

Second Regular Session of the 123rd General Assembly (2024)

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 2023 Regular Session of the General Assembly.

## SENATE ENROLLED ACT No. 281

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AN ACT to amend the Indiana Code concerning motor vehicles.

*Be it enacted by the General Assembly of the State of Indiana:*

SECTION 1. IC 9-18.1-14-11, AS ADDED BY P.L.141-2017, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 11. (a) **As used in this section, "child restraint system" has the meaning set forth in IC 9-13-2-23.**

(b) **Except as provided in subsection (c), an individual less than eighteen (18) years of age who is operating or riding on an off-road vehicle shall wear a helmet that meets the standards established by the United States Department of Transportation under 49 CFR 571.218 as in effect January 1, 1979.**

(c) **An individual less than eighteen (18) years of age who is operating or riding on an off-road vehicle is not required to wear a helmet if:**

(1) **the individual is properly fastened and restrained by a child restraint system according to the child restraint system manufacturer's instructions;**

(2) **the child restraint system is designed to protect the individual's head; and**

(3) **the off-road vehicle:**

(A) **is factory equipped to secure the child in a child restraint system; and**

(B) **has a roll over protection structure.**

~~(b)~~ (d) **An individual who violates this section commits a Class C**

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infraction.

SECTION 2. IC 14-16-1-33, AS ADDED BY P.L.141-2017, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2024]: Sec. 33. A person who is:

- (1) the owner of an off-road vehicle;
- (2) in possession of an off-road vehicle; or
- (3) entitled to the possession of an off-road vehicle, whether by reason of legal title, lease, license, rental arrangement, lease with option to purchase, contract of conditional sale, or otherwise;

may not knowingly authorize or permit an individual less than eighteen (18) years of age to operate ~~the~~ **or ride on the** off-road vehicle in violation of IC 9-18.1-14-11.



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President of the Senate

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President Pro Tempore

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Speaker of the House of Representatives

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Governor of the State of Indiana

Date: \_\_\_\_\_ Time: \_\_\_\_\_

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