

PREVAILED	Roll Call No. _____
FAILED	Ayes _____
WITHDRAWN	Noes _____
RULED OUT OF ORDER	

HOUSE MOTION _____

MR. SPEAKER:

I move that House Bill 1242 be amended to read as follows:

- 1 Page 2, line 6, after "individual" insert "**who is less than eighteen**
- 2 **years of age and**".
- 3 Page 2, line 11, after "individual" insert "**eighteen (18) years of age**
- 4 **or older**".
- 5 Page 2, line 11, delete "holds an" and insert "**holds a driver's**".
- 6 Page 2, line 12, delete "operator's".
- 7 Page 2, line 12, delete "other than" and insert "**whether or not the**
- 8 **driver's license is**".
- 9 Page 4, line 6, after "individual" insert "**who is less than eighteen**
- 10 **years of age**".
- 11 Page 4, after line 27, begin a new paragraph and insert:
- 12 "SECTION 5. IC 9-24-11-8 IS AMENDED TO READ AS
- 13 FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 8. (a) Except as
- 14 provided in subsections (b), ~~and~~ (c), **and (d)**, a person who violates this
- 15 chapter commits a Class C infraction.
- 16 (b) A person who:
- 17 (1) has been issued a permit or license on which there is a printed
- 18 or stamped restriction as provided under section 7 of this chapter;
- 19 and
- 20 (2) operates a motor vehicle in violation of the restriction;
- 21 commits a Class C misdemeanor. The license of a person who violates
- 22 this subsection may be suspended in the manner provided for the
- 23 suspension or revocation of an operator's license.
- 24 (c) A person who causes serious bodily injury to or the death of

1 another person when operating a motor vehicle after knowingly or
2 intentionally failing to take prescribed medication, the taking of which
3 was a condition of the issuance of the operator's restricted license under
4 section 7 of this chapter, commits a Class A misdemeanor. However,
5 the offense is a Class D felony if, within the five (5) years preceding
6 the commission of the offense, the person had a prior unrelated
7 conviction under this subsection.

8 **(d) The penalty for a violation of section 3(b)(4) of this chapter**
9 **is a civil penalty as set forth in IC 9-21-22-7.**

10 ~~(d)~~ (e) A person who violates subsection (c) commits a separate
11 offense for each person whose serious bodily injury or death is caused
12 by the violation of subsection (c)."

(Reference is to HB 1242 as printed February 13, 2009.)

Representative Summers