



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WITHDRAWN	Noes _____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

HOUSE MOTION _____

MR. SPEAKER:

I move that Engrossed Senate Bill 9 be amended to read as follows:

- 1 Page 4, after line 15, begin a new paragraph and insert:
- 2 "SECTION 3. IC 34-13-3-2, AS AMENDED BY P.L.111-2021,
- 3 SECTION 102, IS AMENDED TO READ AS FOLLOWS
- 4 [EFFECTIVE JULY 1, 2024]: Sec. 2. (a) This chapter applies to a
- 5 claim or suit in tort against any of the following:
- 6 (1) The bureau of motor vehicles commission established by
- 7 IC 9-14-9-1.
- 8 (2) A member of the bureau of motor vehicles commission board
- 9 established under IC 9-14-9-2.
- 10 (3) An employee of the bureau of motor vehicles commission.
- 11 (4) A member of the driver education advisory board established
- 12 by IC 9-27-6-5.
- 13 (5) An approved postsecondary educational institution (as defined
- 14 in IC 21-7-13-6(a)(1)), or an association acting on behalf of an
- 15 approved postsecondary educational institution, that:
- 16 (A) shares data with the commission for higher education
- 17 under IC 21-12-12-1; and
- 18 (B) is named as a defendant in a claim or suit in tort based on
- 19 any breach of the confidentiality of the data that occurs after
- 20 the institution has transmitted the data in compliance with
- 21 IC 21-12-12-1.

- 1 (6) The state fair commission established by IC 15-13-2-1.
- 2 (7) A member of the state fair commission established by
- 3 IC 15-13-2-1 or an employee of the state fair commission.
- 4 (8) The state fair board established by IC 15-13-5-1.
- 5 (9) A member of the state fair board established by IC 15-13-5-1.
- 6 **(b) Section 3 of this chapter does not apply to an action**
- 7 **concerning the attorney general's failure to protect confidential**
- 8 **information received or produced under IC 25-1-8.5.**
- 9 SECTION 4. IC 34-13-3-2.5, AS AMENDED BY P.L.111-2021,
- 10 SECTION 103, IS AMENDED TO READ AS FOLLOWS
- 11 [EFFECTIVE JULY 1, 2024]: Sec. 2.5. The addition of section ~~2(5)~~
- 12 **2(a)(5)** of this chapter by SEA 146-2016, SECTION 1, does not apply
- 13 to a claim or suit in tort against a postsecondary educational institution
- 14 if filed before March 30, 2016."
- 15 Renumber all SECTIONS consecutively.
(Reference is to ESB 9 as printed February 20, 2024.)

Representative DeLaney