

Adopted	Rejected
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COMMITTEE REPORT

YES:	11
NO:	1

MR. SPEAKER:

*Your Committee on Judiciary, to which was referred House Bill 1232, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:*

- 1 Page 1, delete lines 1 through 17.
- 2 Delete page 2.
- 3 Page 3, delete lines 1 through 25.
- 4 Page 4, between lines 9 and 10, begin a new paragraph and insert:
- 5 "SECTION 2. IC 9-30-5-8 IS AMENDED TO READ AS
- 6 FOLLOWS [EFFECTIVE JULY 1, 2003]: Sec. 8. (a) A person who
- 7 tampers with an ignition interlock device for the purpose of:
- 8 (1) circumventing the ignition interlock device; or
- 9 (2) rendering the ignition interlock device inaccurate or
- 10 inoperative;
- 11 commits a Class B ~~infraction~~: **misdemeanor**.
- 12 (b) A person who solicits another person to:
- 13 (1) blow into an ignition interlock device; or
- 14 (2) start a motor vehicle equipped with an ignition interlock
- 15 device;
- 16 for the purpose of providing an operable vehicle to a person who is

- 1 restricted to driving a vehicle with the ignition interlock device
 2 commits a Class C infraction."
- 3 Page 4, line 25, delete "If:".
- 4 Page 4, delete lines 26 through 34.
- 5 Page 4, line 35, delete "(d)".
- 6 Page 4, delete lines 41 through 42.
- 7 Page 5, delete line 1.
- 8 Page 5, line 2, delete "the court enters the order.".
- 9 Page 5, line 6, reset in roman "may".
- 10 Page 5, line 6, delete "shall".
- 11 Page 5, line 11, reset in roman "(d)".
- 12 Page 5, line 11, delete "(e)".
- 13 Page 5, line 16, delete "The court shall order that each motor
 14 vehicle".
- 15 Page 5, delete lines 17 through 18.
- 16 Page 5, line 19, delete "days after the date the court enters the
 17 order.".
- 18 Page 5, line 28, reset in roman "(e)".
- 19 Page 5, line 28, delete "(f)".
- 20 Page 5, line 36, reset in roman "(f)".
- 21 Page 5, line 36, delete "(g)".
- 22 Page 7, between lines 23 and 24, begin a new paragraph and insert:
 23 "SECTION 4. IC 9-30-5-16 IS AMENDED TO READ AS
 24 FOLLOWS [EFFECTIVE JULY 1, 2003]: Sec. 16. (a) Except as
 25 provided in subsection (b), the court may, in granting probationary
 26 driving privileges under this chapter, also order that the probationary
 27 driving privileges include the requirement that a person may not
 28 operate a motor vehicle unless the vehicle is equipped with a
 29 functioning certified ignition interlock device under IC 9-30-8.
- 30 (b) **The court shall order that a person convicted under section**
 31 **3 of this chapter may not operate a motor vehicle unless the motor**
 32 **vehicle is equipped with a functioning certified ignition interlock**
 33 **device.**
- 34 (c) A court may not order the installation of an ignition interlock
 35 device on a vehicle operated by an employee to whom any of the
 36 following apply:
- 37 (1) Has been convicted of violating ~~IC 9-30-5-1~~ or ~~IC 9-30-5-2~~.
 38 **section 1 or 2 of this chapter.**

1 (2) Is employed as the operator of a vehicle owned, leased, or
2 provided by the employee's employer.

3 (3) Is subject to a labor agreement that prohibits an employee who
4 is convicted of an alcohol related offense from operating the
5 employer's vehicle."

6 Renumber all SECTIONS consecutively.
(Reference is to HB 1232 as introduced.)

and when so amended that said bill do pass.

Representative Lawson L