



February 27, 2024

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# ENGROSSED SENATE BILL No. 30

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DIGEST OF SB 30 (Updated February 27, 2024 12:21 pm - DI 137)

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

**Synopsis:** School bus stop arm violation enforcement. Provides that the registered owner of a vehicle commits an infraction if the registered owner's vehicle does not stop on a roadway or a private road when the school bus arm signal device is in the device's extended position. Provides a defense for a registered owner who was not driving the vehicle at the time of the violation. Requires a registered owner who uses a defense to provide any documentation, and to cooperate with law enforcement in the investigation of the person who may be responsible for the violation. Specifies that: (1) the bureau of motor vehicles may not assess points for a violation; and (2) an adjudication for a violation does not create a presumption of liability in a civil action.

**Effective:** July 1, 2024.

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**Niemeyer, Buck, Dernulc, Ford J.D.,  
Niezgodski**

(HOUSE SPONSORS — SLAGER, ANDRADE, ABBOTT, GORE)

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January 8, 2024, read first time and referred to Committee on Homeland Security and Transportation.

January 9, 2024, reported favorably — Do Pass.

January 16, 2024, read second time, ordered engrossed. Engrossed.

January 18, 2024, read third time, passed. Yeas 33, nays 12.

HOUSE ACTION

February 6, 2024, read first time and referred to Committee on Roads and Transportation.

February 27, 2024, amended, reported — Do Pass.

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ES 30—LS 6023/DI 151





February 27, 2024

Second Regular Session of the 123rd General Assembly (2024)

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 2023 Regular Session of the General Assembly.

## ENGROSSED SENATE BILL No. 30

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 9-21-8-52.5 IS ADDED TO THE INDIANA CODE  
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
3 1, 2024]: **Sec. 52.5. (a) The registered owner of a vehicle used to  
4 pass a school bus stopped on a roadway or a private road when the  
5 arm signal device specified in IC 9-21-12-13 is in the device's  
6 extended position commits a Class B infraction.**  
7 **(b) Except as provided in subsection (c), it is a defense to an  
8 action under subsection (a) that the:**  
9 **(1) vehicle was stolen from the registered owner and not in the  
10 registered owner's possession at the time of the violation;**  
11 **(2) registered owner of the vehicle routinely engages in the  
12 business of renting the vehicle for periods of not more than  
13 thirty (30) days;**  
14 **(3) registered owner of the vehicle is an employer who  
15 provided the vehicle for use by an employee in the scope of  
16 employment; or**  
17 **(4) registered owner could not have committed the violation**

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- 1           **because the registered owner was not in close proximity to the**
- 2           **location of the violation at the time of the violation.**
- 3           **(c) The registered owner of a vehicle who commits a violation**
- 4           **under subsection (a) may not assert the defense under subsection**
- 5           **(b), unless the registered owner does the following, as applicable:**
- 6           **(1) Provide any documentation regarding:**
- 7               **(A) a theft under subsection (b)(1) by presenting a police**
- 8               **report; or**
- 9               **(B) the location of the registered owner at the time of the**
- 10              **violation to establish that the registered owner was not in**
- 11              **close proximity to the location where the violation**
- 12              **occurred under subsection (b)(4).**
- 13           **(2) Provide all of the information available to the registered**
- 14           **owner regarding the person who may be responsible for the**
- 15           **violation.**
- 16           **(3) Fully cooperate with law enforcement in the investigation.**
- 17           **(d) The bureau may not assess points under the point system for**
- 18           **an infraction committed under subsection (a).**
- 19           **(e) An adjudication for an infraction committed under**
- 20           **subsection (a) does not create a presumption of liability in a civil**
- 21           **action.**



COMMITTEE REPORT

Madam President: The Senate Committee on Homeland Security and Transportation, to which was referred Senate Bill No. 30, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is to SB 30 as introduced.)

CRIDER, Chairperson

Committee Vote: Yeas 8, Nays 0

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Roads and Transportation, to which was referred Senate Bill 30, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 2, line 16, delete "investigation," and insert "**investigation.**".

Page 2, delete lines 17 through 18.

and when so amended that said bill do pass.

(Reference is to SB 30 as printed January 10, 2024.)

PRESSEL

Committee Vote: yeas 12, nays 1.

