

# PROPOSED AMENDMENT

## SB 240 # 11

### DIGEST

Reckless driving and spinning. Removes provisions from the bill dealing with: (1) civil forfeiture; and (2) resisting law enforcement. Removes the Class A misdemeanor enhancement for obstructing traffic involving a rotational skid as a first offense, and provides that obstruction of traffic is a Level 6 felony if the offense is committed in connection with reckless driving involving a rotational skid and the person has a prior unrelated conviction for: (1) obstruction of traffic involving a motor vehicle; (2) reckless driving involving a rotational skid; or (3) resisting law enforcement involving the operation of a motor vehicle.

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- 1 Page 6, delete lines 29 through 42.
- 2 Delete pages 7 through 13.
- 3 Page 14, delete lines 1 through 36, begin a new paragraph and
- 4 insert:
- 5 "SECTION 7. IC 35-44.1-2-13, AS AMENDED BY P.L.174-2021,
- 6 SECTION 76, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 7 JULY 1, 2024]: Sec. 13. (a) Except as provided in subsection (b), a
- 8 person who, with the intent to obstruct vehicular or pedestrian traffic,
- 9 obstructs vehicular or pedestrian traffic commits obstruction of traffic,
- 10 a Class B misdemeanor.
- 11 (b) The offense described in subsection (a) is:
- 12 (1) a Class A misdemeanor if the offense includes the use of a
- 13 motor vehicle;
- 14 (2) a Level 6 felony if:
- 15 (A) the offense results in serious bodily injury;
- 16 (B) the person blocks an authorized emergency vehicle (as
- 17 defined in IC 9-13-2-6) while the vehicle is:
- 18 (i) responding to an emergency call;
- 19 (ii) in the pursuit of an actual or suspected violator of the
- 20 law; or
- 21 (iii) responding to, but not returning from, a fire alarm;
- 22 if the vehicle is using visible or audible signals as required by
- 23 law; or
- 24 (C) the person obstructs the entryway to a facility that provides

1 emergency medical services; or  
2 **(D) the offense is committed in connection with reckless**  
3 **driving involving a rotational skid under IC 9-21-8-52(b)**  
4 **by a person who has a prior unrelated conviction for:**  
5 **(i) an offense under this section involving the use of a**  
6 **motor vehicle;**  
7 **(ii) reckless driving involving a rotational skid under**  
8 **IC 9-21-8-52(b); or**  
9 **(iii) resisting law enforcement involving the operation of**  
10 **a motor vehicle under IC 35-44.1-3-1; and**  
11 (3) a Level 5 felony if the offense results in catastrophic bodily  
12 injury or death.  
13 (c) A person who unreasonably obstructs vehicular or pedestrian  
14 traffic commits a Class C infraction.  
15 (d) It is a defense to an action under subsection (c) that the  
16 obstruction was caused by a vehicle malfunction."  
17 Renumber all SECTIONS consecutively.  
(Reference is to SB 240 as reprinted February 6, 2024.)