

# SENATE BILL No. 319

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## 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. Provides that the bureau of motor vehicles may not disclose certain information unless presented with a lawful court order or judicial warrant. Makes conforming amendments. Makes technical corrections.

**Effective:** Upon passage; July 1, 2021.

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## Niezgodski, Bohacek

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January 14, 2021, read first time and referred to Committee on Homeland Security and Transportation.

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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.

## SENATE BILL No. 319

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 9-14-6-5, AS ADDED BY P.L.198-2016,  
 17 SECTION 186, IS AMENDED TO READ AS FOLLOWS  
 18 [EFFECTIVE JULY 1, 2021]: Sec. 5. "Highly restricted personal  
 19 information" means the following information that identifies an  
 20 individual:

- 21 (1) Digital photograph or image.  
 22 (2) Social Security number.  
 23 **(3) Individual taxpayer identification number.**  
 24 ~~(3)~~ **(4) Medical or disability information.**  
 25 **(5) Type of credential held by an individual.**

26 SECTION 7. IC 9-14-6-6, AS ADDED BY P.L.198-2016,  
 27 SECTION 186, IS AMENDED TO READ AS FOLLOWS  
 28 [EFFECTIVE JULY 1, 2021]: Sec. 6. "Personal information" means  
 29 information that identifies an individual, including an individual's:

- 30 (1) digital photograph or image;  
 31 (2) Social Security number;  
 32 (3) driver's license, **driving card**, or identification document  
 33 number;  
 34 (4) name;  
 35 (5) address (but not the ZIP code);  
 36 (6) telephone number; or  
 37 (7) medical or disability information.

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

41 SECTION 8. IC 9-14-8-3, AS ADDED BY P.L.198-2016,  
 42 SECTION 188, IS AMENDED TO READ AS FOLLOWS



1 [EFFECTIVE JULY 1, 2021]: Sec. 3. The bureau may do the  
2 following:

3 (1) Adopt and enforce rules under IC 4-22-2 that are necessary to  
4 carry out this title.

5 (2) Subject to the approval of the commission, request the  
6 necessary office space, storage space, and parking facilities for  
7 each license branch operated by the commission from the Indiana  
8 department of administration as provided in IC 4-20.5-5-5.

9 (3) Upon any reasonable ground appearing on the records of the  
10 bureau and subject to rules and guidelines of the bureau, suspend  
11 or revoke the following:

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

14 (B) The certificate of registration and proof of registration for  
15 any vehicle.

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

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

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

21 (A) Increase or decrease any fee or charge imposed under this  
22 title.

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

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

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

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

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

29 shall be deposited.

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

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

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

42 (3) recommending and participating in the review of license **and**



1           **driving card** suspension, restriction, or revocation appeal  
 2           procedures, including reasonable investigation into the facts of  
 3           the matter.

4           SECTION 10. IC 9-14-13-2, AS ADDED BY P.L.198-2016,  
 5           SECTION 193, IS AMENDED TO READ AS FOLLOWS  
 6           [EFFECTIVE JULY 1, 2021]: Sec. 2. (a) The bureau shall not disclose:

- 7           (1) the Social Security number;  
 8           (2) the federal identification number;  
 9           (3) the driver's license **or driving card** number;  
 10          (4) the digital image of the driver's license, **driving card**,  
 11          identification card, or photo exempt identification card applicant;  
 12          (5) a reproduction of the signature secured under IC 9-24-9-1,  
 13          IC 9-24-16-2, or IC 9-24-16.5-2; **or**  
 14          (6) medical or disability information;  
 15          **(7) the individual taxpayer identification number;**  
 16          **(8) the type of credential held by an individual; or**  
 17          **(9) the renewal date of a driver's license or driving card;**

18          of any individual except as provided in ~~subsection~~ **subsections (b) and**  
 19          **(c).**

20          (b) The bureau may disclose any information listed in subsection  
 21          **(a)(2), (a)(3), (a)(4), (a)(5), or (a)(6):**

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

29          **(c) If the commissioner is presented with a lawful court order or**  
 30          **judicial warrant, the bureau may disclose any information listed in**  
 31          **subsection (a)(1), (a)(7), (a)(8), or (a)(9):**

- 32          (1) to a law enforcement officer;  
 33          (2) to an agent or a designee of the department of state  
 34          revenue;  
 35          (3) for uses permitted under **section 7(1), 7(4), 7(6), and 7(9)**  
 36          **of this chapter; or**  
 37          (4) for voter registration and election purposes required  
 38          under **IC 3-7 or IC 9-24-2.5.**

39          SECTION 11. IC 9-14-13-7, AS ADDED BY P.L.198-2016,  
 40          SECTION 193, IS AMENDED TO READ AS FOLLOWS  
 41          [EFFECTIVE JULY 1, 2021]: Sec. 7. **Except as provided in section**  
 42          **2(c) of this chapter,** the bureau may disclose certain personal



1 information that is not highly restricted personal information, if the  
2 person requesting the information provides proof of identity and  
3 represents that the use of the personal information will be strictly  
4 limited to at least one (1) of the following:

5 (1) For use by a government agency, including a court or law  
6 enforcement agency, in carrying out its functions, or a person  
7 acting on behalf of a government agency in carrying out its  
8 functions.

9 (2) For use in connection with matters concerning:

10 (A) motor vehicle or driver safety and theft;

11 (B) motor vehicle emissions;

12 (C) motor vehicle product alterations, recalls, or advisories;

13 (D) performance monitoring of motor vehicles, motor vehicle  
14 parts, and dealers;

15 (E) motor vehicle market research activities, including survey  
16 research;

17 (F) the removal of nonowner records from the original owner  
18 records of motor vehicle manufacturers; and

19 (G) motor fuel theft under IC 24-4.6-5.

20 (3) For use in the normal course of business by a business or its  
21 agents, employees, or contractors, but only:

22 (A) to verify the accuracy of personal information submitted  
23 by an individual to the business or its agents, employees, or  
24 contractors; and

25 (B) if information submitted to a business is not correct or is  
26 no longer correct, to obtain the correct information only for  
27 purposes of preventing fraud by pursuing legal remedies  
28 against, or recovering on a debt or security interest against, the  
29 individual.

30 (4) For use in connection with a civil, a criminal, a  
31 administrative, or an arbitration proceeding in a court or  
32 government agency or before a self-regulatory body, including the  
33 service of process, investigation in anticipation of litigation, and  
34 the execution or enforcement of judgments and orders, or under  
35 an order of a court.

36 (5) For use in research activities, and for use in producing  
37 statistical reports, as long as the personal information is not  
38 published, redisclosed, or used to contact the individuals who are  
39 the subject of the personal information.

40 (6) For use by an insurer, an insurance support organization, or a  
41 self-insured entity, or the agents, employees, or contractors of an  
42 insurer, an insurance support organization, or a self-insured entity



- 1 in connection with claims investigation activities, anti-fraud  
 2 activities, rating, or underwriting.
- 3 (7) For use in providing notice to the owners of towed or  
 4 impounded vehicles.
- 5 (8) For use by a licensed private investigative agency or licensed  
 6 security service for a purpose allowed under this section.
- 7 (9) For use by an employer or its agent or insurer to obtain or  
 8 verify information relating to a holder of a commercial driver's  
 9 license that is required under the Commercial Motor Vehicle  
 10 Safety Act of 1986 (49 U.S.C. 31131 et seq.).
- 11 (10) For use in connection with the operation of private toll  
 12 transportation facilities.
- 13 (11) For any use in response to requests for individual motor  
 14 vehicle records when the bureau has obtained the written consent  
 15 of the person to whom the personal information pertains.
- 16 (12) For bulk distribution for surveys, marketing, or solicitations  
 17 when the bureau has obtained the written consent of the person to  
 18 whom the personal information pertains.
- 19 (13) For use by any person, when the person demonstrates, in a  
 20 form and manner prescribed by the bureau, that written consent  
 21 has been obtained from the individual who is the subject of the  
 22 information.
- 23 (14) For any other use specifically authorized by law that is  
 24 related to the operation of a motor vehicle or public safety.
- 25 However, this section does not affect the use of anatomical gift  
 26 information on a person's driver's license, **driving card**, or  
 27 identification document issued by the bureau, nor does this section  
 28 affect the administration of anatomical gift initiatives in Indiana.
- 29 SECTION 12. IC 9-21-8-52, AS AMENDED BY P.L.144-2019,  
 30 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 31 JULY 1, 2021]: Sec. 52. (a) A person who operates a vehicle and who  
 32 recklessly:
- 33 (1) drives at such an unreasonably high rate of speed or at such an  
 34 unreasonably low rate of speed under the circumstances as to:
- 35 (A) endanger the safety or the property of others; or  
 36 (B) block the proper flow of traffic;
- 37 (2) passes another vehicle from the rear while on a slope or on a  
 38 curve where vision is obstructed for a distance of less than five  
 39 hundred (500) feet ahead;
- 40 (3) drives in and out of a line of traffic, except as otherwise  
 41 permitted; or  
 42 (4) speeds up or refuses to give one-half (1/2) of the roadway to





1 a driver overtaking and desiring to pass;  
 2 commits a Class C misdemeanor. However, the offense is a Class A  
 3 misdemeanor if it causes bodily injury to a person.

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

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

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

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

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

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

25 SECTION 13. IC 9-21-11-12, AS AMENDED BY P.L.198-2016,  
 26 SECTION 366, IS AMENDED TO READ AS FOLLOWS  
 27 [EFFECTIVE JULY 1, 2021]: Sec. 12. A Class B motor driven cycle  
 28 may not be operated under any of the following conditions:

29 (1) By an individual less than fifteen (15) years of age.

30 (2) By an individual who does not have:

31 (A) an unexpired identification card with a Class B motor  
 32 driven cycle endorsement issued to the individual by the  
 33 bureau under IC 9-24-16;

34 (B) a valid driver's license **or driving card**; or

35 (C) a valid learner's permit **or driving card learner's permit**.

36 (3) On an interstate highway or a sidewalk.

37 (4) At a speed greater than thirty-five (35) miles per hour.

38 SECTION 14. IC 9-24-1-1, AS AMENDED BY P.L.198-2016,  
 39 SECTION 417, IS AMENDED TO READ AS FOLLOWS  
 40 [EFFECTIVE JULY 1, 2021]: Sec. 1. (a) Except as provided in section  
 41 7 of this chapter, an individual must have a valid:

42 (1) driver's license; or



1 (2) permit;  
 2 including any necessary endorsements, issued to the individual by the  
 3 bureau to operate upon a highway the type of motor vehicle for which  
 4 the driver's license, endorsement, or permit was issued.

5 (b) An individual must have:  
 6 (1) an unexpired identification card with a Class B motor driven  
 7 cycle endorsement issued to the individual by the bureau under  
 8 IC 9-24-16;  
 9 (2) a valid driver's license **or driving card**; or  
 10 (3) a valid learner's permit **or driving card learner's permit**;  
 11 to operate a Class B motor driven cycle upon a highway.

12 (c) An individual who violates this section commits a Class C  
 13 infraction.

14 SECTION 15. IC 9-24-2-1, AS AMENDED BY P.L.147-2020,  
 15 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 16 JULY 1, 2021]: Sec. 1. (a) The bureau shall suspend the driving  
 17 privileges or invalidate the learner's permit **or driving card learner's**  
 18 **permit** of an individual less than eighteen (18) years of age who meets  
 19 any of the following conditions:

20 (1) Is a habitual truant under IC 20-33-2-11.  
 21 (2) Is under at least a second suspension from school for the  
 22 school year under IC 20-33-8-14 or IC 20-33-8-15.  
 23 (3) Is under an expulsion from school under IC 20-33-8-14,  
 24 IC 20-33-8-15, or IC 20-33-8-16.  
 25 (4) Is considered a dropout under IC 20-33-2-28.5.

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

33 (1) driver's license, ~~or~~ learner's permit, **driving card, or driving**  
 34 **card learner's permit**; and  
 35 (2) employment certificate issued under IC 22-2-18 (before its  
 36 expiration on June 30, 2021).

37 SECTION 16. IC 9-24-2-2, AS AMENDED BY P.L.125-2012,  
 38 SECTION 167, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2021]: Sec. 2. The bureau shall suspend the  
 39 driving privileges or invalidate the learner's permit **or driving card**  
 40 **learner's permit** of an individual less than eighteen (18) years of age  
 41 who is under an order entered by a juvenile court under IC 31-37-19-13  
 42



1 through IC 31-37-19-17 (or IC 31-6-4-15.9(d), IC 31-6-4-15.9(e), or  
2 IC 31-6-4-15.9(f) before their repeal).

3 SECTION 17. IC 9-24-2-2.5, AS AMENDED BY P.L.257-2017,  
4 SECTION 38, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
5 JULY 1, 2021]: Sec. 2.5. (a) The bureau shall suspend the driving  
6 privileges or invalidate the learner's permit **or driving card learner's**  
7 **permit** of an individual who is under an order entered by a court under  
8 IC 35-43-1-2(d).

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

13 SECTION 18. IC 9-24-2-3, AS AMENDED BY P.L.198-2016,  
14 SECTION 424, IS AMENDED TO READ AS FOLLOWS  
15 [EFFECTIVE JULY 1, 2021]: Sec. 3. (a) The bureau may not issue a  
16 driver's license, **or driving card**, learner's permit, **or driving card**  
17 **learner's permit** or grant driving privileges to the following  
18 individuals:

19 (1) An individual whose driving privileges have been suspended,  
20 during the period for which the driving privileges are suspended,  
21 or to an individual whose driver's license **or driving card** has  
22 been revoked, until the time the bureau is authorized under  
23 Indiana law to issue the individual a new driver's license **or**  
24 **driving card**.

25 (2) An individual whose learner's permit **or driving card**  
26 **learner's permit** has been suspended or revoked until the time  
27 the bureau is authorized under Indiana law to issue the individual  
28 a new learner's permit **or driving card learner's permit**.

29 (3) An individual who, in the opinion of the bureau, is afflicted  
30 with or suffering from a physical or mental disability or disease  
31 that prevents the individual from exercising reasonable and  
32 ordinary control over a motor vehicle while operating the motor  
33 vehicle on a highway.

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

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

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

39 (B) the bureau waives the examination requirement.

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



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

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

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

7 (B) the Title IV-D agency;

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

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

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

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

23 SECTION 19. IC 9-24-2-4, AS AMENDED BY P.L.198-2016,  
 24 SECTION 426, IS AMENDED TO READ AS FOLLOWS  
 25 [EFFECTIVE JULY 1, 2021]: Sec. 4. (a) If an individual is less than  
 26 eighteen (18) years of age and is a habitual truant, is under a  
 27 suspension or an expulsion or has withdrawn from school as described  
 28 in section 1 of this chapter, the bureau shall, upon notification by an  
 29 authorized representative of the individual's school corporation,  
 30 suspend the individual's driving privileges until the earliest of the  
 31 following:

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

33 (2) One hundred twenty (120) days after the individual is  
 34 suspended.

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

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

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

42 (2) That the individual has the right to appeal the suspension of



1 the driving privileges.  
 2 (c) If an aggrieved individual believes that:  
 3 (1) the information provided was technically incorrect; or  
 4 (2) the bureau committed a technical or procedural error;  
 5 the aggrieved individual may appeal the invalidation of a driver's  
 6 license **or driving card** under section 5 of this chapter.  
 7 (d) If an individual satisfies the conditions for reinstatement of a  
 8 ~~driver's license~~ **the individual's driving privileges** under this section,  
 9 the individual may submit to the bureau for review the necessary  
 10 information certifying that at least one (1) of the events described in  
 11 subsection (a) has occurred.  
 12 (e) Upon reviewing and certifying the information received under  
 13 subsection (d), the bureau shall reinstate the individual's driving  
 14 privileges.  
 15 (f) An individual may not operate a motor vehicle in violation of this  
 16 section.  
 17 (g) An individual whose driving privileges are suspended under this  
 18 section is eligible to apply for specialized driving privileges under  
 19 IC 9-30-16.  
 20 (h) The bureau shall reinstate the driving privileges of an individual  
 21 whose driving privileges were suspended under this section if the  
 22 individual does the following:  
 23 (1) Establishes to the satisfaction of the principal of the school  
 24 where the action occurred that caused the suspension of the  
 25 driving privileges that the individual has:  
 26 (A) enrolled in a full-time or part-time program of education;  
 27 and  
 28 (B) participated for thirty (30) or more days in the program of  
 29 education.  
 30 (2) Submits to the bureau a form developed by the bureau that  
 31 contains:  
 32 (A) the verified signature of the principal or the president of  
 33 the governing body of the school described in subdivision (1);  
 34 and  
 35 (B) notification to the bureau that the person has complied  
 36 with subdivision (1).  
 37 An individual may appeal the decision of a principal under subdivision  
 38 (1) to the governing body of the school corporation where the  
 39 principal's school is located.  
 40 SECTION 20. IC 9-24-3-1, AS AMENDED BY P.L.155-2019,  
 41 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 42 JULY 1, 2021]: Sec. 1. (a) Except as otherwise provided in this article,



1 the bureau shall issue an operator's license to an individual who meets  
2 the following conditions:

3 (1) Satisfies the age requirements set forth in section 2.5 of this  
4 chapter.

5 (2) Makes proper application to the bureau under IC 9-24-9 upon  
6 a form prescribed by the bureau. The form must include an  
7 attestation concerning the number of hours of supervised driving  
8 practice that the individual has completed if the individual is  
9 required under section 2.5 of this chapter to complete a certain  
10 number of hours of supervised driving practice in order to receive  
11 an operator's license. The:

12 (A) parent or guardian of an applicant less than eighteen (18)  
13 years of age; or

14 (B) applicant, if the applicant is at least eighteen (18) years of  
15 age;

16 shall attest in writing under penalty of perjury to the time logged  
17 in practice driving.

18 (3) Satisfactorily passes the examination and tests required for  
19 issuance of an operator's license under IC 9-24-10.

20 (4) Except as provided in subsection (e), pays the following  
21 applicable fee:

22 (A) For an individual who is less than seventy-five (75) years  
23 of age, seventeen dollars and fifty cents (\$17.50).

24 (B) For an individual who is at least seventy-five (75) years of  
25 age but less than eighty-five (85) years of age, eleven dollars  
26 (\$11).

27 (C) For an individual who is at least eighty-five (85) years of  
28 age, seven dollars (\$7).

29 (b) A fee described in subsection (a)(4)(A) **or** (f)(2)(A) shall be  
30 distributed as follows:

31 (1) Fifty cents (\$0.50) to the state motor vehicle technology fund.

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

33 (3) Four dollars and fifty cents (\$4.50) to the motor vehicle  
34 highway account.

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

37 (5) Nine dollars and twenty-five cents (\$9.25) to the commission  
38 fund.

39 (c) A fee described in subsection (a)(4)(B) **or** (f)(2)(B) shall be  
40 distributed as follows:

41 (1) Fifty cents (\$0.50) to the state motor vehicle technology fund.

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



- 1 (3) Three dollars (\$3) to the motor vehicle highway account.
- 2 (4) One dollar and twenty-five cents (\$1.25) to the integrated
- 3 public safety communications fund.
- 4 (5) Four dollars and seventy-five cents (\$4.75) to the commission
- 5 fund.
- 6 (d) A fee described in subsection (a)(4)(C) **or** (f)(2)(C) shall be
- 7 distributed as follows:
- 8 (1) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- 9 (2) One dollar (\$1) to the crossroads 2000 fund.
- 10 (3) Two dollars (\$2) to the motor vehicle highway account.
- 11 (4) One dollar and twenty-five cents (\$1.25) to the integrated
- 12 public safety communications fund.
- 13 (5) Two dollars and twenty-five cents (\$2.25) to the commission
- 14 fund.
- 15 (e) A fee described in subsection (a)(4) **or** (f)(2) may not be charged
- 16 to an individual who:
- 17 (1) is under the care and supervision of the department of child
- 18 services; or
- 19 (2) represents, pursuant to IC 31-36-3-4(b), a homeless youth (as
- 20 defined in IC 31-36-3-4) and presents a fee and consent waiver
- 21 affidavit described in IC 31-36-3-4(c);
- 22 and meets all other requirements for an operator's license under
- 23 IC 9-24.
- 24 **(f) The bureau shall issue a driving card to an individual who:**
- 25 **(1) meets the criteria described in IC 9-24-3.5; and**
- 26 **(2) subject to subsection (e), pays the applicable fee as follows:**
- 27 **(A) For an individual who is less than seventy-five (75)**
- 28 **years of age, seventeen dollars and fifty cents (\$17.50).**
- 29 **(B) For an individual who is at least seventy-five (75) years**
- 30 **of age but less than eighty-five (85) years of age, eleven**
- 31 **dollars (\$11).**
- 32 **(C) For an individual who is at least eighty-five (85) years**
- 33 **of age, seven dollars (\$7).**
- 34 SECTION 21. IC 9-24-3.5 IS ADDED TO THE INDIANA CODE
- 35 AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE
- 36 JULY 1, 2021]:
- 37 **Chapter 3.5. Driving Card**
- 38 **Sec. 1. An individual who is unable to present the valid**
- 39 **documentary evidence required by IC 9-24-9-2.5 may apply to the**
- 40 **bureau for a driving card.**
- 41 **Sec. 2. The bureau shall issue a driving card to an individual**
- 42 **who meets the following conditions:**



- 1 (1) Satisfies the age requirements set forth in section 3 of this  
 2 chapter.  
 3 (2) Makes proper application to the bureau under IC 9-24-9  
 4 upon a form prescribed by the bureau. The form must include  
 5 an attestation concerning the number of hours of supervised  
 6 driving practice that the individual has completed if the  
 7 individual is required under section 3 of this chapter to  
 8 complete a certain number of hours of supervised driving  
 9 practice in order to receive a driving card. The:  
 10 (A) parent or guardian of an applicant less than eighteen  
 11 (18) years of age; or  
 12 (B) applicant, if the applicant is at least eighteen (18) years  
 13 of age;  
 14 shall attest in writing under penalty of perjury to the time  
 15 logged in practice driving.  
 16 (3) Satisfactorily passes the examination and tests required  
 17 for issuance of a driving card under IC 9-24-10.  
 18 (4) Pays the fee prescribed by IC 9-24-3-1(f).
- 19 **Sec. 3. (a) An individual must satisfy the requirements set forth**  
 20 **in one (1) of the following subdivisions to receive a driving card:**  
 21 (1) The individual meets the following conditions:  
 22 (A) Is at least sixteen (16) years and ninety (90) 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) Obtains an instructor's certification that the individual  
 26 has satisfactorily completed an approved driver education  
 27 course.  
 28 (D) Passes the required examinations.  
 29 (E) Completes at least fifty (50) hours of supervised driving  
 30 practice, of which at least ten (10) hours are nighttime  
 31 driving, as provided in subsection (b).  
 32 (2) The individual meets the following conditions:  
 33 (A) Is at least sixteen (16) years and two hundred seventy  
 34 (270) days of age.  
 35 (B) Has held a valid driving card learner's permit for at  
 36 least one hundred eighty (180) days.  
 37 (C) Passes the required examinations.  
 38 (D) Completes at least fifty (50) hours of supervised  
 39 driving practice, of which at least ten (10) hours are  
 40 nighttime driving, as provided in subsection (b).  
 41 (3) The individual meets the following conditions:  
 42 (A) Is at least sixteen (16) years and one hundred eighty





- 1 (180) days of age but less than eighteen (18) years of age.  
 2 (B) Has previously been a nonresident of Indiana, but at  
 3 the time of application, qualifies as an Indiana resident.  
 4 (C) Has held for at least one hundred eighty (180) days a  
 5 valid driver's license, excluding a learner's permit or the  
 6 equivalent, in the state or a combination of states in which  
 7 the individual formerly resided.  
 8 (D) Passes the required examinations.
- 9 (4) The individual meets the following conditions:  
 10 (A) Is at least eighteen (18) years of age.  
 11 (B) Has previously been a nonresident of Indiana, but at  
 12 the time of application, qualifies as an Indiana resident.  
 13 (C) Held a valid driver's license, excluding a learner's  
 14 permit or the equivalent, from the state of prior residence.  
 15 (D) Passes the required examinations.
- 16 (5) The individual meets the following conditions:  
 17 (A) Is at least eighteen (18) years of age.  
 18 (B) Is a person with a disability.  
 19 (C) Has successfully completed driver rehabilitation  
 20 training by a certified driver rehabilitation specialist  
 21 recognized by the bureau.  
 22 (D) Passes the required examinations.
- 23 (b) An applicant who is required to complete at least fifty (50)  
 24 hours of supervised driving under subsection (a)(1)(E) or (a)(2)(D)  
 25 must do the following:  
 26 (1) If the applicant is less than eighteen (18) years of age,  
 27 complete the practice driving with:  
 28 (A) a licensed driver, with valid driving privileges, who is:  
 29 (i) at least twenty-five (25) years of age; and  
 30 (ii) related to the applicant by blood, marriage, or legal  
 31 status;  
 32 (B) the spouse of the applicant who is:  
 33 (i) a licensed driver with valid driving privileges; and  
 34 (ii) at least twenty-one (21) years of age; or  
 35 (C) an individual with valid driving privileges who:  
 36 (i) is licensed as a driver education instructor under  
 37 IC 9-27-6-8 and is working under the direction of a  
 38 driver training school described in IC 9-27-6-3(a)(2); or  
 39 (ii) is a certified driver rehabilitation specialist  
 40 recognized by the bureau who is employed through a  
 41 driver rehabilitation program.
- 42 (2) If the applicant is at least eighteen (18) years of age,



- 1 complete the driving practice with:
- 2 (A) a licensed driver, with valid driving privileges, who is
- 3 at least twenty-five (25) years of age; or
- 4 (B) the spouse of the applicant who is:
- 5 (i) a licensed driver with valid driving privileges; and
- 6 (ii) at least twenty-one (21) years of age.
- 7 (3) If the applicant is less than eighteen (18) years of age and
- 8 is under the care and supervision of the department of child
- 9 services, complete the driving practice with:
- 10 (A) a licensed driver with valid driving privileges who is:
- 11 (i) at least twenty-five (25) years of age; and
- 12 (ii) related to the applicant by blood, marriage, or legal
- 13 status;
- 14 (B) a licensed driver with valid driving privileges who is:
- 15 (i) at least twenty-five (25) years of age; and
- 16 (ii) approved by the department of child services; or
- 17 (C) an individual with valid driving privileges who is:
- 18 (i) licensed as a driver education instructor under
- 19 IC 9-27-6-8 and is working under the direction of a
- 20 driver training school described in IC 9-27-6-3(a)(2); or
- 21 (ii) a certified driver rehabilitation specialist recognized
- 22 by the bureau who is employed through a driver
- 23 rehabilitation program.
- 24 (4) Submit to the commission under IC 9-24-9-2(c) evidence
- 25 of the time logged in practice driving.
- 26 (c) The bureau may waive:
- 27 (1) up to six (6) months of the age requirement;
- 28 (2) any of the experience or practice and driving
- 29 requirements; or
- 30 (3) the requirements described in both subdivisions (1) and
- 31 (2);
- 32 for an individual making an application for the individual's driving
- 33 card due to hardship conditions.
- 34 Sec. 4. A driving card must include a statement on the face of
- 35 the card that indicates that the driving card may not be accepted
- 36 by any federal agency for federal identification or any other
- 37 federal purpose.
- 38 Sec. 5. A driving card allows the holder to operate a passenger
- 39 motor vehicle or a truck with a declared gross weight equal to or
- 40 less than eleven thousand (11,000) pounds.
- 41 Sec. 6. An individual who holds a driving card and operates a
- 42 motor vehicle shall verify that financial responsibility on any



1 **motor vehicle that the holder operates is continuously maintained**  
 2 **in the amounts required by IC 9-25-4.**

3 **Sec. 7. The bureau shall adopt rules under IC 4-22-2 to**  
 4 **implement this chapter.**

5 SECTION 22. IC 9-24-7-1, AS AMENDED BY P.L.155-2019,  
 6 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 7 JULY 1, 2021]: Sec. 1. (a) The bureau shall issue a learner's permit **or**  
 8 **driving card learner's permit** to an individual who satisfies the  
 9 following conditions:

10 (1) Makes a proper application in the form and manner prescribed  
 11 by the bureau.

12 (2) Except as provided in subsection ~~(d)~~, **(e)**, pays a fee under  
 13 subsection ~~(b)~~ **(c)** or ~~(c)~~, **(d)**, as applicable.

14 (3) If less than eighteen (18) years of age, is not ineligible under  
 15 IC 9-24-2-1.

16 (4) Has passed a written examination as required under  
 17 IC 9-24-10.

18 (5) Either:

19 (A) is at least sixteen (16) years of age; or

20 (B) if at least fifteen (15) years of age but less than sixteen  
 21 (16) years of age, is enrolled in an approved driver education  
 22 course.

23 **(b) An individual who is unable to present the valid**  
 24 **documentary evidence required by IC 9-24-9-2.5 may apply for a**  
 25 **driving card learner's permit. A driving card learner's permit may**  
 26 **be used only as the basis to acquire a driving card under**  
 27 **IC 9-24-3.5. A driving card learner's permit must include a**  
 28 **statement on the face of the card that indicates that the driving**  
 29 **card learner's permit may not be accepted by any federal agency**  
 30 **for federal identification or any other federal purpose. A driving**  
 31 **card learner's permit allows the holder to operate a passenger**  
 32 **motor vehicle or a truck with a declared gross weight equal to or**  
 33 **less than eleven thousand (11,000) pounds. An individual who holds**  
 34 **a driving card learner's permit and operates a motor vehicle shall**  
 35 **verify that financial responsibility on any motor vehicle that the**  
 36 **holder operates is continuously maintained in the amounts**  
 37 **required by IC 9-25-4.**

38 ~~(b)~~ **(c)** The fee for a learner's permit issued before January 1, 2017,  
 39 is nine dollars and fifty cents (\$9.50). The fee shall be distributed as  
 40 follows:

41 (1) Fifty cents (\$0.50) to the motor vehicle highway account.

42 (2) Fifty cents (\$0.50) to the state motor vehicle technology fund.



- 1 (3) Two dollars (\$2) to the crossroads 2000 fund.
- 2 (4) One dollar and seventy-five cents (\$1.75) to the integrated
- 3 public safety communications fund.
- 4 (5) Four dollars and seventy-five cents (\$4.75) to the commission
- 5 fund.
- 6 ~~(c)~~ (d) The fee for a learner's permit issued after December 31,
- 7 2016, **or a driving card learner's permit issued after June 30, 2021,**
- 8 is nine dollars (\$9). The fee shall be distributed as follows:
- 9 (1) Twenty-five cents (\$0.25) to the motor vehicle highway
- 10 account.
- 11 (2) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- 12 (3) Two dollars (\$2) to the crossroads 2000 fund.
- 13 (4) One dollar and twenty-five cents (\$1.25) to the integrated
- 14 public safety communications fund.
- 15 (5) Five dollars (\$5) to the commission fund.
- 16 ~~(d)~~ (e) A fee described in subsection (a) may not be charged to an
- 17 individual who:
- 18 (1) is under the care and supervision of the department of child
- 19 services; or
- 20 (2) represents, pursuant to IC 31-36-3-4(b), a homeless youth (as
- 21 defined in IC 31-36-3-4) and presents a fee and consent waiver
- 22 affidavit described in IC 31-36-3-4(c);
- 23 and meets all other requirements for a learner's permit under IC 9-24.
- 24 SECTION 23. IC 9-24-7-4, AS AMENDED BY P.L.116-2017,
- 25 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 26 JULY 1, 2021]: Sec. 4. **Except as provided in section 1(b) of this**
- 27 **chapter, a learner's permit or driving card learner's permit**
- 28 **authorizes the holder to operate a motor vehicle, except a motorcycle,**
- 29 **a Class A motor driven cycle, or a commercial motor vehicle, upon a**
- 30 **highway under the following conditions:**
- 31 (1) While the holder is participating in practice driving in an
- 32 approved driver education course and is accompanied in the front
- 33 seat of the motor vehicle by an individual with valid driving
- 34 privileges who:
- 35 (A) is 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 (B) is a certified driver rehabilitation specialist recognized by
- 39 the bureau who is employed through a driver rehabilitation
- 40 program.
- 41 (2) While the holder is participating in practice driving after
- 42 having commenced an approved driver education course and is



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



- 1 (B) a licensed driver with valid driving privileges who is:  
 2 (i) at least twenty-five (25) years of age; and  
 3 (ii) approved by the department of child services; or  
 4 (C) an individual with valid driving privileges who is:  
 5 (i) licensed as a driver education instructor under  
 6 IC 9-27-6-8 and is working under the direction of a driver  
 7 training school described in IC 9-27-6-3(a)(2); or  
 8 (ii) a certified driver rehabilitation specialist recognized by  
 9 the bureau who is employed through a driver rehabilitation  
 10 program.

11 SECTION 24. IC 9-24-7-5, AS AMENDED BY P.L.125-2012,  
 12 SECTION 200, IS AMENDED TO READ AS FOLLOWS  
 13 [EFFECTIVE JULY 1, 2021]: Sec. 5. (a) A holder of a learner's permit  
 14 may take the skills examination for an operator's license not later than  
 15 the expiration date of the learner's permit.

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

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

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

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

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

24 SECTION 25. IC 9-24-7-7, AS AMENDED BY P.L.85-2013,  
 25 SECTION 33, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 26 JULY 1, 2021]: Sec. 7. The bureau shall publish the following:

27 (1) An online driving guide that may be used by the holder of a  
 28 learner's permit **or a driving card learner's permit** and the  
 29 parent of the holder of a learner's permit **or a driving card**  
 30 **learner's permit**, if applicable.

31 (2) An online log that must be completed to show evidence of the  
 32 completion of the hours of supervised practice driving required  
 33 under IC 9-24-3-2.5(a)(1)(E), **or** IC 9-24-3-2.5(a)(2)(D),  
 34 **IC 9-24-3.5-3(a)(1)(E), or IC 9-24-3.5-3(a)(2)(D), as**  
 35 **applicable.**

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

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

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



- 1 (3) The gender of the applicant.  
 2 (4) The applicant's height, weight, hair color, and eye color.  
 3 (5) The address of the applicant.  
 4 (6) A:  
 5 (A) valid Social Security number; or  
 6 (B) verification of an applicant's:  
 7 (i) ineligibility to be issued a Social Security number; and  
 8 (ii) identity and lawful status;  
 9 **unless the applicant is applying for a driving card under**  
 10 **IC 9-24-3.5 or a driving card learner's permit under**  
 11 **IC 9-24-7-1(b). An applicant for a driving card or driving**  
 12 **card learner's permit must submit a valid individual taxpayer**  
 13 **identification number for the applicant.**  
 14 (7) Whether the applicant has been subject to fainting spells or  
 15 seizures.  
 16 (8) Whether the applicant has been issued a driver's license or has  
 17 been the holder of a permit, and if so, when and by what  
 18 jurisdiction.  
 19 (9) Whether the applicant's driver's license or permit has ever  
 20 been suspended or revoked, and if so, the date of and the reason  
 21 for the suspension or revocation.  
 22 (10) Whether the applicant has been convicted of:  
 23 (A) a crime punishable as a felony under Indiana motor  
 24 vehicle law; or  
 25 (B) any other felony in the commission of which a motor  
 26 vehicle was used;  
 27 that has not been expunged by a court.  
 28 (11) Whether the applicant has a physical or mental disability,  
 29 and if so, the nature of the disability.  
 30 (12) The signature of the applicant showing the applicant's legal  
 31 name as it appears or will appear on the driver's license or permit.  
 32 (13) A digital photograph of the applicant.  
 33 (14) Any other information the bureau requires.  
 34 (b) For purposes of subsection (a), an individual certified as a  
 35 program participant in the address confidentiality program under  
 36 IC 5-26.5 is not required to provide the individual's address, but may  
 37 provide an address designated by the office of the attorney general  
 38 under IC 5-26.5 as the individual's address.  
 39 (c) In addition to the information required by subsection (a), an  
 40 applicant who is required to complete at least fifty (50) hours of  
 41 supervised practice driving under IC 9-24-3-2.5(a)(1)(E), **or**  
 42 IC 9-24-3-2.5(a)(2)(D), **IC 9-24-3.5-3(a)(1)(E), or**



1 **IC 9-24-3.5-3(a)(2)(D)** must submit to the bureau evidence of the time  
2 logged in practice driving.

3 SECTION 27. IC 9-24-9-2.5, AS AMENDED BY P.L.198-2016,  
4 SECTION 465, IS AMENDED TO READ AS FOLLOWS  
5 [EFFECTIVE JULY 1, 2021]: Sec. 2.5. **(a) Except as provided in**  
6 **subsection (b)**, in addition to the information required from the  
7 applicant for a driver's license or permit under sections 1 and 2 of this  
8 chapter, the bureau shall require an applicant to present to the bureau  
9 valid documentary evidence that the applicant:

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

28 **(b) An applicant for a driving card under IC 9-24-3.5 or a**  
29 **driving card learner's permit under IC 9-24-7-1(b) who is unable**  
30 **to provide the documentation required under subsection (a) must**  
31 **provide the bureau with:**

- 32 **(1) documentation of residence in Indiana as required by rules**  
33 **adopted by the bureau under IC 4-22-2 or emergency rules**  
34 **adopted in the manner provided under IC 4-22-2-37.1; and**  
35 **(2) documentation of identity, including a certified copy of the**  
36 **individual's birth certificate, a foreign passport, or other**  
37 **documentation considered acceptable under the rules**  
38 **established by the bureau.**

39 **The bureau shall establish rules for the types of acceptable**  
40 **documentation permitted under this subsection.**

41 SECTION 28. IC 9-24-10-4, AS AMENDED BY P.L.211-2019,  
42 SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE





1 JULY 1, 2021]: Sec. 4. (a) Except as provided in subsection (c), an  
 2 examination for a learner's permit, ~~or~~ driver's license, **driving card**  
 3 **learner's permit, or driving card** must include the following:

4 (1) A test of the following of the applicant:

5 (A) Eyesight.

6 (B) Ability to read and understand highway signs regulating,  
 7 warning, and directing traffic.

8 (C) Knowledge of Indiana traffic laws, including IC 9-26-1-1.5  
 9 and IC 9-21-12-1.

10 (2) An actual demonstration of the applicant's skill in exercising  
 11 ordinary and reasonable control in the operation of a motor  
 12 vehicle under the type of permit or driver's license applied for.

13 (b) The examination may include further physical and mental  
 14 examination that the bureau finds necessary to determine the  
 15 applicant's fitness to operate a motor vehicle safely upon a highway.  
 16 The applicant must provide the motor vehicle used in the examination.  
 17 An autocycle may not be used as the motor vehicle provided for the  
 18 examination.

19 (c) The bureau may waive:

20 (1) the testing required under subsection (a)(1)(A) if the applicant  
 21 provides evidence from a licensed ophthalmologist or licensed  
 22 optometrist that the applicant's vision is fit to operate a motor  
 23 vehicle in a manner that does not jeopardize the safety of  
 24 individuals or property;

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

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

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

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

33 (A) an examination concerning:

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

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

36 (B) a skills test;

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

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

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

42 (B) was previously a nonresident but now qualifies as an



1 Indiana resident at the time of application; and  
 2 (C) holds a valid driver's license, excluding a learner's permit  
 3 or its equivalent, from the applicant's state of prior residence.  
 4 (d) The following are not civilly or criminally liable for a report  
 5 made in good faith to the bureau, commission, or driver licensing  
 6 medical advisory board concerning the fitness of the applicant to  
 7 operate a motor vehicle in a manner that does not jeopardize the safety  
 8 of individuals or property:  
 9 (1) An instructor having a license under IC 9-27-6-8.  
 10 (2) A licensed ophthalmologist or licensed optometrist.  
 11 SECTION 29. IC 9-24-10-7, AS AMENDED BY P.L.198-2016,  
 12 SECTION 476, IS AMENDED TO READ AS FOLLOWS  
 13 [EFFECTIVE JULY 1, 2021]: Sec. 7. (a) If the bureau has good cause  
 14 to believe that a licensed driver is:  
 15 (1) incompetent; or  
 16 (2) otherwise unfit to operate a motor vehicle;  
 17 the bureau may, upon written notice of at least five (5) days, require the  
 18 licensed driver to submit to an examination, an investigation of the  
 19 driver's continued fitness to operate a motor vehicle safely, including  
 20 requesting medical information from the driver or the driver's health  
 21 care sources, or both an examination and an investigation.  
 22 (b) Upon the conclusion of all examinations and investigations of a  
 23 driver under this section, the bureau:  
 24 (1) shall take appropriate action; and  
 25 (2) may:  
 26 (A) suspend or revoke the driver's license, **driving card**, or  
 27 driving privileges of the licensed driver;  
 28 (B) permit the licensed driver to retain the driver's license,  
 29 **driving card**, or driving privileges of the licensed driver; or  
 30 (C) issue restricted driving privileges subject to restrictions the  
 31 bureau considers necessary in the interest of public safety.  
 32 (c) If a licensed driver refuses or neglects to submit to an  
 33 examination or investigation under this section, the bureau may  
 34 suspend or revoke the driver's license, **driving card**, or driving  
 35 privileges of the licensed driver. The bureau may not suspend or revoke  
 36 the driver's license, **driving card**, or driving privileges of the licensed  
 37 driver until a reasonable investigation of the driver's continued fitness  
 38 to operate a motor vehicle safely has been made by the bureau.  
 39 (d) A licensed driver may appeal an action taken by the bureau  
 40 under this section to the circuit court or superior court of the county in  
 41 which the licensed driver resides.  
 42 SECTION 30. IC 9-24-11-3.5, AS AMENDED BY P.L.147-2018,



1 SECTION 18, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
2 JULY 1, 2021]: Sec. 3.5. (a) This section applies:

- 3 (1) to an individual who is less than twenty-one (21) years of age;  
4 and  
5 (2) during the one hundred eighty (180) day period after the  
6 individual is issued a driver's license **or driving card** under this  
7 article.

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

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

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

- 12 (i) lawful employment;  
13 (ii) a school sanctioned activity; or  
14 (iii) a religious event; or

15 (B) accompanied in the front seat of the motor vehicle by a  
16 licensed driver with valid driving privileges who 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; or

20 (2) in which there are passengers, unless:

21 (A) each passenger in the motor vehicle is:

- 22 (i) a child or stepchild of the individual;  
23 (ii) a sibling of the individual, including step or half  
24 siblings;  
25 (iii) the spouse of the individual;  
26 (iv) a parent or legal guardian of the individual;  
27 (v) a grandparent of the individual; or  
28 (vi) any combination of individuals described in items (i)  
29 through (v); or

30 (B) the individual is accompanied in the front seat of the motor  
31 vehicle by a licensed driver with valid driving privileges who  
32 is:

- 33 (i) at least twenty-five (25) years of age; or  
34 (ii) if the licensed driver is the individual's spouse, at least  
35 twenty-one (21) years of age.

36 SECTION 31. IC 9-24-11-4, AS AMENDED BY P.L.120-2020,  
37 SECTION 27, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
38 JULY 1, 2021]: Sec. 4. (a) Except as provided in ~~subsection~~  
39 **subsections (d) and (f)**, an individual may not hold or possess more  
40 than one (1) credential at a time.

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

- 42 (1) a credential; and



- 1 (2) a driver's license or identification card issued by a government  
 2 authority that issues driver's licenses and identification cards from  
 3 another state, territory, federal district, commonwealth, or  
 4 possession of the United States.
- 5 (c) An individual shall destroy or surrender to the bureau any and  
 6 all credentials, driver's licenses, or identification cards that would  
 7 cause the individual to violate subsection (a) or (b).
- 8 (d) An individual may hold both a credential in physical form and  
 9 in the form of a mobile credential issued under this article at the same  
 10 time.
- 11 (e) An individual who violates this section commits a Class C  
 12 infraction.
- 13 ~~(f) Notwithstanding the July 1, 2021, effective date in HEA~~  
 14 ~~1506-2019, SECTION 48 (P.L.178-2019), this section takes effect July~~  
 15 ~~1, 2020 (rather than July 1, 2021):~~
- 16 **(f) This section does not apply to the possession of a driving card**  
 17 **or a driving card learner's permit.**
- 18 SECTION 32. IC 9-24-11-5, AS AMENDED BY P.L.120-2020,  
 19 SECTION 28, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 20 JULY 1, 2021]: Sec. 5. (a) Except as provided in subsection (d), a  
 21 learner's permit, ~~or~~ driver's license, **driving card learner's permit, or**  
 22 **driving card** issued under this article must contain the following  
 23 information:
- 24 (1) The full legal name of the permittee or licensee.
  - 25 (2) The date of birth of the permittee or licensee.
  - 26 (3) The address of the principal residence of the permittee or  
 27 licensee.
  - 28 (4) The hair color and eye color of the permittee or licensee.
  - 29 (5) The date of issue and expiration date of the permit or license.
  - 30 (6) The gender of the permittee or licensee.
  - 31 (7) The unique identifying number of the permit or license.
  - 32 (8) The weight of the permittee or licensee.
  - 33 (9) The height of the permittee or licensee.
  - 34 (10) A reproduction of the signature of the permittee or licensee.
  - 35 (11) If the permittee or licensee is less than eighteen (18) years of  
 36 age at the time of issuance, the dates, notated prominently, on  
 37 which the permittee or licensee will become:
    - 38 (A) eighteen (18) years of age; and
    - 39 (B) twenty-one (21) years of age.
  - 40 (12) If the permittee or licensee is at least eighteen (18) years of  
 41 age but less than twenty-one (21) years of age at the time of  
 42 issuance, the date, notated prominently, on which the permittee or



1 licensee will become twenty-one (21) years of age.

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

4 (b) The bureau may provide for the omission of a photograph or  
5 computerized image from any driver's license, **or** learner's permit,  
6 **driving card, or driving card learner's permit** if there is good cause  
7 for the omission. However, a driver's license, **or** learner's permit,  
8 **driving card, or driving card learner's permit** issued without a  
9 digital photograph must include a statement that indicates that the  
10 driver's license, **or** learner's permit, **driving card, or driving card**  
11 **learner's permit** may not be accepted by a federal agency for federal  
12 identification or any other federal purpose.

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

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

16 (2) has a pending application for asylum in the United States;

17 (3) has a pending or approved application for temporary protected  
18 status in the United States;

19 (4) has approved deferred action status; or

20 (5) has a pending application for adjustment of status to that of an  
21 alien lawfully admitted for permanent residence in the United  
22 States or conditional permanent residence status in the United  
23 States;

24 must be clearly identified as a temporary driver's license or learner's  
25 permit. A temporary driver's license or learner's permit issued under  
26 this subsection may not be renewed without the presentation of valid  
27 documentary evidence proving that the licensee's or permittee's  
28 temporary status has been extended.

29 (d) For purposes of subsection (a), an individual certified as a  
30 program participant in the address confidentiality program under  
31 IC 5-26.5 is not required to provide the address of the individual's  
32 principal residence, but may provide an address designated by the  
33 office of the attorney general under IC 5-26.5 as the address of the  
34 individual's principal residence.

35 ~~(e) Notwithstanding the July 1, 2021, effective date in HEA~~  
36 ~~1506-2019, SECTION 49 (P.L.178-2019), this section takes effect July~~  
37 ~~1, 2020 (rather than July 1, 2021):~~

38 SECTION 33. IC 9-24-11-5.5, AS AMENDED BY P.L.120-2020,  
39 SECTION 29, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
40 JULY 1, 2021]: Sec. 5.5. (a) If an individual has:

41 (1) indicated on the application for a driver's license or learner's  
42 permit that the individual is a veteran and wishes to have an



1 indication of the individual's veteran status appear on the driver's  
2 license or learner's permit; and

3 (2) provided proof at the time of application of the individual's  
4 veteran status;

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

7 (b) If an individual has:

8 (1) indicated on the individual's application for a driver's license  
9 or learner's permit that the applicant:

10 (A) is a surviving spouse of a veteran; and

11 (B) wishes to have an indication of the applicant's status as a  
12 surviving spouse of a veteran appear on the driver's license or  
13 learner's permit; and

14 (2) provided the documentation necessary to verify that the  
15 applicant was married, at the time of the decedent's death, to a  
16 veteran;

17 an indication of the individual's status as a surviving spouse of a  
18 veteran shall be shown on the driver's license or learner's permit.

19 (c) If an individual submits information concerning the individual's  
20 medical condition in conjunction with the individual's application for  
21 a driver's license, ~~or~~ learner's permit, **driving card, or driving card**  
22 **learner's permit**, the bureau shall place an identifying symbol in a  
23 prominent location on a driver's license, ~~or~~ learner's permit, **driving**  
24 **card, or driving card learner's permit** to indicate that the individual  
25 has a medical condition of note. The bureau shall include information  
26 on the individual's driver's license, ~~or~~ learner's permit, **driving card, or**  
27 **driving card learner's permit** that briefly describes the individual's  
28 medical condition. The information must be notated in a manner that  
29 alerts an individual reading the driver's license, ~~or~~ learner's permit,  
30 **driving card, or driving card learner's permit** to the existence of the  
31 medical condition. The individual submitting the information  
32 concerning the medical condition is responsible for its accuracy.

33 ~~(d) Notwithstanding the July 1, 2021, effective date in HEA~~  
34 ~~1506-2019, SECTION 50 (P.L.178-2019), this section takes effect July~~  
35 ~~1, 2020 (rather than July 1, 2021).~~

36 SECTION 34. IC 9-24-11-7, AS AMENDED BY P.L.198-2016,  
37 SECTION 486, IS AMENDED TO READ AS FOLLOWS  
38 [EFFECTIVE JULY 1, 2021]: Sec. 7. The bureau, when issuing a  
39 permit or driver's license, may, whenever good cause appears, impose  
40 restrictions suitable to the licensee's or permittee's driving ability with  
41 respect to the type of or special mechanical control devices required on  
42 a motor vehicle that the licensee operates. The bureau may impose



1 other restrictions applicable to the licensee or permittee that the bureau  
 2 determines are appropriate to assure the safe operation of a motor  
 3 vehicle by the licensee or permittee, including a requirement to take  
 4 prescribed medication. When the restrictions are imposed, the bureau  
 5 may:

6 (1) issue either a special restricted license **or a special restricted**  
 7 **permit;** or ~~shall~~

8 (2) set forth the restrictions upon the usual license **or permit**  
 9 form.

10 SECTION 35. IC 9-24-12-0.5, AS AMENDED BY P.L.198-2016,  
 11 SECTION 489, IS AMENDED TO READ AS FOLLOWS  
 12 [EFFECTIVE JULY 1, 2021]: Sec. 0.5. (a) A learner's permit expires  
 13 two (2) years after the date of issuance.

14 **(b) A driving card learner's permit expires one (1) year after the**  
 15 **date of issuance.**

16 ~~(b)~~ (c) A motorcycle permit expires one (1) year after the date of  
 17 issuance. A motorcycle permit may be renewed one (1) time for a  
 18 period of one (1) year. An individual who does not obtain a motorcycle  
 19 endorsement under IC 9-24-8.5 before the expiration of the renewed  
 20 motorcycle permit may not reapply for a new motorcycle permit for a  
 21 period of one (1) year after the date of expiration of the renewed  
 22 motorcycle permit.

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

27 ~~(d)~~ (e) The fee to renew a permit that expires under this section is  
 28 the applicable fee to issue the permit under this article.

29 SECTION 36. IC 9-24-12-1, AS AMENDED BY P.L.156-2020,  
 30 SECTION 47, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 31 JULY 1, 2021]: Sec. 1. (a) Except as provided in sections 10 and 11 of  
 32 this chapter, an operator's license issued to an applicant who is at least  
 33 seventy-five (75) years of age expires at midnight of the birthday of the  
 34 holder that occurs three (3) years following the date of issuance.

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

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



1 ~~IC 9-24-9-2.5(9)~~ **IC 9-24-9-2.5(a)(9)**, the operator's license expires:

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

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

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

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

12 SECTION 37. IC 9-24-12-2.5 IS ADDED TO THE INDIANA  
13 CODE AS A **NEW** SECTION TO READ AS FOLLOWS  
14 [EFFECTIVE JULY 1, 2021]: **Sec. 2.5. Except as provided in section**  
15 **11 of this chapter, a driving card issued to an applicant expires at**  
16 **midnight of the birthday of the holder that occurs one (1) year**  
17 **following the date of issuance.**

18 SECTION 38. IC 9-24-12-4, AS AMENDED BY P.L.147-2018,  
19 SECTION 19, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
20 JULY 1, 2021]: Sec. 4. (a) Except as provided in subsections (b), ~~and~~  
21 (c), **and (d)**, the application for renewal of:

22 (1) an operator's license;

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

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

27 (4) an identification card; ~~or~~

28 (5) a photo exempt identification card; **or**

29 **(6) a driving card;**

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

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

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





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

5           SECTION 39. IC 9-24-12-5, AS AMENDED BY P.L.178-2019,  
 6 SECTION 52, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 7 JULY 1, 2021]: Sec. 5. (a) Except as provided in subsection (b), and  
 8 subject to subsection (d), an individual applying for renewal of an  
 9 operator's **license**, a chauffeur's **license**, **or** a public passenger  
 10 chauffeur's license, **or a driving card**, including any endorsements in  
 11 effect with respect to the license **or driving card**, must apply in person  
 12 at a license branch and do the following:

13           (1) Pass an eyesight examination.

14           (2) Pass a written examination if:

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

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

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

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

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

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

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

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

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

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

41               (A) address; or

42               (B) name;



- 1 of the individual since the issuance or previous renewal of the  
 2 individual's operator's, chauffeur's, or public passenger chauffeur's  
 3 license.  
 4 (7) The operator's, chauffeur's, or public passenger chauffeur's  
 5 license of the individual must not be:  
 6 (A) suspended; or  
 7 (B) expired more than one hundred eighty (180) days;  
 8 at the time of the application for renewal.  
 9 (8) If the individual is seventy-five (75) years of age or older at  
 10 the time of the application for renewal, the individual must  
 11 provide proof, on a form approved by the bureau, that the  
 12 individual has passed an eyesight examination within thirty (30)  
 13 days prior to the renewal application.  
 14 (c) An individual applying for the renewal of an operator's **license**,  
 15 a chauffeur's **license**, or a public passenger chauffeur's license, **or a**  
 16 **driving card**, including any endorsements in effect with respect to the  
 17 license **or driving card**, must apply in person at a license branch under  
 18 subsection (a) if the individual is not entitled to apply by mail or by  
 19 electronic service under subsection (b).  
 20 (d) The bureau may not issue or renew a chauffeur's or a public  
 21 passenger chauffeur's license after December 31, 2016. If a holder of  
 22 a chauffeur's or a public passenger chauffeur's license applies after  
 23 December 31, 2016, for renewal of the chauffeur's or public passenger  
 24 chauffeur's license, the bureau shall issue to the holder an operator's  
 25 license with a for-hire endorsement if the holder:  
 26 (1) applies in a form and manner prescribed by the bureau; and  
 27 (2) satisfies the requirements for renewal of an operator's license,  
 28 including the fee and examination requirements under this  
 29 section.  
 30 (e) An individual applying for the renewal of an operator's license  
 31 **or driving card** shall pay the following applicable fee:  
 32 (1) If the individual is less than seventy-five (75) years of age,  
 33 seventeen dollars and fifty cents (\$17.50). The fee shall be  
 34 distributed as follows:  
 35 (A) Fifty cents (\$0.50) to the state motor vehicle technology  
 36 fund.  
 37 (B) Two dollars (\$2) to the crossroads 2000 fund.  
 38 (C) Four dollars and fifty cents (\$4.50) to the motor vehicle  
 39 highway account.  
 40 (D) One dollar and twenty-five cents (\$1.25) to the integrated  
 41 public safety communications fund.  
 42 (E) Nine dollars and twenty-five cents (\$9.25) to the



- 1 commission fund.
- 2 (2) If the individual is at least seventy-five (75) years of age and  
3 less than eighty-five (85) years of age, eleven dollars (\$11). The  
4 fee shall be distributed as follows:
- 5 (A) Fifty cents (\$0.50) to the state motor vehicle technology  
6 fund.
- 7 (B) One dollar and fifty cents (\$1.50) to the crossroads 2000  
8 fund.
- 9 (C) Three dollars (\$3) to the motor vehicle highway account.
- 10 (D) One dollar and twenty-five cents (\$1.25) to the integrated  
11 public safety communications fund.
- 12 (E) Four dollars and seventy-five cents (\$4.75) to the  
13 commission fund.
- 14 (3) If the individual is at least eighty-five (85) years of age, seven  
15 dollars (\$7). The fee shall be distributed as follows:
- 16 (A) Fifty cents (\$0.50) to the state motor vehicle technology  
17 fund.
- 18 (B) One dollar (\$1) to the crossroads 2000 fund.
- 19 (C) Two dollars (\$2) to the motor vehicle highway account.
- 20 (D) One dollar and twenty-five cents (\$1.25) to the integrated  
21 public safety communications fund.
- 22 (E) Two dollars and twenty-five cents (\$2.25) to the  
23 commission fund.

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

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

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

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

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

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

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



1 **IC 9-24-9-2.5(a)(10)** expires:

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

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

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

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

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

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

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

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

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

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

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

42 (2) The individual must be a citizen of the United States, as



1 shown in the records of the bureau.

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

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

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

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

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

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

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

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

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

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

37 commits a Class B misdemeanor.

38 (b) **A person that knowingly or intentionally counterfeits or**  
39 **falsely reproduces a driving card:**

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

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

42 **commits a Class B misdemeanor.**



1 SECTION 47. IC 9-24-18-9, AS AMENDED BY P.L.198-2016,  
 2 SECTION 532, IS AMENDED TO READ AS FOLLOWS  
 3 [EFFECTIVE JULY 1, 2021]: Sec. 9. (a) The bureau may establish a  
 4 driving record for an Indiana resident who does not hold any type of  
 5 valid driving license **or a driving card**. The driving record shall be  
 6 established for an unlicensed driver when the bureau receives an  
 7 abstract of court conviction for the type of conviction that would appear  
 8 on an official driver's record.

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

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

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

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

19 (A) A moving traffic violation.

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

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

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

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

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

31 A driving record may not contain voter registration information.

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

39 (1) The judgment is satisfied or stayed.

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

42 SECTION 49. IC 9-25-6-15, AS AMENDED BY P.L.178-2019,



1 SECTION 56, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
2 JULY 1, 2021]: Sec. 15. (a) An individual:

3 (1) whose driving privileges are suspended under this article; and  
4 (2) who seeks the reinstatement of the driving privileges;  
5 must pay a reinstatement fee to the bureau as provided in subsection  
6 (b).

7 (b) The reinstatement fee under subsection (a) is as follows:

8 (1) For a first suspension, two hundred fifty dollars (\$250).

9 (2) For a second suspension, five hundred dollars (\$500).

10 (3) For a third or subsequent suspension, one thousand dollars  
11 (\$1,000).

12 (c) Each fee paid under this section or section 15.1 of this chapter  
13 shall be deposited in the financial responsibility compliance  
14 verification fund established by IC 9-25-9-7 as follows:

15 (1) Forty-eight percent (48%) of a fee paid after a first suspension.

16 (2) Thirty-nine percent (39%) of a fee paid after a second  
17 suspension.

18 (3) Twenty-seven percent (27%) of a fee paid after a third or  
19 subsequent suspension.

20 The remaining amount of each fee paid under this section or section  
21 15.1 of this chapter must be deposited in the motor vehicle highway  
22 account.

23 (d) If:

24 (1) a person's driving privileges are suspended for registering or  
25 operating a vehicle in violation of IC 9-25-4-1;

26 (2) the person is required to pay a fee for the reinstatement of the  
27 person's license **or driving card** under this section; and

28 (3) the person later establishes that the person did not register or  
29 operate a vehicle in violation of IC 9-25-4-1;

30 the fee paid by the person under this section shall be refunded.

31 SECTION 50. IC 9-25-7-3, AS AMENDED BY P.L.198-2016,  
32 SECTION 545, IS AMENDED TO READ AS FOLLOWS  
33 [EFFECTIVE JULY 1, 2021]: Sec. 3. (a) The bureau shall, upon  
34 request, cancel a bond or return a certificate of insurance, direct the  
35 treasurer of state to return to the person entitled any money or  
36 securities deposited under this article as proof of financial  
37 responsibility, or waive the requirement of filing proof of financial  
38 responsibility in any of the following circumstances:

39 (1) At any time after three (3) years from the date the proof was  
40 required, if during the three (3) year period preceding the request  
41 the person furnishing the proof has not been convicted of an  
42 offense referred to in IC 9-30-4-6.1.



1 (2) If the person on whose behalf the proof was filed dies or the  
 2 person becomes permanently incapable of operating a motor  
 3 vehicle.

4 (3) If the person who has given proof of financial responsibility  
 5 surrenders the person's driver's license **or driving card**,  
 6 registration certificates, and registration plates to the bureau. The  
 7 bureau may not release the proof if an action for damages upon a  
 8 liability referred to in this article is pending, a judgment upon a  
 9 liability is outstanding and unsatisfied, or the bureau has received  
 10 notice that the person has, within the period of three (3) months  
 11 immediately preceding, been involved as a driver in a motor  
 12 vehicle accident. An affidavit of the applicant of the nonexistence  
 13 of the facts referred to in this subdivision is sufficient evidence of  
 14 the nonexistence of the facts in the absence of evidence to the  
 15 contrary in the records of the department.

16 (b) Whenever a person to whom proof has been surrendered under  
 17 subsection (a)(3) applies for an operator's or chauffeur's license, **a**  
 18 **driving card**, or the registration of a motor vehicle within a period of  
 19 three (3) years from the date the proof of financial responsibility was  
 20 originally required, the bureau shall reject the application unless the  
 21 applicant reestablishes the proof for the remainder of the period.

22 SECTION 51. IC 9-25-7-6, AS AMENDED BY P.L.198-2016,  
 23 SECTION 546, IS AMENDED TO READ AS FOLLOWS  
 24 [EFFECTIVE JULY 1, 2021]: Sec. 6. (a) This section does not apply to  
 25 an Indiana resident or an individual who operates a motor vehicle in  
 26 Indiana.

27 (b) Subject to subsection (c), an individual:

28 (1) whose driver's license, driving privileges, or registration was  
 29 suspended and who is required to prove financial responsibility  
 30 extending into the future in order to have the individual's driving  
 31 privileges reinstated; and

32 (2) who no longer operates a motor vehicle in Indiana and has  
 33 become a nonresident;

34 is not required to prove financial responsibility into the future in order  
 35 to have the individual's driver's license, driving privileges, or  
 36 registration temporarily reinstated to allow licensing or registration in  
 37 the other state or foreign jurisdiction.

38 (c) An individual described in subsection (b) who, during the three  
 39 (3) year period following the suspension described in subsection (b)(1):

40 (1) applies to the bureau for a driver's license **or driving card**; or

41 (2) registers a motor vehicle in Indiana;

42 must maintain proof of future financial responsibility for the unexpired





1 portion of the three (3) year period as required under this article.

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

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

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

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

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

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

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

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

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

21 (1) and (2):

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

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

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

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

33 (iii) A 911 telephone operator.

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

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

40 (B) if after reasonable inquiry the operator cannot find the  
41 owner or person in charge of the damaged vehicle or property,  
42 the operator must contact a law enforcement officer or agency



- 1 and provide the information required by this section.
- 2 (b) An operator of a motor vehicle who knowingly or intentionally
- 3 fails to comply with subsection (a) commits leaving the scene of an
- 4 accident, a Class B misdemeanor. However, the offense is:
- 5 (1) a Class A misdemeanor if the accident results in bodily injury
- 6 to another person;
- 7 (2) a Level 6 felony if:
- 8 (A) the accident results in moderate or serious bodily injury to
- 9 another person; or
- 10 (B) within the five (5) years preceding the commission of the
- 11 offense, the operator had a previous conviction of any of the
- 12 offenses listed in IC 9-30-10-4(a);
- 13 (3) a Level 4 felony if the accident results in the death or
- 14 catastrophic injury of another person; and
- 15 (4) a Level 3 felony if the operator knowingly or intentionally
- 16 fails to stop or comply with subsection (a) during or after the
- 17 commission of the offense of operating while intoxicated causing
- 18 serious bodily injury (IC 9-30-5-4) or operating while intoxicated
- 19 causing death or catastrophic injury (IC 9-30-5-5).
- 20 (c) An operator of a motor vehicle who commits an offense under
- 21 subsection (b)(1), (b)(2), (b)(3), or (b)(4) commits a separate offense
- 22 for each person whose injury or death was a result of the accident.
- 23 (d) A court may order terms of imprisonment imposed on a person
- 24 convicted of more than one (1) offense described in subsection (b)(1),
- 25 (b)(2), (b)(3), or (b)(4) to run consecutively. Consecutive terms of
- 26 imprisonment imposed under this subsection are not subject to the
- 27 sentencing restrictions set forth in IC 35-50-1-2(c) through
- 28 IC 35-50-1-2(d).
- 29 SECTION 53. IC 9-26-1-1.5, AS AMENDED BY P.L.188-2015,
- 30 SECTION 100, IS AMENDED TO READ AS FOLLOWS
- 31 [EFFECTIVE JULY 1, 2021]: Sec. 1.5. (a) If:
- 32 (1) the operator of a motor vehicle is physically incapable of
- 33 determining the need for or rendering assistance to any injured or
- 34 entrapped person as required under section 1.1(a)(3) of this
- 35 chapter;
- 36 (2) there is another occupant in the motor vehicle at the time of
- 37 the accident who is:
- 38 (A) at least:
- 39 (i) fifteen (15) years of age and holds a learner's permit
- 40 issued under IC 9-24-7-1, ~~or~~ a driver's license issued under
- 41 IC 9-24-11, ~~or~~ **a driving card issued under IC 9-24-3.5, or**
- 42 **a driving card learner's permit issued under**



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



- 1 (E) a state educational institution (as defined in  
 2 IC 21-7-13-32); or  
 3 (F) a nonaccredited nonpublic school.
- 4 (b) The term does not include a business enterprise that educates or  
 5 trains a person or prepares a person for an examination or a validation  
 6 given by the bureau to operate or drive a motor vehicle as a vocation.
- 7 SECTION 55. IC 9-27-6-4, AS AMENDED BY P.L.85-2013,  
 8 SECTION 70, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 9 JULY 1, 2021]: Sec. 4. As used in this chapter, "instructor" means the  
 10 following:
- 11 (1) An individual, whether acting as the operator of a driver  
 12 training school or on behalf of a driver training school, who for  
 13 compensation teaches, conducts classes for, gives demonstrations  
 14 to, or supervises the practice of individuals learning to operate or  
 15 drive motor vehicles or preparing to take an examination for a  
 16 driver's license **or a driving card.**
- 17 (2) An individual who supervises the work of an instructor.
- 18 (3) An individual licensed under IC 20-28-5-1.
- 19 (4) An individual under the authority of a postsecondary  
 20 proprietary educational institution (as defined in IC 22-4.1-21-9)  
 21 or a postsecondary credit bearing proprietary educational  
 22 institution (as defined in IC 21-18.5-2-12) who is teaching,  
 23 conducting classes for, giving demonstrations to, or supervising  
 24 the practice of individuals learning to operate or drive motor  
 25 vehicles or preparing to take an examination for a driver's license  
 26 **or a driving card.**
- 27 (5) An individual under the authority of a state educational  
 28 institution (as defined in IC 21-7-13-32) who is teaching,  
 29 conducting classes for, giving demonstrations to, or supervising  
 30 the practice of individuals learning to operate or drive motor  
 31 vehicles or preparing to take an examination for a driver's license  
 32 **or a driving card.**
- 33 SECTION 56. IC 9-27-6-5, AS AMENDED BY P.L.85-2013,  
 34 SECTION 71, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 35 JULY 1, 2021]: Sec. 5. (a) As used in this section, "advisory board"  
 36 refers to the driver education advisory board established by subsection  
 37 (b).
- 38 (b) The driver education advisory board is established to advise the  
 39 commissioner in the administration of the policies of the commission  
 40 and the bureau regarding driver education.
- 41 (c) The advisory board is composed of seven (7) individuals  
 42 appointed by the commissioner as follows:



- 1 (1) Three (3) members must be driver education professionals  
 2 endorsed by the bureau under section 8 of this chapter. In the  
 3 selection of individuals for membership under this subdivision,  
 4 consideration must be given to driver education instruction  
 5 performed in urban and rural areas.
- 6 (2) One (1) member must be a traffic safety advocate.  
 7 (3) One (1) member must be a representative of the bureau.  
 8 (4) One (1) member must be a representative of higher education.  
 9 (5) One (1) member must be a representative of the insurance  
 10 industry.
- 11 (d) A member of the advisory board serves a two (2) year term. A  
 12 member may not be appointed to more than two (2) consecutive full  
 13 terms. Each member serves until the member's successor is appointed  
 14 and qualified.
- 15 (e) A member of the advisory board may be removed for good  
 16 cause.
- 17 (f) A vacancy on the advisory board shall be filled by the  
 18 appointment by the commissioner of an individual to fill the position  
 19 to which the vacating member was appointed under subsection (c) for  
 20 the vacating member's unexpired term.
- 21 (g) The advisory board shall:
- 22 (1) consult with and advise the commissioner in the  
 23 administration of the policies of the commission and the bureau  
 24 regarding driver education; and  
 25 (2) suggest rules regarding the education and training of persons  
 26 to operate or drive motor vehicles or to prepare a person for an  
 27 examination or validation for a driver's license **or a driving card.**
- 28 (h) A member of the advisory board is not subject to liability in a  
 29 civil action for bodily injury or property damage arising from or  
 30 thought to have arisen from an action taken in good faith as a member  
 31 of the advisory board.
- 32 SECTION 57. IC 9-30-2-4 IS AMENDED TO READ AS  
 33 FOLLOWS [EFFECTIVE JULY 1, 2021]: Sec. 4. (a) This section does  
 34 not apply to a person arrested for a misdemeanor under IC 9-30-5  
 35 (operating a vehicle while intoxicated).
- 36 (b) If a person is arrested for a misdemeanor under this title, the  
 37 arrested person shall be immediately taken before a court within the  
 38 county in which the offense charged is alleged to have been committed  
 39 and that has jurisdiction of the offense and is nearest or most accessible  
 40 to the place where the arrest is made in any of the following cases:
- 41 (1) When the person demands an immediate appearance before a  
 42 court.



1 (2) When the person is charged with an offense causing or  
 2 contributing to an accident resulting in injury to or death of a  
 3 person.

4 (3) When the person is charged with failure to stop for an accident  
 5 causing death, personal injuries, or damage to property.

6 (4) When the person refuses to give the person's written promise  
 7 to appear in court.

8 (5) When the person is charged with driving while the person's  
 9 license **or driving card** is suspended or revoked.

10 SECTION 58. IC 9-30-3-15, AS AMENDED BY P.L.198-2016,  
 11 SECTION 595, IS AMENDED TO READ AS FOLLOWS  
 12 [EFFECTIVE JULY 1, 2021]: Sec. 15. In a proceeding, prosecution, or  
 13 hearing where the prosecuting attorney must prove that the defendant  
 14 had a prior conviction for an offense under this title, the relevant  
 15 portions of a certified computer printout or electronic copy made from  
 16 the records of the bureau are admissible as prima facie evidence of the  
 17 prior conviction. However, the prosecuting attorney must establish that  
 18 the document identifies the defendant by the defendant's driver's  
 19 license **or driving card** number or by any other identification method  
 20 utilized by the bureau.

21 SECTION 59. IC 9-30-4-6.1, AS ADDED BY P.L.198-2016,  
 22 SECTION 598, IS AMENDED TO READ AS FOLLOWS  
 23 [EFFECTIVE JULY 1, 2021]: Sec. 6.1. (a) The bureau shall suspend  
 24 or revoke the current driver's license or driving privileges and all  
 25 certificates of registration and proof of registration issued to or  
 26 registered in the name of an individual who is convicted of any of the  
 27 following:

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

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

32 (A) this chapter; or

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

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

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

41 However, and unless otherwise required by law, the bureau may not  
 42 suspend a certificate of registration or proof of registration if the



1 individual gives and maintains, during the three (3) years following the  
 2 date of suspension or revocation, proof of financial responsibility in the  
 3 future in the manner specified in this section.

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

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

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

11 (A) this chapter; or

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

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

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

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

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

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

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

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



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

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

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

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





1 (h) An entry in the driving record of a defendant stating that notice  
 2 of suspension or revocation was mailed by the bureau to the defendant  
 3 constitutes prima facie evidence that the notice was mailed to the  
 4 defendant's address as shown in the records of the bureau.

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

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

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

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

18 (b) The abstract must state the following:

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

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

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

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

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



1 indigent.

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

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

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

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

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

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

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

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

30 (2) Impose other appropriate conditions.

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

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

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



1 bureau a certified abstract of the record of the conviction of a person  
2 in the court for a violation of a law relating to motor vehicles.

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

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

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

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

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

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

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

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

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

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

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

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

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

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



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

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

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

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

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

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

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

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

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

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

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

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

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



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



1 court that are part of the same episode of criminal conduct shall be  
 2 served concurrently. A court may grant credit time for any suspension  
 3 that began before the conviction, except as prohibited by section  
 4 6(a)(2) of this chapter.

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

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

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

17 (1) The court shall:

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

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

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

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

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

36 (A) a congestion of the court calendar;

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

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

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

42 (5) If the person moves for a continuance of the specialized



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

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

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

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

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

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

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

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

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

39 (f) An individual who has been granted specialized driving  
 40 privileges 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 state identification card, ~~or~~ driver's  
 7 license, **or driving card.**
- 8 (g) An individual who holds a commercial driver's license and has  
 9 been granted specialized driving privileges under this chapter may not,  
 10 for the duration of the suspension for which the specialized driving  
 11 privileges are sought, operate any vehicle that requires the individual  
 12 to hold a commercial driver's license to operate the vehicle.
- 13 (h) Whenever a suspension of an individual's driving privileges  
 14 under this chapter is terminated because:
- 15 (1) the underlying conviction, judgment, or finding that forms the  
 16 basis of the suspension is reversed, vacated, or dismissed; or
- 17 (2) the individual is acquitted of, found not liable for, or otherwise  
 18 found not to have committed the underlying act or offense that  
 19 forms the basis of the suspension;
- 20 the individual's specialized driving privileges expire at the time the  
 21 suspension of the individual's driving privileges is terminated.
- 22 (i) The court shall inform the bureau of a termination of a  
 23 suspension and expiration of specialized driving privileges as described  
 24 under subsection (h) in a format designated by the bureau.
- 25 SECTION 71. IC 9-30-16-3.5, AS AMENDED BY P.L.29-2020,  
 26 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 27 JULY 1, 2021]: Sec. 3.5. (a) If a court imposes a suspension of driving  
 28 privileges under IC 9-21-5-11(f), the court may stay the suspension and  
 29 grant a specialized driving privilege as set forth in this section.
- 30 (b) Except as provided in subsection (g), specialized driving  
 31 privileges granted under this section shall be granted for a period of  
 32 time as determined by the court. A court, at its discretion, may set  
 33 periodic review hearings to review an individual's specialized driving  
 34 privileges.
- 35 (c) Specialized driving privileges granted under this section:
- 36 (1) must be determined by a court; and
- 37 (2) are limited to restricting the individual to being allowed to  
 38 operate a motor vehicle between the place of employment of the  
 39 individual and the individual's residence.
- 40 (d) An individual who has been granted specialized driving  
 41 privileges under this section shall:
- 42 (1) maintain proof of future financial responsibility insurance





1 during the period of specialized driving privileges;

2 (2) carry a copy of the order granting specialized driving  
3 privileges or have the order in the vehicle being operated by the  
4 individual;

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

7 (4) carry a validly issued driver's license **or driving card**.

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

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

18 (1) be verified by the petitioner;

19 (2) state the petitioner's age, date of birth, and address;

20 (3) state the grounds for relief and the relief sought;

21 (4) be filed in the court that ordered or imposed the suspension;  
22 and

23 (5) be served on the bureau and the prosecuting attorney.

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

26 (g) Whenever a suspension of an individual's driving privileges  
27 under this chapter is terminated because:

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

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

33 the individual's specialized driving privileges expire at the time the  
34 suspension of the individual's driving privileges is terminated.

35 (h) The court shall inform the bureau of a termination of a  
36 suspension of driving privileges and expiration of specialized driving  
37 privileges as described under subsection (g) in a format designated by  
38 the bureau.

39 SECTION 72. IC 9-30-16-5, AS AMENDED BY P.L.10-2019,  
40 SECTION 47, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
41 JULY 1, 2021]: Sec. 5. (a) A person who knowingly or intentionally  
42 violates a condition imposed by a court under section 3, 3.5, or 4 of this



1 chapter, or imposed under IC 9-30-10-14.2, commits a Class C  
 2 misdemeanor. The prosecuting attorney may notify the court that issued  
 3 the specialized driving privileges order of the alleged violation. If the  
 4 specialized driving privileges order is from a different county, the  
 5 prosecuting attorney may also notify the prosecuting attorney in that  
 6 county of the violation.

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

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

18 (1) is entitled to credit for any days during which the license **or**  
 19 **driving card** was suspended under IC 9-30-6-9(c); and

20 (2) may not receive any credit for days during which the person's  
 21 driving privileges were suspended under IC 9-30-6-9(b).

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

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

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

41 (1) the charges against the person are dismissed;

42 (2) the person is acquitted; or



(3) the person's conviction is vacated or reversed on appeal.

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

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

- (1) at least thirteen (13) years of age but less than fifteen (15) years of age;
- (2) a habitual truant under the definition of habitual truant established under subsection (b); and
- (3) identified in the information submitted to the bureau of motor vehicles under subsection (f);

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

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

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

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

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

(e) Upon review, the governing body may determine that the individual's attendance record has improved to the degree that the



1 individual may become eligible to be issued an operator's license, ~~or~~ a  
 2 learner's permit, **a driving card, or a driving card learner's permit.**

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

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

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

14 (1) who:

- 15 (A) attends or last attended a public school;
- 16 (B) is at least sixteen (16) years of age but less than eighteen  
 17 (18) years of age; and
- 18 (C) has not completed the requirements for graduation;

19 (2) who:

- 20 (A) wishes to withdraw from school before graduation;
- 21 (B) fails to return at the beginning of a semester; or
- 22 (C) stops attending school during a semester; and

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

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

- 26 (1) An exit interview is conducted.
- 27 (2) The individual's parent consents to the withdrawal.
- 28 (3) The school principal approves of the withdrawal.
- 29 (4) The withdrawal is due to:
  - 30 (A) financial hardship and the individual must be employed to  
 31 support the individual's family or a dependent;
  - 32 (B) illness; or
  - 33 (C) an order by a court that has jurisdiction over the child.

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

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



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



1 individual is at least eighteen (18) years of age. For purposes of  
2 IC 9-24-2-1, the individual shall be considered a dropout.

3 (h) If:

- 4 (1) a principal has delivered the record required under subsection  
5 (f) or (g), or both; and  
6 (2) the school subsequently gives consent to the individual to  
7 withdraw from school under this section;

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

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

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

- 28 (1) dealing in:  
29 (A) a controlled substance (as defined in IC 35-48-1-9); or  
30 (B) a counterfeit substance (as defined in IC 35-48-1-10);  
31 (2) possessing:  
32 (A) a controlled substance (as defined in IC 35-48-1-9); or  
33 (B) a prescription drug (as defined in IC 35-48-1-25);  
34 for which the child does not have a prescription; or  
35 (3) conspiring to commit an act described in subdivision (1) or  
36 (2).

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



1 SECTION 80. IC 31-37-19-14 IS AMENDED TO READ AS  
 2 FOLLOWS [EFFECTIVE JULY 1, 2021]: Sec. 14. (a) This section  
 3 applies if:

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

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

14 (A) on school property;

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

16 (C) on a school bus.

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

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

28 (1) dealing in:

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

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

31 (2) possessing:

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

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

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

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

36 (2).

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



1 SECTION 82. IC 31-37-19-16 IS AMENDED TO READ AS  
 2 FOLLOWS [EFFECTIVE JULY 1, 2021]: Sec. 16. (a) This section  
 3 applies if:

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

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

14 (A) on school property;

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

16 (C) on a school bus.

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

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

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

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

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

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

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

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





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



- 1 IC 35-47 as part of or in furtherance of an act of terrorism or  
 2 commonly used as consideration for a violation of IC 35-48-4  
 3 (other than items subject to forfeiture under IC 16-42-20-5 or  
 4 IC 16-6-8.5-5.1, before its repeal):
- 5 (A) furnished or intended to be furnished by any person in  
 6 exchange for an act that is in violation of a criminal statute;  
 7 (B) used to facilitate any violation of a criminal statute; or  
 8 (C) traceable as proceeds of the violation of a criminal statute.
- 9 (3) Any portion of real or personal property purchased with  
 10 money that is traceable as a proceed of a violation of a criminal  
 11 statute.
- 12 (4) A vehicle that is used by a person to:
- 13 (A) commit, attempt to commit, or conspire to commit;  
 14 (B) facilitate the commission of; or  
 15 (C) escape from the commission of;  
 16 murder (IC 35-42-1-1), dealing in a controlled substance resulting  
 17 in death (IC 35-42-1-1.5), kidnapping (IC 35-42-3-2), criminal  
 18 confinement (IC 35-42-3-3), rape (IC 35-42-4-1), child molesting  
 19 (IC 35-42-4-3), or child exploitation (IC 35-42-4-4), or an offense  
 20 under IC 35-47 as part of or in furtherance of an act of terrorism.
- 21 (5) Real property owned by a person who uses it to commit any of  
 22 the following as a Level 1, Level 2, Level 3, Level 4, or Level 5  
 23 felony:
- 24 (A) Dealing in or manufacturing cocaine or a narcotic drug (IC  
 25 35-48-4-1).  
 26 (B) Dealing in methamphetamine (IC 35-48-4-1.1).  
 27 (C) Manufacturing methamphetamine (IC 35-48-4-1.2).  
 28 (D) Dealing in a schedule I, II, or III controlled substance (IC  
 29 35-48-4-2).  
 30 (E) Dealing in a schedule IV controlled substance (IC  
 31 35-48-4-3).  
 32 (F) Dealing in marijuana, hash oil, hashish, or salvia (IC  
 33 35-48-4-10).  
 34 (G) Dealing in a synthetic drug (as defined in  
 35 IC 35-31.5-2-321) or synthetic drug lookalike substance (as  
 36 defined in IC 35-31.5-2-321.5 (before its repeal on July 1,  
 37 2019)) under IC 35-48-4-10.5 (before its repeal on July 1,  
 38 2019).  
 39 (H) Dealing in a controlled substance resulting in death (IC  
 40 35-42-1-1.5).
- 41 (6) Equipment and recordings used by a person to commit fraud  
 42 under IC 35-43-5-4(10).



- 1 (7) Recordings sold, rented, transported, or possessed by a person  
 2 in violation of IC 24-4-10.
- 3 (8) Property (as defined by IC 35-31.5-2-253) or an enterprise (as  
 4 defined by IC 35-45-6-1) that is the object of a corrupt business  
 5 influence violation (IC 35-45-6-2).
- 6 (9) Unlawful telecommunications devices (as defined in  
 7 IC 35-45-13-6) and plans, instructions, or publications used to  
 8 commit an offense under IC 35-45-13.
- 9 (10) Any equipment, including computer equipment and cellular  
 10 telephones, used for or intended for use in preparing,  
 11 photographing, recording, videotaping, digitizing, printing,  
 12 copying, or disseminating matter in violation of IC 35-42-4.
- 13 (11) Destructive devices used, possessed, transported, or sold in  
 14 violation of IC 35-47.5.
- 15 (12) Tobacco products that are sold in violation of IC 24-3-5,  
 16 tobacco products that a person attempts to sell in violation of  
 17 IC 24-3-5, and other personal property owned and used by a  
 18 person to facilitate a violation of IC 24-3-5.
- 19 (13) Property used by a person to commit counterfeiting or  
 20 forgery in violation of IC 35-43-5-2.
- 21 (14) After December 31, 2005, if a person is convicted of an  
 22 offense specified in IC 25-26-14-26(b) or IC 35-43-10, the  
 23 following real or personal property:
- 24 (A) Property used or intended to be used to commit, facilitate,  
 25 or promote the commission of the offense.
- 26 (B) Property constituting, derived from, or traceable to the  
 27 gross proceeds that the person obtained directly or indirectly  
 28 as a result of the offense.
- 29 (15) Except as provided in subsection (e), a vehicle used by a  
 30 person who operates the vehicle:
- 31 (A) while intoxicated, in violation of IC 9-30-5-1 through  
 32 IC 9-30-5-5, if in the previous five (5) years the person has two  
 33 (2) or more prior unrelated convictions for operating a motor  
 34 vehicle while intoxicated in violation of IC 9-30-5-1 through  
 35 IC 9-30-5-5; or
- 36 (B) on a highway while the person's driving privileges are  
 37 suspended in violation of IC 9-24-19-2 through IC 9-24-19-3,  
 38 if in the previous five (5) years the person has two (2) or more  
 39 prior unrelated convictions for operating a vehicle while  
 40 intoxicated in violation of IC 9-30-5-1 through IC 9-30-5-5.
- 41 If a court orders the seizure of a vehicle under this subdivision,  
 42 the court shall transmit an order to the bureau of motor vehicles



1 recommending that the bureau not permit a vehicle to be  
 2 registered in the name of the person whose vehicle was seized  
 3 until the person possesses a current driving license (as defined in  
 4 IC 9-13-2-41) **or driving card (as described in IC 9-24-3.5).**

5 (16) The following real or personal property:

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

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

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

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

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

20 (B) facilitate the commission of; or

21 (C) escape from the commission of;

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

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

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

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



- 1 (1) IC 35-42-1-1.5 (dealing in a controlled substance resulting in  
2 death).
- 3 (2) IC 35-48-4-1 (dealing in or manufacturing cocaine or a  
4 narcotic drug).
- 5 (3) IC 35-48-4-1.1 (dealing in methamphetamine).
- 6 (4) IC 35-48-4-1.2 (manufacturing methamphetamine).
- 7 (5) IC 35-48-4-2 (dealing in a schedule I, II, or III controlled  
8 substance).
- 9 (6) IC 35-48-4-3 (dealing in a schedule IV controlled substance).
- 10 (7) IC 35-48-4-4 (dealing in a schedule V controlled substance)  
11 as a Level 4 felony.
- 12 (8) IC 35-48-4-6 (possession of cocaine or a narcotic drug) as a  
13 Level 3, Level 4, or Level 5 felony.
- 14 (9) IC 35-48-4-6.1 (possession of methamphetamine) as a Level  
15 3, Level 4, or Level 5 felony.
- 16 (10) IC 35-48-4-10 (dealing in marijuana, hash oil, hashish, or  
17 salvia) as a Level 5 felony.
- 18 (11) IC 35-48-4-10.5 (before its repeal on July 1, 2019) (dealing  
19 in a synthetic drug or synthetic drug lookalike substance) as a  
20 Level 5 felony or Level 6 felony (or as a Class C felony or Class  
21 D felony under IC 35-48-4-10 before its amendment in 2013).
- 22 (e) A vehicle operated by a person who is not:
- 23 (1) an owner of the vehicle; or
- 24 (2) the spouse of the person who owns the vehicle;
- 25 is not subject to seizure under subsection (a)(15) unless it can be  
26 proven by a preponderance of the evidence that the owner of the  
27 vehicle knowingly permitted the vehicle to be used to engage in  
28 conduct that subjects it to seizure under subsection (a)(15).
- 29 SECTION 85. IC 35-43-1-2, AS AMENDED BY P.L.111-2018,  
30 SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
31 JULY 1, 2021]: Sec. 2. (a) A person who recklessly, knowingly, or  
32 intentionally damages or defaces property of another person without  
33 the other person's consent commits criminal mischief, a Class B  
34 misdemeanor. However, the offense is:
- 35 (1) a Class A misdemeanor if the pecuniary loss is at least seven  
36 hundred fifty dollars (\$750) but less than fifty thousand dollars  
37 (\$50,000); and
- 38 (2) a Level 6 felony if:
- 39 (A) the pecuniary loss is at least fifty thousand dollars  
40 (\$50,000);
- 41 (B) the damage causes a substantial interruption or impairment  
42 of utility service rendered to the public;



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



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



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





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

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

8 commits application fraud, a Level 6 felony.

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

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

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

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

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

