 affidavit described in IC 31-36-3-4(c);

11 and meets all other requirements for a learner's permit under IC 9-24.

12 SECTION 22. IC 9-24-7-4, AS AMENDED BY P.L.116-2017,
13 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
14 JULY 1, 2021]: Sec. 4. **Except as provided in section 1(b) of this**
15 **chapter, a learner's permit or driving card learner's permit**
16 **authorizes the holder to operate a motor vehicle, except a motorcycle,**
17 **a Class A motor driven cycle, or a commercial motor vehicle, upon a**
18 **highway under the following conditions:**

19 (1) While the holder is participating in practice driving in an
20 approved driver education course and is accompanied in the front
21 seat of the motor vehicle by an individual with valid driving
22 privileges who:

23 (A) is licensed as a driver education instructor under
24 IC 9-27-6-8 and is working under the direction of a driver
25 training school described in IC 9-27-6-3(a)(2); or

26 (B) is a certified driver rehabilitation specialist recognized by
27 the bureau who is employed through a driver rehabilitation
28 program.

29 (2) While the holder is participating in practice driving after
30 having commenced an approved driver education course and is
31 accompanied in the front seat of the motor vehicle by an
32 individual with valid driving privileges who is at least:

33 (A) twenty-five (25) years of age and related to the applicant
34 by blood, marriage, or legal status; or

35 (B) if the licensed individual is the holder's spouse, twenty-one
36 (21) years of age.

37 (3) If the holder is not participating in an approved driver
38 education course, and is less than eighteen (18) years of age, the
39 holder may participate in practice driving if accompanied in the
40 front seat of the motor vehicle by an individual who is:

41 (A) a licensed driver, with valid driving privileges, who is:

42 (i) at least twenty-five (25) years of age; and



- 1 (ii) related to the applicant by blood, marriage, or legal
- 2 status;
- 3 (B) the spouse of the applicant who is:
- 4 (i) a licensed driver with valid driving privileges; and
- 5 (ii) at least twenty-one (21) years of age; or
- 6 (C) an individual with valid driving privileges who:
- 7 (i) is licensed as a driver education instructor under
- 8 IC 9-27-6-8 and is working under the direction of a driver
- 9 training school described in IC 9-27-6-3(a)(2); or
- 10 (ii) is a certified driver rehabilitation specialist recognized
- 11 by the bureau who is employed through a driver
- 12 rehabilitation program.
- 13 (4) If the holder is not participating in an approved driver
- 14 education course, and is at least eighteen (18) years of age, the
- 15 holder may participate in practice driving if accompanied in the
- 16 front seat of the motor vehicle by an individual who is:
- 17 (A) a licensed driver, with valid driving privileges, who is at
- 18 least twenty-five (25) years of age; or
- 19 (B) the spouse of the applicant who is:
- 20 (i) a licensed driver with valid driving privileges; and
- 21 (ii) at least twenty-one (21) years of age.
- 22 (5) If the holder is less than eighteen (18) years of age and is
- 23 under the care and supervision of the department of child
- 24 services, the holder may participate in practice driving if
- 25 accompanied in the front seat of the motor vehicle by an
- 26 individual who is:
- 27 (A) a licensed driver with valid driving privileges who is:
- 28 (i) at least twenty-five (25) years of age; and
- 29 (ii) related to the applicant by blood, marriage, or legal
- 30 status;
- 31 (B) a licensed driver with valid driving privileges who is:
- 32 (i) at least twenty-five (25) years of age; and
- 33 (ii) approved by the department of child services; or
- 34 (C) an individual with valid driving privileges who is:
- 35 (i) licensed as a driver education instructor under
- 36 IC 9-27-6-8 and is working under the direction of a driver
- 37 training school described in IC 9-27-6-3(a)(2); or
- 38 (ii) a certified driver rehabilitation specialist recognized by
- 39 the bureau who is employed through a driver rehabilitation
- 40 program.

41 SECTION 23. IC 9-24-7-5, AS AMENDED BY P.L.125-2012,
 42 SECTION 200, IS AMENDED TO READ AS FOLLOWS



1 [EFFECTIVE JULY 1, 2021]: Sec. 5. (a) A holder of a learner's permit
2 may take the skills examination for an operator's license not later than
3 the expiration date of the learner's permit.

4 **(b) A holder of a driving card learner's permit may take the**
5 **skills examination for a driving card not later than the expiration**
6 **date of the driving card learner's permit.**

7 (c) A holder who does not pass the skills examination for:

8 **(1) an operator's license; or**

9 **(2) a driving card;**

10 after a third attempt is not eligible to take the examination until two (2)
11 months after the date of the last failed examination.

12 SECTION 24. IC 9-24-7-7, AS AMENDED BY P.L.85-2013,
13 SECTION 33, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
14 JULY 1, 2021]: Sec. 7. The bureau shall publish the following:

15 (1) An online driving guide that may be used by the holder of a
16 learner's permit **or a driving card learner's permit** and the
17 parent of the holder of a learner's permit **or a driving card**
18 **learner's permit**, if applicable.

19 (2) An online log that must be completed to show evidence of the
20 completion of the hours of supervised practice driving required
21 under IC 9-24-3-2.5(a)(1)(E), ~~or~~ IC 9-24-3-2.5(a)(2)(D),
22 **IC 9-24-3.5-3(a)(1)(E), or IC 9-24-3.5-3(a)(2)(D), as**
23 **applicable.**

24 SECTION 25. IC 9-24-9-2, AS AMENDED BY P.L.178-2019,
25 SECTION 46, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
26 JULY 1, 2021]: Sec. 2. (a) Except as provided in subsection (b), each
27 application for a driver's license or permit under this chapter must
28 require the following information:

29 (1) The full legal name of the applicant.

30 (2) The applicant's date of birth.

31 (3) The gender of the applicant.

32 (4) The applicant's height, weight, hair color, and eye color.

33 (5) The address of the applicant.

34 (6) A:

35 (A) valid Social Security number; or

36 (B) verification of an applicant's:

37 (i) ineligibility to be issued a Social Security number; and

38 (ii) identity and lawful status;

39 **unless the applicant is applying for a driving card under**
40 **IC 9-24-3.5 or a driving card learner's permit under**
41 **IC 9-24-7-1(b). An applicant for a driving card or driving**
42 **card learner's permit must submit a valid individual taxpayer**



- 1 **identification number for the applicant.**
2 (7) Whether the applicant has been subject to fainting spells or
3 seizures.
4 (8) Whether the applicant has been issued a driver's license or has
5 been the holder of a permit, and if so, when and by what
6 jurisdiction.
7 (9) Whether the applicant's driver's license or permit has ever
8 been suspended or revoked, and if so, the date of and the reason
9 for the suspension or revocation.
10 (10) Whether the applicant has been convicted of:
11 (A) a crime punishable as a felony under Indiana motor
12 vehicle law; or
13 (B) any other felony in the commission of which a motor
14 vehicle was used;
15 that has not been expunged by a court.
16 (11) Whether the applicant has a physical or mental disability,
17 and if so, the nature of the disability.
18 (12) The signature of the applicant showing the applicant's legal
19 name as it appears or will appear on the driver's license or permit.
20 (13) A digital photograph of the applicant.
21 (14) Any other information the bureau requires.
22 (b) For purposes of subsection (a), an individual certified as a
23 program participant in the address confidentiality program under
24 IC 5-26.5 is not required to provide the individual's address, but may
25 provide an address designated by the office of the attorney general
26 under IC 5-26.5 as the individual's address.
27 (c) In addition to the information required by subsection (a), an
28 applicant who is required to complete at least fifty (50) hours of
29 supervised practice driving under IC 9-24-3-2.5(a)(1)(E), **or**
30 IC 9-24-3-2.5(a)(2)(D), **IC 9-24-3.5-3(a)(1)(E), or**
31 **IC 9-24-3.5-3(a)(2)(D)** must submit to the bureau evidence of the time
32 logged in practice driving.
33 SECTION 26. IC 9-24-9-2.5, AS AMENDED BY P.L.198-2016,
34 SECTION 465, IS AMENDED TO READ AS FOLLOWS
35 [EFFECTIVE JULY 1, 2021]: Sec. 2.5. **(a) Except as provided in**
36 **subsection (b)**, in addition to the information required from the
37 applicant for a driver's license or permit under sections 1 and 2 of this
38 chapter, the bureau shall require an applicant to present to the bureau
39 valid documentary evidence that the applicant:
40 (1) is a citizen or national of the United States;
41 (2) is an alien lawfully admitted for permanent residence in the
42 United States;



- 1 (3) has conditional permanent resident status in the United States;
 2 (4) has an approved application for asylum in the United States or
 3 has entered into the United States in refugee status;
 4 (5) is an alien lawfully admitted for temporary residence in the
 5 United States;
 6 (6) has a valid unexpired nonimmigrant visa or nonimmigrant visa
 7 status for entry into the United States;
 8 (7) has a pending application for asylum in the United States;
 9 (8) has a pending or approved application for temporary protected
 10 status in the United States;
 11 (9) has approved deferred action status; or
 12 (10) has a pending application for adjustment of status to that of
 13 an alien lawfully admitted for permanent residence in the United
 14 States or conditional permanent resident status in the United
 15 States.

16 **(b) An applicant for a driving card under IC 9-24-3.5 or a**
 17 **driving card learner's permit under IC 9-24-7-1(b) who is unable**
 18 **to provide the documentation required under subsection (a) must**
 19 **provide the bureau with documentation of residence in Indiana as**
 20 **required by rules adopted by the bureau under IC 4-22-2 or**
 21 **emergency rules adopted in the manner provided under**
 22 **IC 4-22-2-37.1. The rules must provide that the supporting**
 23 **documentation may be provided by official documentation from a**
 24 **foreign consulate.**

25 SECTION 27. IC 9-24-10-4, AS AMENDED BY P.L.211-2019,
 26 SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 27 JULY 1, 2021]: Sec. 4. (a) Except as provided in subsection (c), an
 28 examination for a learner's permit, ~~or~~ driver's license, **driving card**
 29 **learner's permit, or driving card** must include the following:

- 30 (1) A test of the following of the applicant:
 31 (A) Eyesight.
 32 (B) Ability to read and understand highway signs regulating,
 33 warning, and directing traffic.
 34 (C) Knowledge of Indiana traffic laws, including IC 9-26-1-1.5
 35 and IC 9-21-12-1.
 36 (2) An actual demonstration of the applicant's skill in exercising
 37 ordinary and reasonable control in the operation of a motor
 38 vehicle under the type of permit or driver's license applied for.

39 (b) The examination may include further physical and mental
 40 examination that the bureau finds necessary to determine the
 41 applicant's fitness to operate a motor vehicle safely upon a highway.
 42 The applicant must provide the motor vehicle used in the examination.



1 An autocycle may not be used as the motor vehicle provided for the
2 examination.

3 (c) The bureau may waive:

4 (1) the testing required under subsection (a)(1)(A) if the applicant
5 provides evidence from a licensed ophthalmologist or licensed
6 optometrist that the applicant's vision is fit to operate a motor
7 vehicle in a manner that does not jeopardize the safety of
8 individuals or property;

9 (2) the actual demonstration required under subsection (a)(2) for
10 an individual who has passed:

11 (A) a driver's education class and a skills test given by a driver
12 training school; or

13 (B) a driver education program given by an entity licensed
14 under IC 9-27;

15 (3) the testing, other than eyesight testing under subsection
16 (a)(1)(A), of an applicant who has passed:

17 (A) an examination concerning:

18 (i) subsection (a)(1)(B); and

19 (ii) subsection (a)(1)(C); and

20 (B) a skills test;

21 given by a driver training school or an entity licensed under
22 IC 9-27; and

23 (4) the testing, other than the eyesight testing described in
24 subsection (a)(1)(A), of an applicant who:

25 (A) is at least eighteen (18) years of age;

26 (B) was previously a nonresident but now qualifies as an
27 Indiana resident at the time of application; and

28 (C) holds a valid driver's license, excluding a learner's permit
29 or its equivalent, from the applicant's state of prior residence.

30 (d) The following are not civilly or criminally liable for a report
31 made in good faith to the bureau, commission, or driver licensing
32 medical advisory board concerning the fitness of the applicant to
33 operate a motor vehicle in a manner that does not jeopardize the safety
34 of individuals or property:

35 (1) An instructor having a license under IC 9-27-6-8.

36 (2) A licensed ophthalmologist or licensed optometrist.

37 SECTION 28. IC 9-24-10-7, AS AMENDED BY P.L.198-2016,
38 SECTION 476, IS AMENDED TO READ AS FOLLOWS
39 [EFFECTIVE JULY 1, 2021]: Sec. 7. (a) If the bureau has good cause
40 to believe that a licensed driver is:

41 (1) incompetent; or

42 (2) otherwise unfit to operate a motor vehicle;



1 the bureau may, upon written notice of at least five (5) days, require the
 2 licensed driver to submit to an examination, an investigation of the
 3 driver's continued fitness to operate a motor vehicle safely, including
 4 requesting medical information from the driver or the driver's health
 5 care sources, or both an examination and an investigation.

6 (b) Upon the conclusion of all examinations and investigations of a
 7 driver under this section, the bureau:

8 (1) shall take appropriate action; and

9 (2) may:

10 (A) suspend or revoke the driver's license, **driving card**, or
 11 driving privileges of the licensed driver;

12 (B) permit the licensed driver to retain the driver's license,
 13 **driving card**, or driving privileges of the licensed driver; or

14 (C) issue restricted driving privileges subject to restrictions the
 15 bureau considers necessary in the interest of public safety.

16 (c) If a licensed driver refuses or neglects to submit to an
 17 examination or investigation under this section, the bureau may
 18 suspend or revoke the driver's license, **driving card**, or driving
 19 privileges of the licensed driver. The bureau may not suspend or revoke
 20 the driver's license, **driving card**, or driving privileges of the licensed
 21 driver until a reasonable investigation of the driver's continued fitness
 22 to operate a motor vehicle safely has been made by the bureau.

23 (d) A licensed driver may appeal an action taken by the bureau
 24 under this section to the circuit court or superior court of the county in
 25 which the licensed driver resides.

26 SECTION 29. IC 9-24-11-3.5, AS AMENDED BY P.L.147-2018,
 27 SECTION 18, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 28 JULY 1, 2021]: Sec. 3.5. (a) This section applies:

29 (1) to an individual who is less than twenty-one (21) years of age;
 30 and

31 (2) during the one hundred eighty (180) day period after the
 32 individual is issued a driver's license **or driving card** under this
 33 article.

34 (b) An individual may not operate a motor vehicle:

35 (1) from 10 p.m. until 5 a.m. of the following morning, unless the
 36 individual is:

37 (A) participating in, going to, or returning from:

38 (i) lawful employment;

39 (ii) a school sanctioned activity; or

40 (iii) a religious event; or

41 (B) accompanied in the front seat of the motor vehicle by a
 42 licensed driver with valid driving privileges who is:



- 1 (i) at least twenty-five (25) years of age; or
 2 (ii) if the licensed driver is the individual's spouse, at least
 3 twenty-one (21) years of age; or
 4 (2) in which there are passengers, unless:
 5 (A) each passenger in the motor vehicle is:
 6 (i) a child or stepchild of the individual;
 7 (ii) a sibling of the individual, including step or half
 8 siblings;
 9 (iii) the spouse of the individual;
 10 (iv) a parent or legal guardian of the individual;
 11 (v) a grandparent of the individual; or
 12 (vi) any combination of individuals described in items (i)
 13 through (v); or
 14 (B) the individual is accompanied in the front seat of the motor
 15 vehicle by a licensed driver with valid driving privileges who
 16 is:
 17 (i) at least twenty-five (25) years of age; or
 18 (ii) if the licensed driver is the individual's spouse, at least
 19 twenty-one (21) years of age.

20 SECTION 30. IC 9-24-11-4, AS AMENDED BY P.L.120-2020,
 21 SECTION 27, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 22 JULY 1, 2021]: Sec. 4. (a) Except as provided in ~~subsection~~
 23 **subsections (d) and (f)**, an individual may not hold or possess more
 24 than one (1) credential at a time.

25 (b) An individual may not hold or possess:

- 26 (1) a credential; and
 27 (2) a driver's license or identification card issued by a government
 28 authority that issues driver's licenses and identification cards from
 29 another state, territory, federal district, commonwealth, or
 30 possession of the United States.

31 (c) An individual shall destroy or surrender to the bureau any and
 32 all credentials, driver's licenses, or identification cards that would
 33 cause the individual to violate subsection (a) or (b).

34 (d) An individual may hold both a credential in physical form and
 35 in the form of a mobile credential issued under this article at the same
 36 time.

37 (e) An individual who violates this section commits a Class C
 38 infraction.

39 (f) ~~Notwithstanding the July 1, 2021, effective date in HEA~~
 40 ~~1506-2019, SECTION 48 (P.L.178-2019), this section takes effect July~~
 41 ~~1, 2020 (rather than July 1, 2021).~~



1 **(f) This section does not apply to the possession of a driving card**
 2 **or a driving card learner's permit.**

3 SECTION 31. IC 9-24-11-5, AS AMENDED BY P.L.120-2020,
 4 SECTION 28, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 5 JULY 1, 2021]: Sec. 5. (a) Except as provided in subsection (d), a
 6 learner's permit, ~~or~~ driver's license, **driving card learner's permit, or**
 7 **driving card** issued under this article must contain the following
 8 information:

9 (1) The full legal name of the permittee or licensee.

10 (2) The date of birth of the permittee or licensee.

11 (3) The address of the principal residence of the permittee or
 12 licensee.

13 (4) The hair color and eye color of the permittee or licensee.

14 (5) The date of issue and expiration date of the permit or license.

15 (6) The gender of the permittee or licensee.

16 (7) The unique identifying number of the permit or license.

17 (8) The weight of the permittee or licensee.

18 (9) The height of the permittee or licensee.

19 (10) A reproduction of the signature of the permittee or licensee.

20 (11) If the permittee or licensee is less than eighteen (18) years of
 21 age at the time of issuance, the dates, notated prominently, on
 22 which the permittee or licensee will become:

23 (A) eighteen (18) years of age; and

24 (B) twenty-one (21) years of age.

25 (12) If the permittee or licensee is at least eighteen (18) years of
 26 age but less than twenty-one (21) years of age at the time of
 27 issuance, the date, notated prominently, on which the permittee or
 28 licensee will become twenty-one (21) years of age.

29 (13) Except as provided in subsection (b), a digital photograph of
 30 the permittee or licensee.

31 (b) The bureau may provide for the omission of a photograph or
 32 computerized image from any driver's license, ~~or~~ learner's permit,
 33 **driving card, or driving card learner's permit** if there is good cause
 34 for the omission. However, a driver's license, ~~or~~ learner's permit,
 35 **driving card, or driving card learner's permit** issued without a
 36 digital photograph must include a statement that indicates that the
 37 driver's license, ~~or~~ learner's permit, **driving card, or driving card**
 38 **learner's permit** may not be accepted by a federal agency for federal
 39 identification or any other federal purpose.

40 (c) A driver's license or learner's permit issued to an individual who:

41 (1) has a valid, unexpired nonimmigrant visa or has nonimmigrant
 42 visa status for entry in the United States;



- 1 (2) has a pending application for asylum in the United States;
 2 (3) has a pending or approved application for temporary protected
 3 status in the United States;
 4 (4) has approved deferred action status; or
 5 (5) has a pending application for adjustment of status to that of an
 6 alien lawfully admitted for permanent residence in the United
 7 States or conditional permanent residence status in the United
 8 States;

9 must be clearly identified as a temporary driver's license or learner's
 10 permit. A temporary driver's license or learner's permit issued under
 11 this subsection may not be renewed without the presentation of valid
 12 documentary evidence proving that the licensee's or permittee's
 13 temporary status has been extended.

14 (d) For purposes of subsection (a), an individual certified as a
 15 program participant in the address confidentiality program under
 16 IC 5-26.5 is not required to provide the address of the individual's
 17 principal residence, but may provide an address designated by the
 18 office of the attorney general under IC 5-26.5 as the address of the
 19 individual's principal residence.

20 ~~(e) Notwithstanding the July 1, 2021, effective date in HEA~~
 21 ~~1506-2019, SECTION 49 (P.L.178-2019), this section takes effect July~~
 22 ~~1, 2020 (rather than July 1, 2021).~~

23 SECTION 32. IC 9-24-11-5.5, AS AMENDED BY P.L.120-2020,
 24 SECTION 29, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 25 JULY 1, 2021]: Sec. 5.5. (a) If an individual has:

- 26 (1) indicated on the application for a driver's license or learner's
 27 permit that the individual is a veteran and wishes to have an
 28 indication of the individual's veteran status appear on the driver's
 29 license or learner's permit; and
 30 (2) provided proof at the time of application of the individual's
 31 veteran status;

32 an indication of the individual's veteran status shall be shown on the
 33 driver's license or learner's permit.

34 (b) If an individual has:

- 35 (1) indicated on the individual's application for a driver's license
 36 or learner's permit that the applicant:
 37 (A) is a surviving spouse of a veteran; and
 38 (B) wishes to have an indication of the applicant's status as a
 39 surviving spouse of a veteran appear on the driver's license or
 40 learner's permit; and
 41 (2) provided the documentation necessary to verify that the
 42 applicant was married, at the time of the decedent's death, to a



1 veteran;
2 an indication of the individual's status as a surviving spouse of a
3 veteran shall be shown on the driver's license or learner's permit.

4 (c) If an individual submits information concerning the individual's
5 medical condition in conjunction with the individual's application for
6 a driver's license, ~~or~~ learner's permit, **driving card, or driving card**
7 **learner's permit**, the bureau shall place an identifying symbol in a
8 prominent location on a driver's license, ~~or~~ learner's permit, **driving**
9 **card, or driving card learner's permit** to indicate that the individual
10 has a medical condition of note. The bureau shall include information
11 on the individual's driver's license, ~~or~~ learner's permit, **driving card, or**
12 **driving card learner's permit** that briefly describes the individual's
13 medical condition. The information must be notated in a manner that
14 alerts an individual reading the driver's license, ~~or~~ learner's permit,
15 **driving card, or driving card learner's permit** to the existence of the
16 medical condition. The individual submitting the information
17 concerning the medical condition is responsible for its accuracy.

18 ~~(d) Notwithstanding the July 1, 2021, effective date in HEA~~
19 ~~1506-2019, SECTION 50 (P.L.178-2019), this section takes effect July~~
20 ~~1, 2020 (rather than July 1, 2021):~~

21 SECTION 33. IC 9-24-11-7, AS AMENDED BY P.L.198-2016,
22 SECTION 486, IS AMENDED TO READ AS FOLLOWS
23 [EFFECTIVE JULY 1, 2021]: Sec. 7. The bureau, when issuing a
24 permit or driver's license, may, whenever good cause appears, impose
25 restrictions suitable to the licensee's or permittee's driving ability with
26 respect to the type of or special mechanical control devices required on
27 a motor vehicle that the licensee operates. The bureau may impose
28 other restrictions applicable to the licensee or permittee that the bureau
29 determines are appropriate to assure the safe operation of a motor
30 vehicle by the licensee or permittee, including a requirement to take
31 prescribed medication. When the restrictions are imposed, the bureau
32 may:

33 (1) issue either a special restricted license **or a special restricted**
34 **permit; or shall**

35 (2) set forth the restrictions upon the usual license **or permit**
36 form.

37 SECTION 34. IC 9-24-12-0.5, AS AMENDED BY P.L.198-2016,
38 SECTION 489, IS AMENDED TO READ AS FOLLOWS
39 [EFFECTIVE JULY 1, 2021]: Sec. 0.5. (a) A learner's permit **or**
40 **driving card learner's permit** expires two (2) years after the date of
41 issuance.

42 (b) A motorcycle permit expires one (1) year after the date of



1 issuance. A motorcycle permit may be renewed one (1) time for a
 2 period of one (1) year. An individual who does not obtain a motorcycle
 3 endorsement under IC 9-24-8.5 before the expiration of the renewed
 4 motorcycle permit may not reapply for a new motorcycle permit for a
 5 period of one (1) year after the date of expiration of the renewed
 6 motorcycle permit.

7 (c) A commercial learner's permit expires one hundred eighty (180)
 8 days after the date of issuance. The bureau may issue not more than
 9 three (3) commercial learner's permits to an individual within a
 10 twenty-four (24) month period.

11 (d) The fee to renew a permit that expires under this section is the
 12 applicable fee to issue the permit under this article.

13 SECTION 35. IC 9-24-12-1, AS AMENDED BY P.L.156-2020,
 14 SECTION 47, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 15 JULY 1, 2021]: Sec. 1. (a) Except as provided in sections 10 and 11 of
 16 this chapter, an operator's license issued to an applicant who is at least
 17 seventy-five (75) years of age expires at midnight of the birthday of the
 18 holder that occurs three (3) years following the date of issuance.

19 (b) Except as provided in subsections (a) and (c) and sections 10
 20 and 11 of this chapter, an operator's license issued under this article
 21 expires at midnight of the birthday of the holder that occurs six (6)
 22 years following the date of issuance.

23 (c) An operator's license issued to an individual who is less than
 24 twenty-one (21) years of age expires at midnight of the date thirty (30)
 25 days after the twenty-first birthday of the holder. However, if the
 26 individual complies with ~~IC 9-24-9-2.5(5)~~ **IC 9-24-9-2.5(a)(5)** through
 27 ~~IC 9-24-9-2.5(9)~~ **IC 9-24-9-2.5(a)(9)**, the operator's license expires:

28 (1) at midnight one (1) year after issuance if there is no expiration
 29 date on the authorization granted to the individual to remain in the
 30 United States; or

31 (2) if there is an expiration date on the authorization granted to
 32 the individual to remain in the United States, the earlier of the
 33 following:

34 (A) At midnight of the date the authorization to remain in the
 35 United States expires.

36 (B) At midnight of the date thirty (30) days after the
 37 twenty-first birthday of the holder.

38 SECTION 36. IC 9-24-12-2.5 IS ADDED TO THE INDIANA
 39 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
 40 [EFFECTIVE JULY 1, 2021]: **Sec. 2.5. (a) Beginning July 1, 2022,**
 41 **except as provided in sections 10 and 11 of this chapter, a driving**
 42 **card issued to an applicant who is at least seventy-five (75) years**



1 of age expires at midnight of the birthday of the holder that occurs
2 three (3) years following the date of issuance.

3 (b) Except as provided in subsections (a) and (c) and sections 10
4 and 11 of this chapter, a driving card issued under this article
5 expires at midnight of the birthday of the holder that occurs six (6)
6 years following the date of issuance.

7 (c) A driving card issued to an applicant who is less than
8 twenty-one (21) years of age expires at midnight of the date thirty
9 (30) days after the twenty-first birthday of the holder.

10 SECTION 37. IC 9-24-12-4, AS AMENDED BY P.L.147-2018,
11 SECTION 19, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
12 JULY 1, 2021]: Sec. 4. (a) Except as provided in subsections (b), and
13 (c), and (d), the application for renewal of:

14 (1) an operator's license;

15 (2) a chauffeur's license (before the expiration of IC 9-24-4 on
16 July 1, 2024);

17 (3) a public passenger chauffeur's license (before the expiration
18 of IC 9-24-5 on July 1, 2022);

19 (4) an identification card; or

20 (5) a photo exempt identification card; or

21 (6) a driving card;

22 under this article may be filed not more than twenty-four (24) months
23 before the expiration date of the license, identification card, or photo
24 exempt identification card, or driving card held by the applicant.

25 (b) When the applicant complies with ~~IC 9-24-9-2.5(5)~~
26 **IC 9-24-9-2.5(a)(5)** through ~~IC 9-24-9-2.5(10)~~, **IC 9-24-9-2.5(a)(10)**,
27 an application for renewal of a driver's license in subsection (a)(1),
28 (a)(2), or (a)(3) may be filed not more than one (1) month before the
29 expiration date of the license held by the applicant.

30 (c) When the applicant complies with IC 9-24-16-3.5(1)(E) through
31 IC 9-24-16-3.5(1)(J), an application for renewal of an identification
32 card under subsection (a)(4) may be filed not more than one (1) month
33 before the expiration date of the identification card held by the
34 applicant.

35 (d) When the applicant complies with **IC 9-24-9-2.5(b)**, an
36 application for renewal of a driving card under subsection (a)(6)
37 may be filed not more than one (1) month before the expiration
38 date of the driving card held by the applicant.

39 SECTION 38. IC 9-24-12-5, AS AMENDED BY P.L.178-2019,
40 SECTION 52, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
41 JULY 1, 2021]: Sec. 5. (a) Except as provided in subsection (b), and
42 subject to subsection (d), an individual applying for renewal of an



1 operator's **license**, a chauffeur's **license**, ~~or~~ a public passenger
 2 chauffeur's license, **or a driving card**, including any endorsements in
 3 effect with respect to the license **or driving card**, must apply in person
 4 at a license branch and do the following:

5 (1) Pass an eyesight examination.

6 (2) Pass a written examination if:

7 (A) the applicant has at least six (6) active points on the
 8 applicant's driving record maintained by the bureau;

9 (B) the applicant has not reached the applicant's twenty-first
 10 birthday and has active points on the applicant's driving record
 11 maintained by the bureau; or

12 (C) the applicant is in possession of a driver's license **or**
 13 **driving card** that is expired beyond one hundred eighty (180)
 14 days.

15 (b) The holder of an operator's, a chauffeur's, or a public passenger
 16 chauffeur's license may renew the license, including any endorsements
 17 in effect with respect to the license, by mail or by electronic service,
 18 subject to the following conditions:

19 (1) A valid computerized image of the individual must exist
 20 within the records of the bureau.

21 (2) The previous renewal of the individual's operator's,
 22 chauffeur's, or public passenger chauffeur's license must not have
 23 been by mail or by electronic service.

24 (3) The application for or previous renewal of the individual's
 25 license must have included a test of the individual's eyesight
 26 approved by the bureau.

27 (4) If the individual were applying for the license renewal in
 28 person at a license branch, the individual would not be required
 29 under subsection (a)(2) to submit to a written examination.

30 (5) The individual must be a citizen of the United States, as
 31 shown in the records of the bureau.

32 (6) There must not have been any change in the:

33 (A) address; or

34 (B) name;

35 of the individual since the issuance or previous renewal of the
 36 individual's operator's, chauffeur's, or public passenger chauffeur's
 37 license.

38 (7) The operator's, chauffeur's, or public passenger chauffeur's
 39 license of the individual must not be:

40 (A) suspended; or

41 (B) expired more than one hundred eighty (180) days;

42 at the time of the application for renewal.



1 (8) If the individual is seventy-five (75) years of age or older at
 2 the time of the application for renewal, the individual must
 3 provide proof, on a form approved by the bureau, that the
 4 individual has passed an eyesight examination within thirty (30)
 5 days prior to the renewal application.

6 (c) An individual applying for the renewal of an operator's **license**,
 7 a chauffeur's **license**, ~~or~~ a public passenger chauffeur's license, **or a**
 8 **driving card**, including any endorsements in effect with respect to the
 9 license **or driving card**, must apply in person at a license branch under
 10 subsection (a) if the individual is not entitled to apply by mail or by
 11 electronic service under subsection (b).

12 (d) The bureau may not issue or renew a chauffeur's or a public
 13 passenger chauffeur's license after December 31, 2016. If a holder of
 14 a chauffeur's or a public passenger chauffeur's license applies after
 15 December 31, 2016, for renewal of the chauffeur's or public passenger
 16 chauffeur's license, the bureau shall issue to the holder an operator's
 17 license with a for-hire endorsement if the holder:

- 18 (1) applies in a form and manner prescribed by the bureau; and
 19 (2) satisfies the requirements for renewal of an operator's license,
 20 including the fee and examination requirements under this
 21 section.

22 (e) An individual applying for the renewal of an operator's license
 23 **or driving card** shall pay the following applicable fee:

24 (1) If the individual is less than seventy-five (75) years of age,
 25 seventeen dollars and fifty cents (\$17.50). The fee shall be
 26 distributed as follows:

27 (A) Fifty cents (\$0.50) to the state motor vehicle technology
 28 fund.

29 (B) Two dollars (\$2) to the crossroads 2000 fund.

30 (C) Four dollars and fifty cents (\$4.50) to the motor vehicle
 31 highway account.

32 (D) One dollar and twenty-five cents (\$1.25) to the integrated
 33 public safety communications fund.

34 (E) Nine dollars and twenty-five cents (\$9.25) to the
 35 commission fund.

36 (2) If the individual is at least seventy-five (75) years of age and
 37 less than eighty-five (85) years of age, eleven dollars (\$11). The
 38 fee shall be distributed as follows:

39 (A) Fifty cents (\$0.50) to the state motor vehicle technology
 40 fund.

41 (B) One dollar and fifty cents (\$1.50) to the crossroads 2000
 42 fund.



- 1 (C) Three dollars (\$3) to the motor vehicle highway account.
- 2 (D) One dollar and twenty-five cents (\$1.25) to the integrated
- 3 public safety communications fund.
- 4 (E) Four dollars and seventy-five cents (\$4.75) to the
- 5 commission fund.
- 6 (3) If the individual is at least eighty-five (85) years of age, seven
- 7 dollars (\$7). The fee shall be distributed as follows:
- 8 (A) Fifty cents (\$0.50) to the state motor vehicle technology
- 9 fund.
- 10 (B) One dollar (\$1) to the crossroads 2000 fund.
- 11 (C) Two dollars (\$2) to the motor vehicle highway account.
- 12 (D) One dollar and twenty-five cents (\$1.25) to the integrated
- 13 public safety communications fund.
- 14 (E) Two dollars and twenty-five cents (\$2.25) to the
- 15 commission fund.

16 A fee paid under this subsection after December 31, 2016, includes the
 17 renewal of any endorsements that are in effect with respect to the
 18 operator's license **or driving card** at the time of renewal.

19 SECTION 39. IC 9-24-12-10, AS AMENDED BY P.L.198-2016,
 20 SECTION 496, IS AMENDED TO READ AS FOLLOWS
 21 [EFFECTIVE JULY 1, 2021]: Sec. 10. Except as provided in section
 22 11 of this chapter, a driver's license **or driving card** issued to or
 23 renewed by a driver who is at least eighty-five (85) years of age expires
 24 at midnight of the birthday of the holder that occurs two (2) years
 25 following the date of issuance.

26 SECTION 40. IC 9-24-12-11, AS AMENDED BY P.L.198-2016,
 27 SECTION 497, IS AMENDED TO READ AS FOLLOWS
 28 [EFFECTIVE JULY 1, 2021]: Sec. 11. (a) This section applies to:

- 29 (1) a driver's license other than a commercial driver's license; **and**
- 30 (2) a **driving card issued under IC 9-24-3.5.**

31 (b) If the birthday of a holder on which the holder's driver's license
 32 **or driving card** would otherwise expire falls on:

- 33 (1) Sunday;
- 34 (2) a legal holiday (as set forth in IC 1-1-9-1); or
- 35 (3) a weekday when all license branches in the county of
 36 residence of the holder are closed;

37 the driver's license **or driving card** of the holder does not expire until
 38 midnight of the first day after the birthday on which a license branch
 39 is open for business in the county of residence of the holder.

40 (c) A driver's license issued to an applicant who complies with
 41 ~~IC 9-24-9-2.5(5)~~ **IC 9-24-9-2.5(a)(5)** through ~~IC 9-24-9-2.5(10)~~
 42 **IC 9-24-9-2.5(a)(10)** expires:



1 (1) at midnight one (1) year after issuance if there is no expiration
 2 date on the authorization granted to the individual to remain in the
 3 United States; or

4 (2) if there is an expiration date on the authorization granted to
 5 the individual to remain in the United States, the earlier of the
 6 following:

7 (A) At midnight of the date the authorization of the holder to
 8 be a legal permanent resident or conditional resident alien of
 9 the United States expires.

10 (B) At midnight of the birthday of the holder that occurs six
 11 (6) years after the date of issuance.

12 SECTION 41. IC 9-24-12-13, AS ADDED BY P.L.198-2016,
 13 SECTION 499, IS AMENDED TO READ AS FOLLOWS
 14 [EFFECTIVE JULY 1, 2021]: Sec. 13. An individual who fails to
 15 renew the individual's driver's license **or driving card** on or before the
 16 ~~driver's license~~ expiration date **of the driver's license or driving card**
 17 shall pay to the bureau an administrative penalty as follows:

18 (1) Before January 1, 2017, an administrative penalty of five
 19 dollars (\$5).

20 (2) After December 31, 2016, an administrative penalty of six
 21 dollars (\$6).

22 An administrative penalty shall be deposited in the commission fund.

23 SECTION 42. IC 9-24-13-1, AS AMENDED BY P.L.198-2016,
 24 SECTION 500, IS AMENDED TO READ AS FOLLOWS
 25 [EFFECTIVE JULY 1, 2021]: Sec. 1. An individual holding a driver's
 26 license **or driving card** issued under this article may exercise the
 27 privilege granted by the driver's license **or driving card** upon all
 28 highways and is not required to obtain any other driver's license to
 29 exercise the privilege by a county, municipal, or local board or by any
 30 body having authority to adopt local police regulations.

31 SECTION 43. IC 9-24-14-3.5, AS AMENDED BY P.L.198-2016,
 32 SECTION 505, IS AMENDED TO READ AS FOLLOWS
 33 [EFFECTIVE JULY 1, 2021]: Sec. 3.5. (a) The bureau may adopt rules
 34 under IC 4-22-2 concerning the ability of an individual to apply for a
 35 replacement ~~of a~~ driver's license or learner's permit by electronic
 36 service. If rules are adopted under this subsection, the rules must
 37 provide that issuance of a replacement driver's license or learner's
 38 permit by electronic service is subject to the following conditions:

39 (1) A valid computerized image or digital photograph of the
 40 individual must exist within the records of the bureau.

41 (2) The individual must be a citizen of the United States, as
 42 shown in the records of the bureau.



1 (b) An individual applying for a replacement of a driver's license, or
 2 a learner's permit, **driving card, or driving card learner's permit**
 3 must apply in person at a license branch if the individual is not entitled
 4 to apply by mail or by electronic service under rules adopted under
 5 subsection (a).

6 SECTION 44. IC 9-24-18-1, AS AMENDED BY P.L.198-2016,
 7 SECTION 527, IS AMENDED TO READ AS FOLLOWS
 8 [EFFECTIVE JULY 1, 2021]: Sec. 1. (a) An individual, except an
 9 individual exempted under IC 9-24-1-7, who knowingly or intentionally
 10 operates a motor vehicle upon a highway and has never received a
 11 valid driver's license **or driving card** commits a Class C misdemeanor.
 12 However, the offense is a Class A misdemeanor if the individual has a
 13 prior unrelated conviction under this section.

14 (b) In a prosecution under this section, the burden is on the
 15 defendant to prove by a preponderance of the evidence that the
 16 defendant:

17 (1) had been issued a driver's license or permit that was valid; or

18 (2) was operating a Class B motor driven cycle;

19 at the time of the alleged offense. However, it is not a defense under
 20 subdivision (2) if the defendant was operating the Class B motor driven
 21 cycle in violation of IC 9-21-11-12.

22 SECTION 45. IC 9-24-18-6, AS AMENDED BY P.L.198-2016,
 23 SECTION 530, IS AMENDED TO READ AS FOLLOWS
 24 [EFFECTIVE JULY 1, 2021]: Sec. 6. In a proceeding to enforce
 25 IC 9-24-1 requiring the operator of a motor vehicle to have a certain
 26 type of driver's license **or permit**, the burden is on the defendant to
 27 prove by a preponderance of the evidence that the defendant had been
 28 issued the applicable driver's license or permit and that the driver's
 29 license **or permit** was valid at the time of the alleged offense.

30 SECTION 46. IC 9-24-18-7.5, AS AMENDED BY P.L.198-2016,
 31 SECTION 531, IS AMENDED TO READ AS FOLLOWS
 32 [EFFECTIVE JULY 1, 2021]: Sec. 7.5. (a) A person that knowingly or
 33 intentionally counterfeits or falsely reproduces a driver's license:

34 (1) with intent to use the driver's license; or

35 (2) to permit an individual to use the driver's license;

36 commits a Class B misdemeanor.

37 (b) **Beginning July 1, 2022, a person that knowingly or**
 38 **intentionally counterfeits or falsely reproduces a driving card:**

39 (1) **with intent to use the driving card; or**

40 (2) **to permit an individual to use the driving card;**

41 **commits a Class B misdemeanor.**

42 SECTION 47. IC 9-24-18-9, AS AMENDED BY P.L.198-2016,



1 SECTION 532, IS AMENDED TO READ AS FOLLOWS
 2 [EFFECTIVE JULY 1, 2021]: Sec. 9. (a) The bureau may establish a
 3 driving record for an Indiana resident who does not hold any type of
 4 valid driving license **or a driving card**. The driving record shall be
 5 established for an unlicensed driver when the bureau receives an
 6 abstract of court conviction for the type of conviction that would appear
 7 on an official driver's record.

8 (b) If an unlicensed driver applies for and receives any type of
 9 driver's license **or a driving card** in Indiana, the individual's driving
 10 record as an unlicensed driver shall be recorded on the permanent
 11 record file.

12 (c) The bureau shall also certify traffic violation convictions on the
 13 driving record of an unlicensed driver who subsequently receives an
 14 Indiana driver's license **or driving card**.

15 (d) A driving record established under this section must include the
 16 following:

17 (1) The individual's convictions for any of the following:

18 (A) A moving traffic violation.

19 (B) Operating a vehicle without financial responsibility in
 20 violation of IC 9-25.

21 (2) Any administrative penalty imposed by the bureau.

22 (3) Any suspensions, revocations, or reinstatements of the
 23 individual's driving privileges, license, or permit.

24 (4) If the driving privileges of the individual have been suspended
 25 or revoked by the bureau, an entry in the record stating that a
 26 notice of suspension or revocation was mailed to the individual by
 27 the bureau and the date of the mailing of the notice.

28 (5) Any requirement that the individual may operate only a motor
 29 vehicle equipped with a certified ignition interlock device.

30 A driving record may not contain voter registration information.

31 SECTION 48. IC 9-25-6-7, AS AMENDED BY P.L.125-2012,
 32 SECTION 263, IS AMENDED TO READ AS FOLLOWS
 33 [EFFECTIVE JULY 1, 2021]: Sec. 7. Except as provided in sections 5
 34 and 6 of this chapter, a suspension required in sections 4 and 6 of this
 35 chapter remains in effect and no other motor vehicle may be registered
 36 in the name of the judgment debtor or a new license **or driving card**
 37 issued to the judgment debtor, until the following occur:

38 (1) The judgment is satisfied or stayed.

39 (2) The judgment debtor gives proof of future financial
 40 responsibility for three (3) years, as provided in this article.

41 SECTION 49. IC 9-25-6-15, AS AMENDED BY P.L.178-2019,
 42 SECTION 56, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE



- 1 JULY 1, 2021]: Sec. 15. (a) An individual:
 2 (1) whose driving privileges are suspended under this article; and
 3 (2) who seeks the reinstatement of the driving privileges;
 4 must pay a reinstatement fee to the bureau as provided in subsection
 5 (b).
 6 (b) The reinstatement fee under subsection (a) is as follows:
 7 (1) For a first suspension, two hundred fifty dollars (\$250).
 8 (2) For a second suspension, five hundred dollars (\$500).
 9 (3) For a third or subsequent suspension, one thousand dollars
 10 (\$1,000).
 11 (c) Each fee paid under this section or section 15.1 of this chapter
 12 shall be deposited in the financial responsibility compliance
 13 verification fund established by IC 9-25-9-7 as follows:
 14 (1) Forty-eight percent (48%) of a fee paid after a first suspension.
 15 (2) Thirty-nine percent (39%) of a fee paid after a second
 16 suspension.
 17 (3) Twenty-seven percent (27%) of a fee paid after a third or
 18 subsequent suspension.
 19 The remaining amount of each fee paid under this section or section
 20 15.1 of this chapter must be deposited in the motor vehicle highway
 21 account.
 22 (d) If:
 23 (1) a person's driving privileges are suspended for registering or
 24 operating a vehicle in violation of IC 9-25-4-1;
 25 (2) the person is required to pay a fee for the reinstatement of the
 26 person's license **or driving card** under this section; and
 27 (3) the person later establishes that the person did not register or
 28 operate a vehicle in violation of IC 9-25-4-1;
 29 the fee paid by the person under this section shall be refunded.
 30 SECTION 50. IC 9-25-7-3, AS AMENDED BY P.L.198-2016,
 31 SECTION 545, IS AMENDED TO READ AS FOLLOWS
 32 [EFFECTIVE JULY 1, 2021]: Sec. 3. (a) The bureau shall, upon
 33 request, cancel a bond or return a certificate of insurance, direct the
 34 treasurer of state to return to the person entitled any money or
 35 securities deposited under this article as proof of financial
 36 responsibility, or waive the requirement of filing proof of financial
 37 responsibility in any of the following circumstances:
 38 (1) At any time after three (3) years from the date the proof was
 39 required, if during the three (3) year period preceding the request
 40 the person furnishing the proof has not been convicted of an
 41 offense referred to in IC 9-30-4-6.1.
 42 (2) If the person on whose behalf the proof was filed dies or the



- 1 person becomes permanently incapable of operating a motor
 2 vehicle.
- 3 (3) If the person who has given proof of financial responsibility
 4 surrenders the person's driver's license **or driving card**,
 5 registration certificates, and registration plates to the bureau. The
 6 bureau may not release the proof if an action for damages upon a
 7 liability referred to in this article is pending, a judgment upon a
 8 liability is outstanding and unsatisfied, or the bureau has received
 9 notice that the person has, within the period of three (3) months
 10 immediately preceding, been involved as a driver in a motor
 11 vehicle accident. An affidavit of the applicant of the nonexistence
 12 of the facts referred to in this subdivision is sufficient evidence of
 13 the nonexistence of the facts in the absence of evidence to the
 14 contrary in the records of the department.
- 15 (b) Whenever a person to whom proof has been surrendered under
 16 subsection (a)(3) applies for an operator's or chauffeur's license, **a**
 17 **driving card**, or the registration of a motor vehicle within a period of
 18 three (3) years from the date the proof of financial responsibility was
 19 originally required, the bureau shall reject the application unless the
 20 applicant reestablishes the proof for the remainder of the period.
- 21 SECTION 51. IC 9-25-7-6, AS AMENDED BY P.L.198-2016,
 22 SECTION 546, IS AMENDED TO READ AS FOLLOWS
 23 [EFFECTIVE JULY 1, 2021]: Sec. 6. (a) This section does not apply
 24 to an Indiana resident or an individual who operates a motor vehicle in
 25 Indiana.
- 26 (b) Subject to subsection (c), an individual:
 27 (1) whose driver's license, driving privileges, or registration was
 28 suspended and who is required to prove financial responsibility
 29 extending into the future in order to have the individual's driving
 30 privileges reinstated; and
 31 (2) who no longer operates a motor vehicle in Indiana and has
 32 become a nonresident;
 33 is not required to prove financial responsibility into the future in order
 34 to have the individual's driver's license, driving privileges, or
 35 registration temporarily reinstated to allow licensing or registration in
 36 the other state or foreign jurisdiction.
- 37 (c) An individual described in subsection (b) who, during the three
 38 (3) year period following the suspension described in subsection (b)(1):
 39 (1) applies to the bureau for a driver's license **or driving card**; or
 40 (2) registers a motor vehicle in Indiana;
 41 must maintain proof of future financial responsibility for the unexpired
 42 portion of the three (3) year period as required under this article.



1 SECTION 52. IC 9-26-1-1.1, AS AMENDED BY P.L.184-2019,
 2 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 3 JULY 1, 2021]: Sec. 1.1. (a) The operator of a motor vehicle involved
 4 in an accident shall do the following:

5 (1) Except as provided in section 1.2 of this chapter, the operator
 6 shall immediately stop the operator's motor vehicle:

7 (A) at the scene of the accident; or

8 (B) as close to the accident as possible;

9 in a manner that does not obstruct traffic more than is necessary.

10 (2) Remain at the scene of the accident until the operator does the
 11 following:

12 (A) Gives the operator's name and address and the registration
 13 number of the motor vehicle the operator was driving to any
 14 person involved in the accident.

15 (B) Exhibits the operator's driver's license **or driving card** to
 16 any person involved in the accident or occupant of or any
 17 person attending to any vehicle involved in the accident.

18 (3) If the accident results in the injury or death of another person,
 19 the operator shall, in addition to the requirements of subdivisions
 20 (1) and (2):

21 (A) provide reasonable assistance to each person injured in or
 22 entrapped by the accident, as directed by a law enforcement
 23 officer, medical personnel, or a 911 telephone operator; and

24 (B) as soon as possible after the accident, immediately give
 25 notice of the accident, or ensure that another person gives
 26 notice of the accident, by the quickest means of
 27 communication to one (1) of the following:

28 (i) The local police department, if the accident occurs within
 29 a municipality.

30 (ii) The office of the county sheriff or the nearest state police
 31 post, if the accident occurs outside a municipality.

32 (iii) A 911 telephone operator.

33 (4) If the accident involves a collision with an unattended vehicle
 34 or damage to property other than a vehicle, the operator shall, in
 35 addition to the requirements of subdivisions (1) and (2):

36 (A) take reasonable steps to locate and notify the owner or
 37 person in charge of the damaged vehicle or property of the
 38 damage; and

39 (B) if after reasonable inquiry the operator cannot find the
 40 owner or person in charge of the damaged vehicle or property,
 41 the operator must contact a law enforcement officer or agency
 42 and provide the information required by this section.



1 (b) An operator of a motor vehicle who knowingly or intentionally
 2 fails to comply with subsection (a) commits leaving the scene of an
 3 accident, a Class B misdemeanor. However, the offense is:

4 (1) a Class A misdemeanor if the accident results in bodily injury
 5 to another person;

6 (2) a Level 6 felony if:

7 (A) the accident results in moderate or serious bodily injury to
 8 another person; or

9 (B) within the five (5) years preceding the commission of the
 10 offense, the operator had a previous conviction of any of the
 11 offenses listed in IC 9-30-10-4(a);

12 (3) a Level 4 felony if the accident results in the death or
 13 catastrophic injury of another person; and

14 (4) a Level 3 felony if the operator knowingly or intentionally
 15 fails to stop or comply with subsection (a) during or after the
 16 commission of the offense of operating while intoxicated causing
 17 serious bodily injury (IC 9-30-5-4) or operating while intoxicated
 18 causing death or catastrophic injury (IC 9-30-5-5).

19 (c) An operator of a motor vehicle who commits an offense under
 20 subsection (b)(1), (b)(2), (b)(3), or (b)(4) commits a separate offense
 21 for each person whose injury or death was a result of the accident.

22 (d) A court may order terms of imprisonment imposed on a person
 23 convicted of more than one (1) offense described in subsection (b)(1),
 24 (b)(2), (b)(3), or (b)(4) to run consecutively. Consecutive terms of
 25 imprisonment imposed under this subsection are not subject to the
 26 sentencing restrictions set forth in IC 35-50-1-2(c) through
 27 IC 35-50-1-2(d).

28 SECTION 53. IC 9-26-1-1.5, AS AMENDED BY P.L.188-2015,
 29 SECTION 100, IS AMENDED TO READ AS FOLLOWS
 30 [EFFECTIVE JULY 1, 2021]: Sec. 1.5. (a) If:

31 (1) the operator of a motor vehicle is physically incapable of
 32 determining the need for or rendering assistance to any injured or
 33 entrapped person as required under section 1.1(a)(3) of this
 34 chapter;

35 (2) there is another occupant in the motor vehicle at the time of
 36 the accident who is:

37 (A) at least:

38 (i) fifteen (15) years of age and holds a learner's permit
 39 issued under IC 9-24-7-1, ~~or~~ a driver's license issued under
 40 IC 9-24-11, ~~or~~ **a driving card issued under IC 9-24-3.5, or**
 41 **a driving card learner's permit issued under**
 42 **IC 9-24-7-1(b); or**



- 1 (ii) eighteen (18) years of age; and
 2 (B) capable of determining the need for and rendering
 3 reasonable assistance to injured or entrapped persons as
 4 provided in section 1.1(a)(3) of this chapter; and
 5 (3) the other occupant in the motor vehicle knows that the
 6 operator of the motor vehicle is physically incapable of
 7 determining the need for or rendering assistance to any injured or
 8 entrapped person;
 9 the motor vehicle occupant referred to in subdivisions (2) and (3) shall
 10 immediately determine the need for and render reasonable assistance
 11 to each person injured or entrapped in the accident as provided in
 12 section 1.1(a)(3) of this chapter.
 13 (b) If there is more than one (1) motor vehicle occupant to whom
 14 subsection (a) applies, it is a defense to a prosecution of one (1) motor
 15 vehicle occupant under subsection (a) that the defendant reasonably
 16 believed that another occupant of the motor vehicle determined the
 17 need for and rendered reasonable assistance as required under
 18 subsection (a).
 19 (c) A person who knowingly or intentionally violates this section
 20 commits a Class C misdemeanor.
 21 SECTION 54. IC 9-27-6-3, AS AMENDED BY P.L.92-2020,
 22 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 23 JULY 1, 2021]: Sec. 3. (a) As used in this chapter, "driver training
 24 school" means:
 25 (1) a business enterprise that:
 26 (A) is conducted by an individual, an association, a
 27 partnership, a limited liability company, or a corporation for
 28 the education and training of persons, practically or
 29 theoretically, or both, to operate or drive motor vehicles or to
 30 prepare an applicant for an examination or validation under
 31 IC 9-24 for a driver's license **or a driving card**; and
 32 (B) charges consideration or tuition for the provision of
 33 services; or
 34 (2) a driver education program operated under the authority of:
 35 (A) a school corporation (as defined in IC 36-1-2-17);
 36 (B) a state accredited nonpublic secondary school that
 37 voluntarily becomes accredited under IC 20-31-4.1;
 38 (C) a postsecondary proprietary educational institution (as
 39 defined in IC 22-4.1-21-9);
 40 (D) a postsecondary credit bearing proprietary educational
 41 institution (as defined in IC 21-18.5-2-12);
 42 (E) a state educational institution (as defined in



1 IC 21-7-13-32); or
 2 (F) a nonaccredited nonpublic school.

3 (b) The term does not include a business enterprise that educates or
 4 trains a person or prepares a person for an examination or a validation
 5 given by the bureau to operate or drive a motor vehicle as a vocation.

6 SECTION 55. IC 9-27-6-4, AS AMENDED BY P.L.85-2013,
 7 SECTION 70, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 8 JULY 1, 2021]: Sec. 4. As used in this chapter, "instructor" means the
 9 following:

10 (1) An individual, whether acting as the operator of a driver
 11 training school or on behalf of a driver training school, who for
 12 compensation teaches, conducts classes for, gives demonstrations
 13 to, or supervises the practice of individuals learning to operate or
 14 drive motor vehicles or preparing to take an examination for a
 15 driver's license **or a driving card.**

16 (2) An individual who supervises the work of an instructor.

17 (3) An individual licensed under IC 20-28-5-1.

18 (4) An individual under the authority of a postsecondary
 19 proprietary educational institution (as defined in IC 22-4.1-21-9)
 20 or a postsecondary credit bearing proprietary educational
 21 institution (as defined in IC 21-18.5-2-12) who is teaching,
 22 conducting classes for, giving demonstrations to, or supervising
 23 the practice of individuals learning to operate or drive motor
 24 vehicles or preparing to take an examination for a driver's license
 25 **or a driving card.**

26 (5) An individual under the authority of a state educational
 27 institution (as defined in IC 21-7-13-32) who is teaching,
 28 conducting classes for, giving demonstrations to, or supervising
 29 the practice of individuals learning to operate or drive motor
 30 vehicles or preparing to take an examination for a driver's license
 31 **or a driving card.**

32 SECTION 56. IC 9-27-6-5, AS AMENDED BY P.L.85-2013,
 33 SECTION 71, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 34 JULY 1, 2021]: Sec. 5. (a) As used in this section, "advisory board"
 35 refers to the driver education advisory board established by subsection
 36 (b).

37 (b) The driver education advisory board is established to advise the
 38 commissioner in the administration of the policies of the commission
 39 and the bureau regarding driver education.

40 (c) The advisory board is composed of seven (7) individuals
 41 appointed by the commissioner as follows:

42 (1) Three (3) members must be driver education professionals



1 endorsed by the bureau under section 8 of this chapter. In the
 2 selection of individuals for membership under this subdivision,
 3 consideration must be given to driver education instruction
 4 performed in urban and rural areas.

5 (2) One (1) member must be a traffic safety advocate.

6 (3) One (1) member must be a representative of the bureau.

7 (4) One (1) member must be a representative of higher education.

8 (5) One (1) member must be a representative of the insurance
 9 industry.

10 (d) A member of the advisory board serves a two (2) year term. A
 11 member may not be appointed to more than two (2) consecutive full
 12 terms. Each member serves until the member's successor is appointed
 13 and qualified.

14 (e) A member of the advisory board may be removed for good
 15 cause.

16 (f) A vacancy on the advisory board shall be filled by the
 17 appointment by the commissioner of an individual to fill the position
 18 to which the vacating member was appointed under subsection (c) for
 19 the vacating member's unexpired term.

20 (g) The advisory board shall:

21 (1) consult with and advise the commissioner in the
 22 administration of the policies of the commission and the bureau
 23 regarding driver education; and

24 (2) suggest rules regarding the education and training of persons
 25 to operate or drive motor vehicles or to prepare a person for an
 26 examination or validation for a driver's license **or a driving card.**

27 (h) A member of the advisory board is not subject to liability in a
 28 civil action for bodily injury or property damage arising from or
 29 thought to have arisen from an action taken in good faith as a member
 30 of the advisory board.

31 SECTION 57. IC 9-30-2-4 IS AMENDED TO READ AS
 32 FOLLOWS [EFFECTIVE JULY 1, 2021]: Sec. 4. (a) This section does
 33 not apply to a person arrested for a misdemeanor under IC 9-30-5
 34 (operating a vehicle while intoxicated).

35 (b) If a person is arrested for a misdemeanor under this title, the
 36 arrested person shall be immediately taken before a court within the
 37 county in which the offense charged is alleged to have been committed
 38 and that has jurisdiction of the offense and is nearest or most accessible
 39 to the place where the arrest is made in any of the following cases:

40 (1) When the person demands an immediate appearance before a
 41 court.

42 (2) When the person is charged with an offense causing or



- 1 contributing to an accident resulting in injury to or death of a
 2 person.
 3 (3) When the person is charged with failure to stop for an accident
 4 causing death, personal injuries, or damage to property.
 5 (4) When the person refuses to give the person's written promise
 6 to appear in court.
 7 (5) When the person is charged with driving while the person's
 8 license **or driving card** is suspended or revoked.
- 9 SECTION 58. IC 9-30-3-15, AS AMENDED BY P.L.198-2016,
 10 SECTION 595, IS AMENDED TO READ AS FOLLOWS
 11 [EFFECTIVE JULY 1, 2021]: Sec. 15. In a proceeding, prosecution, or
 12 hearing where the prosecuting attorney must prove that the defendant
 13 had a prior conviction for an offense under this title, the relevant
 14 portions of a certified computer printout or electronic copy made from
 15 the records of the bureau are admissible as prima facie evidence of the
 16 prior conviction. However, the prosecuting attorney must establish that
 17 the document identifies the defendant by the defendant's driver's
 18 license **or driving card** number or by any other identification method
 19 utilized by the bureau.
- 20 SECTION 59. IC 9-30-4-6.1, AS ADDED BY P.L.198-2016,
 21 SECTION 598, IS AMENDED TO READ AS FOLLOWS
 22 [EFFECTIVE JULY 1, 2021]: Sec. 6.1. (a) The bureau shall suspend
 23 or revoke the current driver's license or driving privileges and all
 24 certificates of registration and proof of registration issued to or
 25 registered in the name of an individual who is convicted of any of the
 26 following:
- 27 (1) Manslaughter or reckless homicide resulting from the
 28 operation of a motor vehicle.
 - 29 (2) Knowingly making a false application, or committing perjury
 30 with respect to an application made, under:
 - 31 (A) this chapter; or
 - 32 (B) any other law requiring the registration of motor vehicles
 33 or regulating motor vehicle operation on highways.
 - 34 (3) Three (3) charges of criminal recklessness involving the use
 35 of a motor vehicle within the preceding twelve (12) months.
 - 36 (4) Failure to stop and give information or assistance or failure to
 37 stop and disclose the individual's identity at the scene of an
 38 accident that has resulted in death, personal injury, or property
 39 damage in excess of two hundred dollars (\$200).
- 40 However, and unless otherwise required by law, the bureau may not
 41 suspend a certificate of registration or proof of registration if the
 42 individual gives and maintains, during the three (3) years following the



1 date of suspension or revocation, proof of financial responsibility in the
2 future in the manner specified in this section.

3 (b) The bureau shall suspend a driver's license or driving privileges
4 of an individual upon conviction in another jurisdiction for the
5 following:

6 (1) Manslaughter or reckless homicide resulting from the
7 operation of a motor vehicle.

8 (2) Knowingly making a false application, or committing perjury
9 with respect to an application made, under:

10 (A) this chapter; or

11 (B) any other law requiring the registration of motor vehicles
12 or regulating motor vehicle operation on highways.

13 (3) Three (3) charges of criminal recklessness involving the use
14 of a motor vehicle within the preceding twelve (12) months.

15 (4) Failure to stop and give information or assistance or failure to
16 stop and disclose the individual's identity at the scene of an
17 accident that has resulted in death, personal injury, or property
18 damage in excess of two hundred dollars (\$200).

19 However, if property damage under subdivision (4) is equal to or less
20 than two hundred dollars (\$200), the bureau may determine whether
21 the driver's license or driving privileges and certificates of registration
22 and proof of registration shall be suspended or revoked.

23 (c) An individual whose driving privileges are suspended under this
24 chapter is eligible for specialized driving privileges under IC 9-30-16.

25 (d) A suspension or revocation remains in effect and a new or
26 renewal license **or driving card** may not be issued to the individual
27 and a motor vehicle may not be registered in the name of the individual
28 as follows:

29 (1) Except as provided in subdivision (2), for six (6) months after
30 the date of conviction or on the date on which the individual is
31 otherwise eligible for a license **or driving card**, whichever is
32 later.

33 (2) Upon conviction of an offense described in subsection (a)(1),
34 (a)(4), (b)(1), or (b)(4), when the accident has resulted in death,
35 for a fixed period of at least two (2) years and not more than five
36 (5) years, to be fixed by the bureau based upon recommendation
37 of the court entering a conviction. A new or reinstated driver's
38 license or driving privileges may not be issued to the individual
39 unless that individual, within the three (3) years following the
40 expiration of the suspension or revocation, gives and maintains in
41 force at all times during the effective period of a new or reinstated
42 license **or driving card** proof of financial responsibility in the



1 future in the manner specified in this chapter. However, the
2 liability of the insurance carrier under a motor vehicle liability
3 policy that is furnished for proof of financial responsibility in the
4 future as set out in this chapter becomes absolute whenever loss
5 or damage covered by the policy occurs, and the satisfaction by
6 the insured of a final judgment for loss or damage is not a
7 condition precedent to the right or obligation of the carrier to
8 make payment on account of loss or damage, but the insurance
9 carrier has the right to settle a claim covered by the policy. If the
10 settlement is made in good faith, the amount must be deducted
11 from the limits of liability specified in the policy. A policy may
12 not be canceled or annulled with respect to a loss or damage by an
13 agreement between the carrier and the insured after the insured
14 has become responsible for the loss or damage, and a cancellation
15 or annulment is void. The policy may provide that the insured or
16 any other person covered by the policy shall reimburse the
17 insurance carrier for payment made on account of any loss or
18 damage claim or suit involving a breach of the terms, provisions,
19 or conditions of the policy. If the policy provides for limits that
20 exceed the limits specified in this chapter, the insurance carrier
21 may plead against any plaintiff, with respect to the amount of the
22 excess limits of liability, any defenses that the carrier may be
23 entitled to plead against the insured. The policy may further
24 provide for prorating of the insurance with other applicable valid
25 and collectible insurance. An action does not lie against the
26 insurance carrier by or on behalf of any claimant under the policy
27 until a final judgment has been obtained after actual trial by or on
28 behalf of any claimant under the policy.

29 (e) The bureau may take action as required in this section upon
30 receiving satisfactory evidence of a conviction of an individual in
31 another state.

32 (f) A suspension or revocation under this section or IC 9-30-13-0.5
33 stands pending appeal of the conviction to a higher court and may be
34 set aside or modified only upon the receipt by the bureau of the
35 certificate of the court reversing or modifying the judgment that the
36 cause has been reversed or modified. However, if the suspension or
37 revocation follows a conviction in a court of no record in Indiana, the
38 suspension or revocation is stayed pending appeal of the conviction to
39 a court of record.

40 (g) A person aggrieved by an order or act of the bureau under this
41 section or IC 9-30-13-0.5 may file a petition for a court review.

42 (h) An entry in the driving record of a defendant stating that notice



1 of suspension or revocation was mailed by the bureau to the defendant
 2 constitutes prima facie evidence that the notice was mailed to the
 3 defendant's address as shown in the records of the bureau.

4 SECTION 60. IC 9-30-5-18, AS ADDED BY P.L.125-2012,
 5 SECTION 342, IS AMENDED TO READ AS FOLLOWS
 6 [EFFECTIVE JULY 1, 2021]: Sec. 18. (a) If:

7 (1) a criminal proceeding for driving while intoxicated under
 8 IC 9-30-5 is deferred under IC 12-23-5-1 through IC 12-23-5-9;
 9 or

10 (2) a child alleged to be a delinquent child based upon the child's
 11 violation of IC 9-30-5 voluntarily attends or is ordered by the
 12 court under IC 31-37 to attend an alcohol and drug services
 13 program;

14 the court, within ten (10) days after the defendant or child begins the
 15 program, shall forward to the bureau a certified abstract of program
 16 enrollment.

17 (b) The abstract must state the following:

18 (1) The defendant's or child's name, address, date of birth, and
 19 driver's license **or driving card** number.

20 (2) The name and location of the alcohol and drug services
 21 program that the defendant or child is attending.

22 SECTION 61. IC 9-30-6-4.3, AS AMENDED BY P.L.13-2013,
 23 SECTION 40, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 24 JULY 1, 2021]: Sec. 4.3. (a) This section applies only to a person
 25 whose motor vehicle has been seized under IC 34-24-1-1(a)(15).

26 (b) If the bureau receives an order from a court recommending that
 27 the bureau not register a motor vehicle in the name of a person whose
 28 motor vehicle has been seized under IC 34-24-1-1(a)(15), the bureau
 29 may not register a motor vehicle in the name of the person whose motor
 30 vehicle has been seized until the person proves that the person
 31 possesses a driver's license **or driving card** with valid driving
 32 privileges.

33 SECTION 62. IC 9-30-8-1, AS AMENDED BY P.L.188-2015,
 34 SECTION 112, IS AMENDED TO READ AS FOLLOWS
 35 [EFFECTIVE JULY 1, 2021]: Sec. 1. If a court orders the installation
 36 of a certified ignition interlock device on a motor vehicle that a person
 37 whose license **or driving card** is restricted owns or expects to operate,
 38 the court shall set the time that the installation must remain in effect.
 39 However, the term may not exceed the maximum term of imprisonment
 40 the court could have imposed. The person shall pay the cost of
 41 installation unless the sentencing court determines that the person is
 42 indigent.



1 SECTION 63. IC 9-30-8-5 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2021]: Sec. 5. If a court orders a
3 person under IC 9-30-5-16 to operate only a vehicle that is equipped
4 with an ignition interlock device, the bureau shall include that
5 condition when issuing a license **or driving card**.

6 SECTION 64. IC 9-30-9-5 IS AMENDED TO READ AS
7 FOLLOWS [EFFECTIVE JULY 1, 2021]: Sec. 5. (a) If the court enters
8 an order conditionally deferring charges under section 3 of this chapter,
9 the court may do the following:

10 (1) Suspend the person's driving privileges for at least two (2)
11 years but not more than four (4) years.

12 (2) Impose other appropriate conditions, including the payment of
13 fees imposed under section 8 of this chapter.

14 (b) Notwithstanding IC 9-30-6-9, the defendant may be granted
15 probationary driving privileges only after the defendant's license **or**
16 **driving card** has been suspended for at least one (1) year.

17 (c) The court may, as an alternative to a license **or driving card**
18 suspension under subsection (a)(1), issue an order prohibiting the
19 defendant from operating a motor vehicle unless the motor vehicle is
20 equipped with a functioning certified ignition interlock device under
21 IC 9-30-8. An order requiring an ignition interlock device must remain
22 in effect for at least two (2) years but not more than four (4) years.

23 SECTION 65. IC 9-30-9-7 IS AMENDED TO READ AS
24 FOLLOWS [EFFECTIVE JULY 1, 2021]: Sec. 7. (a) If the court refers
25 a defendant to the program under section 6 of this chapter, the court
26 may do the following:

27 (1) Suspend the defendant's driving privileges for at least ninety
28 (90) days but not more than four (4) years.

29 (2) Impose other appropriate conditions.

30 (b) The defendant may be granted probationary driving privileges
31 only after the defendant's license **or driving card** has been suspended
32 for at least thirty (30) days under IC 9-30-6-9.

33 (c) The court may, as an alternative to a license **or driving card**
34 suspension under subsection (a)(1), issue an order prohibiting the
35 defendant from operating a motor vehicle unless the motor vehicle is
36 equipped with a functioning certified ignition interlock device under
37 IC 9-30-8. An order requiring an ignition interlock device must remain
38 in effect for at least two (2) years but not more than four (4) years.

39 SECTION 66. IC 9-30-13-0.5, AS AMENDED BY P.L.198-2016,
40 SECTION 604, IS AMENDED TO READ AS FOLLOWS
41 [EFFECTIVE JULY 1, 2021]: Sec. 0.5. (a) A court shall forward to the
42 bureau a certified abstract of the record of the conviction of a person



1 in the court for a violation of a law relating to motor vehicles.

2 (b) If in the opinion of the court a defendant should be deprived of
3 the privilege to operate a motor vehicle upon a public highway, the
4 court may recommend the suspension of the convicted person's driving
5 privileges for a period that does not exceed the maximum period of
6 incarceration for the offense of which the person was convicted.

7 (c) The bureau shall comply with the court's recommendation.

8 (d) At the time of a conviction referred to in subsection (a) or under
9 IC 9-30-5-7, the court may obtain and destroy the defendant's current
10 driver's license **or driving card**.

11 (e) An abstract required by this section must be in the form
12 prescribed by the bureau and, when certified, shall be accepted by an
13 administrative agency or a court as prima facie evidence of the
14 conviction and all other action stated in the abstract.

15 SECTION 67. IC 9-30-13-8, AS AMENDED BY P.L.217-2014,
16 SECTION 152, IS AMENDED TO READ AS FOLLOWS
17 [EFFECTIVE JULY 1, 2021]: Sec. 8. (a) Upon receiving an order
18 issued by a court under IC 35-43-4-8(b) concerning a person convicted
19 of fuel theft, the bureau shall do the following:

20 (1) Suspend under subsection (b) the driving privileges of the
21 person who is the subject of the order, whether or not the person's
22 current driver's license **or driving card** accompanies the order.

23 (2) Mail to the last known address of the person who is the subject
24 of the order a notice:

25 (A) stating that the person's driving privileges are being
26 suspended for fuel theft;

27 (B) setting forth the date on which the suspension takes effect
28 and the date on which the suspension terminates; and

29 (C) stating that the person may be granted specialized driving
30 privileges under IC 9-30-16 if the person meets the conditions
31 for obtaining specialized driving privileges.

32 (b) The suspension of the driving privileges of a person who is the
33 subject of an order issued under IC 35-43-4-8(b):

34 (1) begins five (5) business days after the date on which the
35 bureau mails the notice to the person under subsection (a)(2); and

36 (2) terminates thirty (30) days after the suspension begins.

37 (c) A person who operates a motor vehicle during a suspension of
38 the person's driving privileges under this section commits a Class A
39 infraction unless the person's operation of the motor vehicle is
40 authorized by specialized driving privileges granted to the person under
41 IC 9-30-16.

42 (d) The bureau shall, upon receiving a record of conviction of a



1 person upon a charge of driving a motor vehicle while the driving
 2 privileges, permit, or license of the person is suspended, fix the period
 3 of suspension in accordance with the order of the court.

4 SECTION 68. IC 9-30-13-9, AS ADDED BY P.L.41-2016,
 5 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 6 JULY 1, 2021]: Sec. 9. (a) Upon receiving an order issued by a court
 7 under IC 9-21-5-11(f) concerning a person who has committed the
 8 infraction of violating a worksite speed limit for the second time within
 9 one (1) year, the bureau shall do the following:

10 (1) Suspend under subsection (b) the driving privileges of the
 11 person who is the subject of the order, whether or not the person's
 12 current driver's license **or driving card** accompanies the order.

13 (2) Mail to the last known address of the person who is the subject
 14 of the order a notice:

15 (A) stating that the person's driving privileges are being
 16 suspended for a second or subsequent offense of exceeding a
 17 worksite speed limit within one (1) year;

18 (B) setting forth the date on which the suspension takes effect
 19 and the date on which the suspension terminates; and

20 (C) stating that the person may be granted specialized driving
 21 privileges under IC 9-30-16 if the person meets the conditions
 22 for obtaining specialized driving privileges.

23 (b) The suspension of the driving privileges of a person who is the
 24 subject of an order issued under IC 9-21-5-11(f):

25 (1) begins five (5) business days after the date on which the
 26 bureau mails the notice to the person under subsection (a)(2); and

27 (2) terminates sixty (60) days after the suspension begins.

28 (c) A person who operates a motor vehicle during a suspension of
 29 the person's driving privileges under this section commits a Class A
 30 infraction unless the person's operation of the motor vehicle is
 31 authorized by specialized driving privileges granted to the person under
 32 IC 9-30-16.

33 (d) The bureau shall, upon receiving a record of conviction of a
 34 person upon a charge of driving a motor vehicle while the driving
 35 privileges, permit, or license of the person is suspended, fix the period
 36 of suspension in accordance with the order of the court.

37 SECTION 69. IC 9-30-16-1, AS AMENDED BY P.L.110-2020,
 38 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 39 JULY 1, 2021]: Sec. 1. (a) Except as provided in subsection (b), the
 40 following are ineligible for specialized driving privileges under this
 41 chapter:

42 (1) A person who has never been an Indiana resident.



- 1 (2) A person seeking specialized driving privileges with respect
 2 to a suspension based on the person's refusal to submit to a
 3 chemical test offered under IC 9-30-6 or IC 9-30-7. However, a
 4 court may grant this person driving privileges under
 5 IC 9-30-6-8(d).
- 6 (3) A person whose driving privileges have been suspended or
 7 revoked under IC 9-24-10-7(b)(2)(A).
- 8 (4) A person whose driving privileges have been suspended under
 9 IC 9-21-8-52(e) or IC 9-21-12-1(b).
- 10 (b) This chapter applies to the following:
- 11 (1) A person who held an operator's **license**, a commercial driver's
 12 **license**, a public passenger chauffeur's **license**, or a chauffeur's
 13 **license**, or a **driving card** at the time of:
- 14 (A) the criminal conviction for which the operation of a motor
 15 vehicle is an element of the offense;
- 16 (B) any criminal conviction for an offense under IC 9-30-5,
 17 IC 35-46-9, or IC 14-15-8 (before its repeal); or
- 18 (C) committing the infraction of exceeding a worksite speed
 19 limit for the second time in one (1) year under IC 9-21-5-11(f).
- 20 (2) A person: ~~who:~~
- 21 (A) **who:**
- 22 (i) has never held a valid Indiana driver's license or **driving**
 23 **card**; or
- 24 (ii) does not currently hold a valid Indiana learner's permit
 25 or **driving card learner's permit**; and
- 26 (B) **who** was an Indiana resident when the driving privileges
 27 for which the person is seeking specialized driving privileges
 28 were suspended.
- 29 (c) Except as specifically provided in this chapter, a court may
 30 suspend the driving privileges of a person convicted of any of the
 31 following offenses for a period up to the maximum allowable period of
 32 incarceration under the penalty for the offense:
- 33 (1) Any criminal conviction in which the operation of a motor
 34 vehicle is an element of the offense.
- 35 (2) Any criminal conviction for an offense under IC 9-30-5,
 36 IC 35-46-9, or IC 14-15-8 (before its repeal).
- 37 (3) Any offense under IC 35-42-1, IC 35-42-2, or IC 35-44.1-3-1
 38 that involves the use of a vehicle.
- 39 (d) Except as provided in section 3.5 of this chapter, a suspension
 40 of driving privileges under this chapter may begin before the
 41 conviction. Multiple suspensions of driving privileges ordered by a
 42 court that are part of the same episode of criminal conduct shall be



1 served concurrently. A court may grant credit time for any suspension
 2 that began before the conviction, except as prohibited by section
 3 6(a)(2) of this chapter.

4 (e) If a person has had an ignition interlock device installed as a
 5 condition of specialized driving privileges or under IC 9-30-6-8(d), the
 6 period of the installation shall be credited as part of the suspension of
 7 driving privileges.

8 (f) This subsection applies to a person described in subsection
 9 (b)(2). A court shall, as a condition of granting specialized driving
 10 privileges to the person, require the person to apply for and obtain an
 11 Indiana driver's license **or driving card.**

12 (g) If a person indicates to the court at an initial hearing (as
 13 described in IC 35-33-7) that the person intends to file a petition for a
 14 specialized driving privileges hearing with that court under section 3
 15 or 4 of this chapter, the following apply:

16 (1) The court shall:

17 (A) stay the suspension of the person's driving privileges at the
 18 initial hearing and shall not submit the probable cause
 19 affidavit related to the person's offense to the bureau; and

20 (B) set the matter for a specialized driving privileges hearing
 21 not later than thirty (30) days after the initial hearing.

22 (2) If the person does not file a petition for a specialized driving
 23 privileges hearing not later than ten (10) days after the date of the
 24 initial hearing, the court shall lift the stay of the suspension of the
 25 person's driving privileges and shall submit the probable cause
 26 affidavit related to the person's offense to the bureau for
 27 automatic suspension.

28 (3) If the person files a petition for a specialized driving privileges
 29 hearing not later than ten (10) days after the initial hearing, the
 30 stay of the suspension of the person's driving privileges continues
 31 until the matter is heard and a determination is made by the court
 32 at the specialized driving privileges hearing.

33 (4) If the specialized driving privileges hearing is continued due
 34 to:

35 (A) a congestion of the court calendar;

36 (B) the prosecuting attorney's motion for a continuance; or

37 (C) the person's motion for a continuance with no objection by
 38 the prosecuting attorney;

39 the stay of the suspension of the person's driving privileges
 40 continues until addressed at the next hearing.

41 (5) If the person moves for a continuance of the specialized
 42 driving privileges hearing and the court grants the continuance



1 over the prosecuting attorney's objection, the court shall lift the
 2 stay of the suspension of the person's driving privileges and shall
 3 submit the probable cause affidavit related to the person's offense
 4 to the bureau for automatic suspension.

5 SECTION 70. IC 9-30-16-3, AS AMENDED BY P.L.29-2020,
 6 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 7 JULY 1, 2021]: Sec. 3. (a) This section does not apply to specialized
 8 driving privileges granted in accordance with section 3.5 of this
 9 chapter. If a court orders a suspension of driving privileges under this
 10 chapter, or imposes a suspension of driving privileges under
 11 IC 9-30-6-9(c), the court may stay the suspension and grant a
 12 specialized driving privilege as set forth in this section.

13 (b) An individual who seeks specialized driving privileges must file
 14 a petition for specialized driving privileges in each court that has
 15 ordered or imposed a suspension of the individual's driving privileges.
 16 Each petition must:

- 17 (1) be verified by the petitioner;
- 18 (2) state the petitioner's age, date of birth, and address;
- 19 (3) state the grounds for relief and the relief sought;
- 20 (4) be filed in the court case that resulted in the order of
 21 suspension; and
- 22 (5) be served on the bureau and the prosecuting attorney.

23 A prosecuting attorney shall appear on behalf of the bureau to respond
 24 to a petition filed under this subsection.

25 (c) Except as provided in subsection (h), regardless of the
 26 underlying offense, specialized driving privileges granted under this
 27 section shall be granted for a period of time as determined by the court.
 28 A court, at its discretion, may set periodic review hearings to review an
 29 individual's specialized driving privileges.

30 (d) The terms of specialized driving privileges must be determined
 31 by a court.

32 (e) A stay of a suspension and specialized driving privileges may
 33 not be granted to an individual who:

- 34 (1) has previously been granted specialized driving privileges;
 35 and
- 36 (2) has more than one (1) conviction under section 5 of this
 37 chapter.

38 (f) An individual who has been granted specialized driving
 39 privileges shall:

- 40 (1) maintain proof of future financial responsibility insurance
 41 during the period of specialized driving privileges;
- 42 (2) carry a copy of the order granting specialized driving



1 privileges or have the order in the vehicle being operated by the
2 individual;

3 (3) produce the copy of the order granting specialized driving
4 privileges upon the request of a police officer; and

5 (4) carry a validly issued state identification card, ~~or~~ driver's
6 license, **or driving card.**

7 (g) An individual who holds a commercial driver's license and has
8 been granted specialized driving privileges under this chapter may not,
9 for the duration of the suspension for which the specialized driving
10 privileges are sought, operate any vehicle that requires the individual
11 to hold a commercial driver's license to operate the vehicle.

12 (h) Whenever a suspension of an individual's driving privileges
13 under this chapter is terminated because:

14 (1) the underlying conviction, judgment, or finding that forms the
15 basis of the suspension is reversed, vacated, or dismissed; or

16 (2) the individual is acquitted of, found not liable for, or otherwise
17 found not to have committed the underlying act or offense that
18 forms the basis of the suspension;

19 the individual's specialized driving privileges expire at the time the
20 suspension of the individual's driving privileges is terminated.

21 (i) The court shall inform the bureau of a termination of a
22 suspension and expiration of specialized driving privileges as described
23 under subsection (h) in a format designated by the bureau.

24 SECTION 71. IC 9-30-16-3.5, AS AMENDED BY P.L.29-2020,
25 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
26 JULY 1, 2021]: Sec. 3.5. (a) If a court imposes a suspension of driving
27 privileges under IC 9-21-5-11(f), the court may stay the suspension and
28 grant a specialized driving privilege as set forth in this section.

29 (b) Except as provided in subsection (g), specialized driving
30 privileges granted under this section shall be granted for a period of
31 time as determined by the court. A court, at its discretion, may set
32 periodic review hearings to review an individual's specialized driving
33 privileges.

34 (c) Specialized driving privileges granted under this section:

35 (1) must be determined by a court; and

36 (2) are limited to restricting the individual to being allowed to
37 operate a motor vehicle between the place of employment of the
38 individual and the individual's residence.

39 (d) An individual who has been granted specialized driving
40 privileges under this section shall:

41 (1) maintain proof of future financial responsibility insurance
42 during the period of specialized driving privileges;



- 1 (2) carry a copy of the order granting specialized driving
 2 privileges or have the order in the vehicle being operated by the
 3 individual;
- 4 (3) produce the copy of the order granting specialized driving
 5 privileges upon the request of a police officer; and
- 6 (4) carry a validly issued driver's license **or driving card.**
- 7 (e) An individual who holds a commercial driver's license and has
 8 been granted specialized driving privileges under this chapter may not,
 9 for the duration of the suspension for which the specialized driving
 10 privileges are sought, operate a motor vehicle that requires the
 11 individual to hold a commercial driver's license to operate the motor
 12 vehicle.
- 13 (f) An individual who seeks specialized driving privileges must file
 14 a petition for specialized driving privileges in each court that has
 15 ordered or imposed a suspension of the individual's driving privileges.
 16 Each petition must:
- 17 (1) be verified by the petitioner;
- 18 (2) state the petitioner's age, date of birth, and address;
- 19 (3) state the grounds for relief and the relief sought;
- 20 (4) be filed in the court that ordered or imposed the suspension;
- 21 and
- 22 (5) be served on the bureau and the prosecuting attorney.
- 23 A prosecuting attorney shall appear on behalf of the bureau to respond
 24 to a petition filed under this subsection.
- 25 (g) Whenever a suspension of an individual's driving privileges
 26 under this chapter is terminated because:
- 27 (1) the underlying conviction, judgment, or finding that forms the
 28 basis of the suspension is reversed, vacated, or dismissed; or
- 29 (2) the individual is acquitted of, found not liable for, or otherwise
 30 found not to have committed the underlying act or offense that
 31 forms the basis of the suspension;
- 32 the individual's specialized driving privileges expire at the time the
 33 suspension of the individual's driving privileges is terminated.
- 34 (h) The court shall inform the bureau of a termination of a
 35 suspension of driving privileges and expiration of specialized driving
 36 privileges as described under subsection (g) in a format designated by
 37 the bureau.
- 38 SECTION 72. IC 9-30-16-5, AS AMENDED BY P.L.10-2019,
 39 SECTION 47, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 40 JULY 1, 2021]: Sec. 5. (a) A person who knowingly or intentionally
 41 violates a condition imposed by a court under section 3, 3.5, or 4 of this
 42 chapter, or imposed under IC 9-30-10-14.2, commits a Class C



1 misdemeanor. The prosecuting attorney may notify the court that issued
 2 the specialized driving privileges order of the alleged violation. If the
 3 specialized driving privileges order is from a different county, the
 4 prosecuting attorney may also notify the prosecuting attorney in that
 5 county of the violation.

6 (b) For a person convicted of an offense under subsection (a), the
 7 court that issued the specialized driving privileges order that was
 8 violated may modify or revoke specialized driving privileges. The court
 9 that issued the specialized driving privileges order that was violated
 10 may order the bureau to lift the stay of a suspension of driving
 11 privileges and suspend the person's driving license **or driving card** as
 12 originally ordered in addition to any additional suspension.

13 SECTION 73. IC 9-30-16-6, AS AMENDED BY P.L.110-2020,
 14 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 15 JULY 1, 2021]: Sec. 6. (a) A person whose driving privileges are
 16 suspended under section 1(c) of this chapter:

- 17 (1) is entitled to credit for any days during which the license **or**
 18 **driving card** was suspended under IC 9-30-6-9(c); and
- 19 (2) may not receive any credit for days during which the person's
 20 driving privileges were suspended under IC 9-30-6-9(b).

21 (b) A period of suspension of driving privileges imposed under
 22 section 1(c) of this chapter must be consecutive to any period of
 23 suspension imposed under IC 9-30-6-9(b). However, if the state and
 24 defendant agree pursuant to a term in an accepted plea agreement, or
 25 if the court finds at sentencing that it is in the best interest of society,
 26 the court shall terminate all or any part of the remaining suspension
 27 under IC 9-30-6-9(b) and shall enter this finding in its sentencing
 28 order.

29 (c) The bureau shall designate a period of suspension of driving
 30 privileges imposed under section 1(c) of this chapter as consecutive to
 31 any period of suspension imposed under IC 9-30-6-9(b) unless the
 32 sentencing order of the court under subsection (b) terminates all or part
 33 of the remaining suspension under IC 9-30-6-9(b).

34 SECTION 74. IC 9-30-16-6.5, AS ADDED BY P.L.110-2020,
 35 SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 36 JULY 1, 2021] : Sec. 6.5. A court and the bureau, if applicable, shall
 37 terminate all or any part of the remaining suspension of a person's
 38 license **or driving card** suspension under section 1(c) of this chapter
 39 or under IC 9-30-6-9 if:

- 40 (1) the charges against the person are dismissed;
- 41 (2) the person is acquitted; or
- 42 (3) the person's conviction is vacated or reversed on appeal.



1 SECTION 75. IC 9-30-16-7, AS ADDED BY P.L.198-2016,
 2 SECTION 611, IS AMENDED TO READ AS FOLLOWS
 3 [EFFECTIVE JULY 1, 2021]: Sec. 7. If the bureau issues a driver's
 4 license **or driving card** to an individual who has been issued
 5 specialized driving privileges, the individual shall pay a specialized
 6 driving privileges charge of ten dollars (\$10). The charge is in addition
 7 to any applicable fees under IC 9-24 and shall be deposited in the
 8 commission fund.

9 SECTION 76. IC 20-33-2-11, AS AMENDED BY P.L.233-2015,
 10 SECTION 248, IS AMENDED TO READ AS FOLLOWS
 11 [EFFECTIVE JULY 1, 2021]: Sec. 11. (a) Notwithstanding IC 9-24
 12 concerning the minimum requirements for qualifying for the issuance
 13 of an operator's license, **or** a learner's permit, **a driving card, or a**
 14 **driving card learner's permit**, and subject to subsections (c) through
 15 (e), an individual who is:

16 (1) at least thirteen (13) years of age but less than fifteen (15)
 17 years of age;

18 (2) a habitual truant under the definition of habitual truant
 19 established under subsection (b); and

20 (3) identified in the information submitted to the bureau of motor
 21 vehicles under subsection (f);

22 may not be issued an operator's license, **or** a learner's permit, **a driving**
 23 **card, or a driving card learner's permit** to drive a motor vehicle
 24 under IC 9-24 until the individual is at least eighteen (18) years of age.

25 (b) Each governing body may establish and include as part of the
 26 written copy of its discipline rules described in IC 20-33-8-12:

27 (1) a definition of a child who is designated as a habitual truant,
 28 which must, at a minimum, define the term as a student who is
 29 chronically absent, by having unexcused absences from school for
 30 more than ten (10) days of school in one (1) school year; and
 31 (2) all other pertinent matters related to this action.

32 (c) An individual described in subsection (a) is entitled to the
 33 procedure described in IC 20-33-8-19.

34 (d) An individual described in subsection (a) who is at least thirteen
 35 (13) years of age and less than eighteen (18) years of age is entitled to
 36 a periodic review of the individual's attendance record in school to
 37 determine whether the prohibition described in subsection (a) shall
 38 continue. The periodic reviews may not be conducted less than one (1)
 39 time each school year.

40 (e) Upon review, the governing body may determine that the
 41 individual's attendance record has improved to the degree that the
 42 individual may become eligible to be issued an operator's license, **or** a



1 learner's permit, **a driving card, or a driving card learner's permit.**

2 (f) The governing body of the school corporation may submit to the
3 bureau of motor vehicles the pertinent information concerning an
4 individual's ineligibility under subsection (a) to be issued an operator's
5 license, ~~or~~ a learner's permit, **a driving card, or a driving card**
6 **learner's permit.**

7 (g) The department shall develop guidelines concerning criteria
8 used in defining a habitual truant that may be considered by a
9 governing body in complying with subsection (b).

10 SECTION 77. IC 20-33-2-28.5, AS AMENDED BY P.L.147-2020,
11 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
12 JULY 1, 2021]: Sec. 28.5. (a) This section applies to an individual:

13 (1) who:

14 (A) attends or last attended a public school;

15 (B) is at least sixteen (16) years of age but less than eighteen
16 (18) years of age; and

17 (C) has not completed the requirements for graduation;

18 (2) who:

19 (A) wishes to withdraw from school before graduation;

20 (B) fails to return at the beginning of a semester; or

21 (C) stops attending school during a semester; and

22 (3) who has no record of transfer to another school.

23 (b) An individual to whom this section applies may withdraw from
24 school only if all of the following conditions are met:

25 (1) An exit interview is conducted.

26 (2) The individual's parent consents to the withdrawal.

27 (3) The school principal approves of the withdrawal.

28 (4) The withdrawal is due to:

29 (A) financial hardship and the individual must be employed to
30 support the individual's family or a dependent;

31 (B) illness; or

32 (C) an order by a court that has jurisdiction over the child.

33 During the exit interview, the school principal shall provide to the
34 student and the student's parent a copy of statistics compiled by the
35 department concerning the likely consequences of life without a high
36 school diploma. The school principal shall advise the student and the
37 student's parent that the student's withdrawal from school may prevent
38 the student from receiving or result in the revocation of the student's
39 employment certificate and driver's license, ~~or~~ learner's permit, **driving**
40 **card, or driving card learner's permit.**

41 (c) For purposes of this section, the following must be in written
42 form:



- 1 (1) An individual's request to withdraw from school.
 2 (2) A parent's consent to a withdrawal.
 3 (3) A principal's consent to a withdrawal.
 4 (d) If the individual's principal does not consent to the individual's
 5 withdrawal under this section, the individual's parent may appeal the
 6 denial of consent to the governing body of the public school that the
 7 individual last attended.
 8 (e) Each public school, including each school corporation and each
 9 charter school (as defined in IC 20-24-1-4), shall provide an annual
 10 report to the department setting forth the following information:
 11 (1) The total number of individuals:
 12 (A) who withdrew from school under this section; and
 13 (B) who either:
 14 (i) failed to return to school at the beginning of a semester;
 15 or
 16 (ii) stopped attending school during a semester;
 17 and for whom there is no record of transfer to another school.
 18 (2) The number of individuals who withdrew from school
 19 following an exit interview.
 20 (f) If an individual to which this section applies:
 21 (1) has not received consent to withdraw from school under this
 22 section; and
 23 (2) fails to return to school at the beginning of a semester or
 24 during the semester;
 25 the principal of the school that the individual last attended may deliver
 26 by certified mail or personal delivery to the bureau of youth
 27 employment a record of the individual's failure to return to school so
 28 that the bureau of youth employment revokes any employment
 29 certificates issued under IC 22-2-18 (before its expiration on June 30,
 30 2021) to the individual and does not issue any additional employment
 31 certificates to the individual. For purposes of IC 22-2-18-20 (before its
 32 expiration on June 30, 2021), the individual shall be considered a
 33 dropout.
 34 (g) At the same time that a school principal delivers the record
 35 under subsection (f), the principal may deliver by certified mail or
 36 personal delivery to the bureau of motor vehicles a record of the
 37 individual's failure to return to school so that the bureau of motor
 38 vehicles revokes any driver's license, ~~or~~ learner's permit, **driving card,**
 39 **or driving card learner's permit** issued to the individual and does not
 40 issue any additional driver's licenses, ~~or~~ learner's permits, **driving**
 41 **cards, or driving card learner's permits** to the individual before the
 42 individual is at least eighteen (18) years of age. For purposes of



1 IC 9-24-2-1, the individual shall be considered a dropout.

2 (h) If:

3 (1) a principal has delivered the record required under subsection
4 (f) or (g), or both; and

5 (2) the school subsequently gives consent to the individual to
6 withdraw from school under this section;

7 the principal of the school shall send a notice of withdrawal to the
8 bureau of youth employment and the bureau of motor vehicles by
9 certified mail or personal delivery and, for purposes of IC 22-2-18-20
10 (before its expiration on June 30, 2021) and IC 9-24-2-1, the individual
11 shall no longer be considered a dropout.

12 SECTION 78. IC 20-33-8-33, AS AMENDED BY P.L.233-2015,
13 SECTION 264, IS AMENDED TO READ AS FOLLOWS
14 [EFFECTIVE JULY 1, 2021]: Sec. 33. Before February 1 and before
15 October 1 of each year, except when a hearing has been requested to
16 determine financial hardship under IC 9-24-2-1(a)(4), a principal may
17 submit to the bureau of motor vehicles the pertinent information
18 concerning an individual's ineligibility under IC 9-24-2-1 to be issued
19 a driver's license, ~~or~~ learner's permit, **driving card, or driving card**
20 **learner's permit**, or concerning the suspension of driving privileges
21 under IC 9-24-2-4.

22 SECTION 79. IC 31-37-19-13 IS AMENDED TO READ AS
23 FOLLOWS [EFFECTIVE JULY 1, 2021]: Sec. 13. (a) This section
24 applies if a child is a delinquent child under IC 31-37-1 due to the
25 commission of a delinquent act that, if committed by an adult, would
26 be:

27 (1) dealing in:

28 (A) a controlled substance (as defined in IC 35-48-1-9); or

29 (B) a counterfeit substance (as defined in IC 35-48-1-10);

30 (2) possessing:

31 (A) a controlled substance (as defined in IC 35-48-1-9); or

32 (B) a prescription drug (as defined in IC 35-48-1-25);

33 for which the child does not have a prescription; or

34 (3) conspiring to commit an act described in subdivision (1) or

35 (2).

36 (b) The juvenile court shall, in addition to any other order or decree
37 the court makes under this chapter, order the bureau of motor vehicles
38 to invalidate the child's operator's license or permit for a period
39 specified by the court of at least six (6) months but not more than one
40 (1) year from the time the child would otherwise be eligible for a
41 learner's permit **or driving card learner's permit**.

42 SECTION 80. IC 31-37-19-14 IS AMENDED TO READ AS



1 FOLLOWS [EFFECTIVE JULY 1, 2021]: Sec. 14. (a) This section
2 applies if:

3 (1) a child has been previously determined to be a delinquent
4 child under IC 31-37-1 (or IC 31-6-4-1(b)(1) before its repeal)
5 due to the commission of a delinquent act described in section
6 13(a)(1), 13(a)(2), or 13(a)(3) of this chapter (or
7 IC 31-6-4-15.9(d)(1), IC 31-6-4-15.9(d)(2), or
8 IC 31-6-4-15.9(d)(3) before its repeal); or

9 (2) the delinquent act described in section 13(a)(1), 13(a)(2), or
10 13(a)(3) of this chapter (or IC 31-6-4-15.9(d)(1),
11 IC 31-6-4-15.9(d)(2), or IC 31-6-4-15.9(d)(3) before its repeal)
12 was committed:

13 (A) on school property;

14 (B) within one thousand (1,000) feet of school property; or

15 (C) on a school bus.

16 (b) The juvenile court shall, in addition to any other order or decree
17 the court makes under this chapter, order the bureau of motor vehicles
18 to invalidate the child's operator's license **or driving card** for a period
19 specified by the court of at least six (6) months but not more than two
20 (2) years from the time the child would otherwise be eligible for a
21 learner's permit **or driving card learner's permit**.

22 SECTION 81. IC 31-37-19-15 IS AMENDED TO READ AS
23 FOLLOWS [EFFECTIVE JULY 1, 2021]: Sec. 15. (a) This section
24 applies if a child is a delinquent child under IC 31-37-1 due to the
25 commission of a delinquent act that, if committed by an adult, would
26 be:

27 (1) dealing in:

28 (A) a controlled substance (as defined in IC 35-48-1-9); or

29 (B) a counterfeit substance (as defined in IC 35-48-1-10);

30 (2) possessing:

31 (A) a controlled substance (as defined in IC 35-48-1-9); or

32 (B) a prescription drug (as defined in IC 35-48-1-25);

33 for which the child does not have a prescription; or

34 (3) conspiring to commit an act described in subdivision (1) or

35 (2).

36 (b) The juvenile court shall, in addition to any other order or decree
37 the court makes under this chapter, order the bureau of motor vehicles
38 not to issue the child a learner's permit **or driving card learner's**
39 **permit** for a period specified by the court of at least six (6) months but
40 not more than one (1) year from the time the child would otherwise be
41 eligible for a learner's permit **or driving card learner's permit**.

42 SECTION 82. IC 31-37-19-16 IS AMENDED TO READ AS



1 FOLLOWS [EFFECTIVE JULY 1, 2021]: Sec. 16. (a) This section
2 applies if:

3 (1) a child has been previously determined to be a delinquent
4 child under IC 31-37-1 (or IC 31-6-4-1(b)(1) before its repeal)
5 due to the commission of a delinquent act described in section
6 15(a)(1), 15(a)(2), or 15(a)(3) of this chapter (or
7 IC 31-6-4-15.9(e)(1), IC 31-6-4-15.9(e)(2), or
8 IC 31-6-4-15.9(e)(3) before its repeal); or

9 (2) the delinquent act described in section 15(a)(1), 15(a)(2), or
10 15(a)(3) of this chapter (or IC 31-6-4-15.9(e)(1),
11 IC 31-6-4-15.9(e)(2), or IC 31-6-4-15.9(e)(3) before its repeal)
12 was committed:

13 (A) on school property;

14 (B) within one thousand (1,000) feet of school property; or

15 (C) on a school bus.

16 (b) The juvenile court shall, in addition to any other order or decree
17 the court makes under this chapter, order the bureau of motor vehicles
18 not to issue the child a learner's permit **or driving card learner's**
19 **permit** for a period specified by the court of at least six (6) months but
20 not more than two (2) years from the time the child would otherwise be
21 eligible for a learner's permit **or driving card learner's permit**.

22 SECTION 83. IC 31-37-19-17 IS AMENDED TO READ AS
23 FOLLOWS [EFFECTIVE JULY 1, 2021]: Sec. 17. (a) This section
24 applies if a child is a delinquent child under IC 31-37-1 due to the
25 commission of a delinquent act that, if committed by an adult, would
26 be criminal mischief or institutional criminal mischief under
27 IC 35-43-1-2 that involves the use of graffiti.

28 (b) The juvenile court may, in addition to any other order or decree
29 the court makes under this chapter, order the bureau of motor vehicles
30 to:

31 (1) suspend the child's operator's license **or driving card**; or

32 (2) invalidate the child's learner's permit **or driving card**
33 **learner's permit**;

34 for one (1) year beginning the date of the order.

35 SECTION 84. IC 34-24-1-1, AS AMENDED BY P.L.142-2020,
36 SECTION 55, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
37 JULY 1, 2021]: Sec. 1. (a) The following may be seized:

38 (1) All vehicles (as defined by IC 35-31.5-2-346), if they are used
39 or are intended for use by the person or persons in possession of
40 them to transport or in any manner to facilitate the transportation
41 of the following:

42 (A) A controlled substance for the purpose of committing,



- 1 attempting to commit, or conspiring to commit any of the
 2 following:
- 3 (i) Dealing in or manufacturing cocaine or a narcotic drug
 4 (IC 35-48-4-1).
- 5 (ii) Dealing in methamphetamine (IC 35-48-4-1.1).
- 6 (iii) Manufacturing methamphetamine (IC 35-48-4-1.2).
- 7 (iv) Dealing in a schedule I, II, or III controlled substance
 8 (IC 35-48-4-2).
- 9 (v) Dealing in a schedule IV controlled substance (IC
 10 35-48-4-3).
- 11 (vi) Dealing in a schedule V controlled substance (IC
 12 35-48-4-4).
- 13 (vii) Dealing in a counterfeit substance (IC 35-48-4-5).
- 14 (viii) Possession of cocaine or a narcotic drug (IC
 15 35-48-4-6).
- 16 (ix) Possession of methamphetamine (IC 35-48-4-6.1).
- 17 (x) Dealing in paraphernalia (IC 35-48-4-8.5).
- 18 (xi) Dealing in marijuana, hash oil, hashish, or salvia (IC
 19 35-48-4-10).
- 20 (xii) An offense under IC 35-48-4 involving a synthetic drug
 21 (as defined in IC 35-31.5-2-321), a synthetic drug lookalike
 22 substance (as defined in IC 35-31.5-2-321.5 (before its
 23 repeal on July 1, 2019)) under IC 35-48-4-10.5 (before its
 24 repeal on July 1, 2019), a controlled substance analog (as
 25 defined in IC 35-48-1-9.3), or a substance represented to be
 26 a controlled substance (as described in IC 35-48-4-4.6).
- 27 (B) Any stolen (IC 35-43-4-2) or converted property (IC
 28 35-43-4-3) if the retail or repurchase value of that property is
 29 one hundred dollars (\$100) or more.
- 30 (C) Any hazardous waste in violation of IC 13-30-10-1.5.
- 31 (D) A bomb (as defined in IC 35-31.5-2-31) or weapon of
 32 mass destruction (as defined in IC 35-31.5-2-354) used to
 33 commit, used in an attempt to commit, or used in a conspiracy
 34 to commit a felony terrorist offense (as defined in
 35 IC 35-50-2-18) or an offense under IC 35-47 as part of or in
 36 furtherance of an act of terrorism (as defined by
 37 IC 35-31.5-2-329).
- 38 (2) All money, negotiable instruments, securities, weapons,
 39 communications devices, or any property used to commit, used in
 40 an attempt to commit, or used in a conspiracy to commit a felony
 41 terrorist offense (as defined in IC 35-50-2-18) or an offense under
 42 IC 35-47 as part of or in furtherance of an act of terrorism or



1 commonly used as consideration for a violation of IC 35-48-4
 2 (other than items subject to forfeiture under IC 16-42-20-5 or
 3 IC 16-6-8.5-5.1, before its repeal):

- 4 (A) furnished or intended to be furnished by any person in
 5 exchange for an act that is in violation of a criminal statute;
 6 (B) used to facilitate any violation of a criminal statute; or
 7 (C) traceable as proceeds of the violation of a criminal statute.

8 (3) Any portion of real or personal property purchased with
 9 money that is traceable as a proceed of a violation of a criminal
 10 statute.

11 (4) A vehicle that is used by a person to:

- 12 (A) commit, attempt to commit, or conspire to commit;
 13 (B) facilitate the commission of; or
 14 (C) escape from the commission of;

15 murder (IC 35-42-1-1), dealing in a controlled substance resulting
 16 in death (IC 35-42-1-1.5), kidnapping (IC 35-42-3-2), criminal
 17 confinement (IC 35-42-3-3), rape (IC 35-42-4-1), child molesting
 18 (IC 35-42-4-3), or child exploitation (IC 35-42-4-4), or an offense
 19 under IC 35-47 as part of or in furtherance of an act of terrorism.

20 (5) Real property owned by a person who uses it to commit any of
 21 the following as a Level 1, Level 2, Level 3, Level 4, or Level 5
 22 felony:

23 (A) Dealing in or manufacturing cocaine or a narcotic drug (IC
 24 35-48-4-1).

25 (B) Dealing in methamphetamine (IC 35-48-4-1.1).

26 (C) Manufacturing methamphetamine (IC 35-48-4-1.2).

27 (D) Dealing in a schedule I, II, or III controlled substance (IC
 28 35-48-4-2).

29 (E) Dealing in a schedule IV controlled substance (IC
 30 35-48-4-3).

31 (F) Dealing in marijuana, hash oil, hashish, or salvia (IC
 32 35-48-4-10).

33 (G) Dealing in a synthetic drug (as defined in
 34 IC 35-31.5-2-321) or synthetic drug lookalike substance (as
 35 defined in IC 35-31.5-2-321.5 (before its repeal on July 1,
 36 2019)) under IC 35-48-4-10.5 (before its repeal on July 1,
 37 2019).

38 (H) Dealing in a controlled substance resulting in death (IC
 39 35-42-1-1.5).

40 (6) Equipment and recordings used by a person to commit fraud
 41 under IC 35-43-5-4(10).

42 (7) Recordings sold, rented, transported, or possessed by a person



- 1 in violation of IC 24-4-10.
- 2 (8) Property (as defined by IC 35-31.5-2-253) or an enterprise (as
- 3 defined by IC 35-45-6-1) that is the object of a corrupt business
- 4 influence violation (IC 35-45-6-2).
- 5 (9) Unlawful telecommunications devices (as defined in
- 6 IC 35-45-13-6) and plans, instructions, or publications used to
- 7 commit an offense under IC 35-45-13.
- 8 (10) Any equipment, including computer equipment and cellular
- 9 telephones, used for or intended for use in preparing,
- 10 photographing, recording, videotaping, digitizing, printing,
- 11 copying, or disseminating matter in violation of IC 35-42-4.
- 12 (11) Destructive devices used, possessed, transported, or sold in
- 13 violation of IC 35-47.5.
- 14 (12) Tobacco products that are sold in violation of IC 24-3-5,
- 15 tobacco products that a person attempts to sell in violation of
- 16 IC 24-3-5, and other personal property owned and used by a
- 17 person to facilitate a violation of IC 24-3-5.
- 18 (13) Property used by a person to commit counterfeiting or
- 19 forgery in violation of IC 35-43-5-2.
- 20 (14) After December 31, 2005, if a person is convicted of an
- 21 offense specified in IC 25-26-14-26(b) or IC 35-43-10, the
- 22 following real or personal property:
- 23 (A) Property used or intended to be used to commit, facilitate,
- 24 or promote the commission of the offense.
- 25 (B) Property constituting, derived from, or traceable to the
- 26 gross proceeds that the person obtained directly or indirectly
- 27 as a result of the offense.
- 28 (15) Except as provided in subsection (e), a vehicle used by a
- 29 person who operates the vehicle:
- 30 (A) while intoxicated, in violation of IC 9-30-5-1 through
- 31 IC 9-30-5-5, if in the previous five (5) years the person has two
- 32 (2) or more prior unrelated convictions for operating a motor
- 33 vehicle while intoxicated in violation of IC 9-30-5-1 through
- 34 IC 9-30-5-5; or
- 35 (B) on a highway while the person's driving privileges are
- 36 suspended in violation of IC 9-24-19-2 through IC 9-24-19-3,
- 37 if in the previous five (5) years the person has two (2) or more
- 38 prior unrelated convictions for operating a vehicle while
- 39 intoxicated in violation of IC 9-30-5-1 through IC 9-30-5-5.
- 40 If a court orders the seizure of a vehicle under this subdivision,
- 41 the court shall transmit an order to the bureau of motor vehicles
- 42 recommending that the bureau not permit a vehicle to be



1 registered in the name of the person whose vehicle was seized
 2 until the person possesses a current driving license (as defined in
 3 IC 9-13-2-41) **or driving card (as described in IC 9-24-3.5).**

4 (16) The following real or personal property:

5 (A) Property used or intended to be used to commit, facilitate,
 6 or promote the commission of an offense specified in
 7 IC 23-14-48-9, IC 30-2-9-7(b), IC 30-2-10-9(b), or
 8 IC 30-2-13-38(f).

9 (B) Property constituting, derived from, or traceable to the
 10 gross proceeds that a person obtains directly or indirectly as a
 11 result of an offense specified in IC 23-14-48-9, IC 30-2-9-7(b),
 12 IC 30-2-10-9(b), or IC 30-2-13-38(f).

13 (17) An automated sales suppression device (as defined in
 14 IC 35-43-5-4.6(a)(1) or phantom-ware (as defined in
 15 IC 35-43-5-4.6(a)(3)).

16 (18) Real or personal property, including a vehicle, that is used by
 17 a person to:

18 (A) commit, attempt to commit, or conspire to commit;

19 (B) facilitate the commission of; or

20 (C) escape from the commission of;

21 a violation of IC 35-42-3.5-1 through IC 35-42-3.5-1.4 (human
 22 trafficking) or IC 35-45-4-4 (promoting prostitution).

23 (b) A vehicle used by any person as a common or contract carrier in
 24 the transaction of business as a common or contract carrier is not
 25 subject to seizure under this section, unless it can be proven by a
 26 preponderance of the evidence that the owner of the vehicle knowingly
 27 permitted the vehicle to be used to engage in conduct that subjects it to
 28 seizure under subsection (a).

29 (c) Equipment under subsection (a)(10) may not be seized unless it
 30 can be proven by a preponderance of the evidence that the owner of the
 31 equipment knowingly permitted the equipment to be used to engage in
 32 conduct that subjects it to seizure under subsection (a)(10).

33 (d) Money, negotiable instruments, securities, weapons,
 34 communications devices, or any property commonly used as
 35 consideration for a violation of IC 35-48-4 found near or on a person
 36 who is committing, attempting to commit, or conspiring to commit any
 37 of the following offenses shall be admitted into evidence in an action
 38 under this chapter as prima facie evidence that the money, negotiable
 39 instrument, security, or other thing of value is property that has been
 40 used or was to have been used to facilitate the violation of a criminal
 41 statute or is the proceeds of the violation of a criminal statute:

42 (1) IC 35-42-1-1.5 (dealing in a controlled substance resulting in



- 1 death).
- 2 (2) IC 35-48-4-1 (dealing in or manufacturing cocaine or a
- 3 narcotic drug).
- 4 (3) IC 35-48-4-1.1 (dealing in methamphetamine).
- 5 (4) IC 35-48-4-1.2 (manufacturing methamphetamine).
- 6 (5) IC 35-48-4-2 (dealing in a schedule I, II, or III controlled
- 7 substance).
- 8 (6) IC 35-48-4-3 (dealing in a schedule IV controlled substance).
- 9 (7) IC 35-48-4-4 (dealing in a schedule V controlled substance)
- 10 as a Level 4 felony.
- 11 (8) IC 35-48-4-6 (possession of cocaine or a narcotic drug) as a
- 12 Level 3, Level 4, or Level 5 felony.
- 13 (9) IC 35-48-4-6.1 (possession of methamphetamine) as a Level
- 14 3, Level 4, or Level 5 felony.
- 15 (10) IC 35-48-4-10 (dealing in marijuana, hash oil, hashish, or
- 16 salvia) as a Level 5 felony.
- 17 (11) IC 35-48-4-10.5 (before its repeal on July 1, 2019) (dealing
- 18 in a synthetic drug or synthetic drug lookalike substance) as a
- 19 Level 5 felony or Level 6 felony (or as a Class C felony or Class
- 20 D felony under IC 35-48-4-10 before its amendment in 2013).
- 21 (e) A vehicle operated by a person who is not:
- 22 (1) an owner of the vehicle; or
- 23 (2) the spouse of the person who owns the vehicle;
- 24 is not subject to seizure under subsection (a)(15) unless it can be
- 25 proven by a preponderance of the evidence that the owner of the
- 26 vehicle knowingly permitted the vehicle to be used to engage in
- 27 conduct that subjects it to seizure under subsection (a)(15).
- 28 SECTION 85. IC 35-43-1-2, AS AMENDED BY P.L.111-2018,
- 29 SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 30 JULY 1, 2021]: Sec. 2. (a) A person who recklessly, knowingly, or
- 31 intentionally damages or defaces property of another person without
- 32 the other person's consent commits criminal mischief, a Class B
- 33 misdemeanor. However, the offense is:
- 34 (1) a Class A misdemeanor if the pecuniary loss is at least seven
- 35 hundred fifty dollars (\$750) but less than fifty thousand dollars
- 36 (\$50,000); and
- 37 (2) a Level 6 felony if:
- 38 (A) the pecuniary loss is at least fifty thousand dollars
- 39 (\$50,000);
- 40 (B) the damage causes a substantial interruption or impairment
- 41 of utility service rendered to the public;
- 42 (C) the damage is to a public record; or



- 1 (D) the damage is to a law enforcement animal (as defined in
 2 IC 35-46-3-4.5).
- 3 (b) A person who recklessly, knowingly, or intentionally damages:
 4 (1) a structure used for religious worship without the consent of
 5 the owner, possessor, or occupant of the property that is damaged;
 6 (2) a school or community center without the consent of the
 7 owner, possessor, or occupant of the property that is damaged;
 8 (3) the property of an agricultural operation (as defined in
 9 IC 32-30-6-1) without the consent of the owner, possessor, or
 10 occupant of the property that is damaged;
 11 (4) the grounds:
 12 (A) adjacent to; and
 13 (B) owned or rented in common with;
 14 a structure or facility identified in subdivisions (1) through (3)
 15 without the consent of the owner, possessor, or occupant of the
 16 property that is damaged;
 17 (5) personal property contained in a structure or located at a
 18 facility identified in subdivisions (1) through (3) without the
 19 consent of the owner, possessor, or occupant of the property that
 20 is damaged;
 21 (6) property that is vacant real property (as defined in
 22 IC 36-7-36-5) or a vacant structure (as defined in IC 36-7-36-6);
 23 or
 24 (7) property after the person has been denied entry to the property
 25 by a court order that was issued:
 26 (A) to the person; or
 27 (B) to the general public by conspicuous posting on or around
 28 the property in areas where a person could observe the order
 29 when the property has been designated by a municipality or
 30 county enforcement authority to be a vacant property, an
 31 abandoned property, or an abandoned structure (as defined in
 32 IC 36-7-36-1);
- 33 commits institutional criminal mischief, a Class A misdemeanor.
 34 However, the offense is a Level 6 felony if the pecuniary loss (or
 35 property damage, in the case of an agricultural operation) is at least
 36 seven hundred fifty dollars (\$750) but less than fifty thousand dollars
 37 (\$50,000), and a Level 5 felony if the pecuniary loss (or property
 38 damage, in the case of an agricultural operation) is at least fifty
 39 thousand dollars (\$50,000).
- 40 (c) A person who recklessly, knowingly, or intentionally damages
 41 property:
 42 (1) during the dealing or manufacture of or attempted dealing or



- 1 manufacture of a controlled substance; and
 2 (2) by means of a fire or an explosion;
 3 commits controlled substances criminal mischief, a Level 6 felony.
 4 However, the offense is a Level 5 felony if the offense results in
 5 moderate bodily injury to any person other than a defendant.
- 6 (d) If a person is convicted of an offense under this section that
 7 involves the use of graffiti, the court may, in addition to any other
 8 penalty, order that the person's operator's license **or driving card** be
 9 suspended or invalidated by the bureau of motor vehicles for not more
 10 than one (1) year.
- 11 (e) The court may rescind an order for suspension or invalidation
 12 under subsection (d) and allow the person to receive a license or permit
 13 before the period of suspension or invalidation ends if the court
 14 determines that the person has removed or painted over the graffiti or
 15 has made other suitable restitution.
- 16 (f) For purposes of this section, "pecuniary loss" includes:
 17 (1) the total costs incurred in inspecting, cleaning, and
 18 decontaminating property contaminated by a pollutant; and
 19 (2) a reasonable estimate of all additional costs not already
 20 incurred under subdivision (1) that are necessary to inspect, clean,
 21 and decontaminate property contaminated by a pollutant, to the
 22 extent that the property has not already been:
 23 (A) cleaned;
 24 (B) decontaminated; or
 25 (C) both cleaned and decontaminated.
- 26 The term includes inspection, cleaning, or decontamination conducted
 27 by a person certified under IC 16-19-3.1.
- 28 SECTION 86. IC 35-43-5-2, AS AMENDED BY P.L.197-2015,
 29 SECTION 21, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 30 JULY 1, 2021]: Sec. 2. (a) A person who knowingly or intentionally:
 31 (1) makes or utters a written instrument in such a manner that it
 32 purports to have been made:
 33 (A) by another person;
 34 (B) at another time;
 35 (C) with different provisions; or
 36 (D) by authority of one who did not give authority; or
 37 (2) possesses more than one (1) written instrument knowing that
 38 the written instruments were made in a manner that they purport
 39 to have been made:
 40 (A) by another person;
 41 (B) at another time;
 42 (C) with different provisions; or



- 1 (D) by authority of one who did not give authority;
 2 commits counterfeiting, a Level 6 felony.
- 3 (b) A person who, with intent to defraud:
 4 (1) makes or delivers to another person:
 5 (A) a false sales receipt;
 6 (B) a duplicate of a sales receipt; or
 7 (C) a label or other item with a false universal product code
 8 (UPC) or other product identification code; or
 9 (2) places a false universal product code (UPC) or another
 10 product identification code on property displayed or offered for
 11 sale;
 12 commits making or delivering a false sales document, a Level 6 felony.
- 13 (c) A person who, with intent to defraud, possesses:
 14 (1) a retail sales receipt;
 15 (2) a label or other item with a universal product code (UPC); or
 16 (3) a label or other item that contains a product identification code
 17 that applies to an item other than the item to which the label or
 18 other item applies;
 19 commits possession of a fraudulent sales document, a Class A
 20 misdemeanor. However, the offense is a Level 6 felony if the person
 21 possesses at least fifteen (15) retail sales receipts, at least fifteen (15)
 22 labels containing a universal product code (UPC), at least fifteen (15)
 23 labels containing another product identification code, or at least fifteen
 24 (15) of any combination of the items described in subdivisions (1)
 25 through (3).
- 26 (d) A person who, with intent to defraud, makes, utters, or possesses
 27 a written instrument in such a manner that it purports to have been
 28 made:
 29 (1) by another person;
 30 (2) at another time;
 31 (3) with different provisions; or
 32 (4) by authority of one who did not give authority;
 33 commits forgery, a Level 6 felony.
- 34 (e) This subsection applies to a person who applies for a driver's
 35 license (as defined in IC 9-13-2-48), a state identification card (as
 36 described in IC 9-24-16), **or** a photo exempt identification card (as
 37 described in IC 9-24-16.5), **or a driving card (as described in**
 38 **IC 9-24-3.5)**. A person who:
 39 (1) knowingly or intentionally uses a false or fictitious name or
 40 gives a false or fictitious address in an application for a driver's
 41 license, a state identification card, **or** a photo exempt
 42 identification card, **or a driving card** or for a renewal or a



1 duplicate of a driver's license, a state identification card, ~~or~~ a
 2 photo exempt identification card, **or a driving card;** or

3 (2) knowingly or intentionally makes a false statement or conceals
 4 a material fact in an application for a driver's license, a state
 5 identification card, ~~or~~ a photo exempt identification card, **or a**
 6 **driving card;**

7 commits application fraud, a Level 6 felony.

8 SECTION 87. IC 35-52-9-36, AS ADDED BY P.L.169-2014,
 9 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 10 JULY 1, 2021]: Sec. 36. IC 9-24-18-1 defines a ~~crime~~ **crimes**
 11 concerning driver's licenses **and driving cards.**

12 SECTION 88. IC 35-52-9-37.5, AS ADDED BY P.L.188-2015,
 13 SECTION 153, IS AMENDED TO READ AS FOLLOWS
 14 [EFFECTIVE JULY 1, 2021]: Sec. 37.5. IC 9-24-18-7.5 defines a
 15 ~~crime~~ **crimes** concerning driver's licenses **and driving cards.**

16 SECTION 89. [EFFECTIVE UPON PASSAGE] **(a) The bureau of**
 17 **motor vehicles shall adopt rules under IC 4-22-2, including**
 18 **emergency rules in the manner provided under IC 4-22-2-37.1,**
 19 **necessary to implement issuance and administration of driving**
 20 **cards under IC 9-24-3.5, as added by this act, and driving card**
 21 **learner's permits under IC 9-24-7-1, as amended by this act.**

22 **(b) This SECTION expires July 1, 2022.**

23 SECTION 90. An emergency is declared for this act.

