

HOUSE BILL No. 1441

DIGEST OF INTRODUCED BILL

Citations Affected: IC 9-19-19.

Synopsis: Installation of treated windows in motor vehicles. Provides that a person may not cover or tint a motor vehicle window in a manner that makes operation of the vehicle a violation of Indiana law. Provides an exception when the covering or tinting is done for medical purposes.

Effective: July 1, 2001.

Smith V

January 11, 2001, read first time and referred to Committee on Roads and Transportation.

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First Regular Session 112th General Assembly (2001)

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 2000 General Assembly.

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HOUSE BILL No. 1441



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 9-19-19-4 IS AMENDED TO READ AS
 2 FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 4. (a) This section does
 3 not apply to a manufacturer's tinting or glazing of motor vehicle
 4 windows or windshields that is otherwise in compliance with or
 5 permitted by FMVSS205 as promulgated in 49 CFR 571.205. Proof
 6 from the manufacturer, supplier, or installer that the tinting or glazing
 7 is in compliance with or permitted by FMVSS205 must be carried in
 8 the vehicle.

9 (b) This section does not apply to the driver of a vehicle:
 10 (1) that is owned by an individual required for medical reasons to
 11 be shielded from the direct rays of the sun; or
 12 (2) in which an individual required for medical reasons to be
 13 shielded from the direct rays of the sun is a habitual passenger.
 14 The medical reasons must be attested to by a physician licensed to
 15 practice in Indiana, and the physician's certification of that condition
 16 must be carried in the vehicle. The physician's certificate must be
 17 renewed annually.



1 (c) A person may not drive a motor vehicle that has a:

- 2 (1) windshield;
 3 (2) side wing;
 4 (3) side window that is part of a front door; or
 5 (4) rear back window;

6 that is covered by or treated with sunscreening material ~~or is tinted to~~
 7 ~~the extent or manufactured in a way that the occupants of the vehicle~~
 8 ~~cannot be easily identified or recognized through that window from~~
 9 ~~outside the vehicle. However, it is a defense if the~~ **so that when the**
 10 **sunscreening material is applied to those windows has a there is a** total
 11 solar reflectance of visible light of ~~not~~ more than twenty-five percent
 12 (25%) as measured on the nonfilm side and light transmittance of ~~at~~
 13 ~~least less than~~ thirty percent (30%) in the visible light range.

14 **(d) A person may not drive a motor vehicle that has a:**

- 15 **(1) windshield;**
 16 **(2) side wing;**
 17 **(3) side window that is part of a front door; or**
 18 **(4) rear back window;**

19 **that is tinted to a further extent than that certified by the**
 20 **manufacturer, supplier, or installer to be in compliance with or**
 21 **permitted by FMVSS205 as promulgated in 49 CFR 571.205.**

22 **(e) A person may not tint or otherwise cover or treat with**
 23 **sunscreening the parts of a vehicle described in subsections (c) and**
 24 **(d) so that operation of the vehicle after the tinting or sunscreening**
 25 **is performed is a violation of subsections (c) or (d). However, it is**
 26 **not a violation of this chapter if this work is performed for a**
 27 **person who submits a physician's statement as described in**
 28 **subsection (b) to the person who is to perform the work.**

29 SECTION 2. IC 9-19-19-7 IS AMENDED TO READ AS
 30 FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 7. (a) This section does
 31 not apply to a person who owns or operates a vehicle or combination
 32 of vehicles that:

- 33 (1) contains parts and accessories; and
 34 (2) is equipped;

35 as required under regulations of the United States Department of
 36 Transportation.

37 **(b) Except as provided in section 8 of this chapter, a person who**
 38 **violates this chapter commits a Class C infraction.**

39 SECTION 3. IC 9-19-19-8 IS ADDED TO THE INDIANA CODE
 40 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
 41 1, 2001]: **Sec. 8. A person who violates section 4(e) of this chapter**
 42 **commits a Class B infraction.**



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