



January 15, 2025

SENATE BILL No. 74

DIGEST OF SB 74 (Updated January 14, 2025 10:43 am - DI 140)

Citations Affected: IC 7.1-5.

Synopsis: Extension of lifeline law immunity. Provides that an individual who is: (1) reasonably believed to be suffering from a health condition which is the direct result of alcohol consumption; and (2) assisted by a person who requested emergency medical assistance for the individual; is immune from prosecution for certain crimes.

Effective: July 1, 2025.

Alting

January 8, 2025, read first time and referred to Committee on Corrections and Criminal Law.
January 14, 2025, reported favorably — Do Pass.

SB 74—LS 6370/DI 137



January 15, 2025

First Regular Session of the 124th General Assembly (2025)

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 2024 Regular Session of the General Assembly.

SENATE BILL No. 74

A BILL FOR AN ACT to amend the Indiana Code concerning alcohol and tobacco.

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

- 1 SECTION 1. IC 7.1-5-1-6.5, AS AMENDED BY P.L.156-2014,
2 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2025]: Sec. 6.5. (a) A law enforcement officer may not take
4 a person into custody based solely on the commission of an offense
5 involving alcohol described in subsection (b) if the law enforcement
6 officer, after making a reasonable determination and considering the
7 facts and surrounding circumstances, reasonably believes that all of the
8 following apply:
9 (1) The law enforcement officer has contact with the person
10 because the person:
11 (A) either:
12 (i) requested emergency medical assistance; or
13 (ii) acted in concert with another person who requested
14 emergency medical assistance;
15 for an individual who reasonably appeared to be in need of
16 medical assistance;
17 (B) is the victim of a reported sex offense (as defined in

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- 1 IC 11-8-8-5.2); or
 2 (C) witnessed and reported what the person reasonably
 3 believed to be a crime.
 4 (2) The person described in subdivision (1)(A), (1)(B), or (1)(C):
 5 (A) provided:
 6 (i) the person's full name; and
 7 (ii) any other relevant information requested by the law
 8 enforcement officer; and
 9 (B) in the case of a person described in subdivision (1)(A):
 10 (i) remained at the scene with the individual who reasonably
 11 appeared to be in need of medical assistance until
 12 emergency medical assistance arrived; and
 13 (ii) cooperated with emergency medical assistance personnel
 14 and law enforcement officers at the scene.
 15 (b) A person who meets the criteria of subsection (a)(1) and (a)(2)
 16 is immune from criminal prosecution for an offense under:
 17 (1) section 3 of this chapter if the offense involved a state of
 18 intoxication caused by the person's use of alcohol;
 19 (2) section 6 of this chapter if the offense involved the person
 20 being, or becoming, intoxicated as a result of the person's use of
 21 alcohol; and
 22 (3) IC 7.1-5-7-7.
 23 **(c) An individual reasonably believed to be suffering from a**
 24 **health condition which is the direct result of alcohol consumption**
 25 **and who is assisted by a person under subsection (a)(1)(A) is**
 26 **immune from criminal prosecution for an offense under:**
 27 **(1) section 3 of this chapter if the offense involved a state of**
 28 **intoxication caused by the individual's use of alcohol;**
 29 **(2) section 6 of this chapter if the offense involved the**
 30 **individual being, or becoming, intoxicated as a result of the**
 31 **individual's use of alcohol; and**
 32 **(3) IC 7.1-5-7-7.**
 33 ~~(e)~~ **(d)** A person may not initiate or maintain an action against a law
 34 enforcement officer based on the officer's compliance or failure to
 35 comply with this section.



COMMITTEE REPORT

Mr. President: The Senate Committee on Corrections and Criminal Law, to which was referred Senate Bill No. 74, 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 74 as introduced.)

FREEMAN, Chairperson

Committee Vote: Yeas 9, Nays 0

