

## **IC 9-30-14**

### **Chapter 14. Victim Impact Programs**

#### **IC 9-30-14-1**

##### **Covered offense**

Sec. 1. As used in this chapter, "covered offense" means the following:

(1) An offense:

(A) for which the offender's driving privileges may be suspended under IC 9-30-13; and

(B) that involved the obstruction of traffic with or the operation of a motor vehicle with alcohol or a controlled substance listed in schedule I or II under IC 35-48-2 in the person's blood.

(2) An offense described under IC 9-30-5 that involved operation of a vehicle with alcohol or a controlled substance listed under schedule I or II under IC 35-48-2.

*As added by P.L.94-1991, SEC.2. Amended by P.L.125-2012, SEC.374.*

#### **IC 9-30-14-2**

##### **Attendance at victim impact program**

Sec. 2. In addition to any other requirement imposed on a person by a court, a court may order a person who is:

(1) convicted of a covered offense; or

(2) a defendant in a criminal proceeding in which prosecution is conditionally deferred under IC 12-23-5 or another law for a covered offense;

to attend a victim impact program that meets the requirements specified under section 3 of this chapter. The person is responsible for any charges imposed by the victim impact program.

*As added by P.L.94-1991, SEC.2. Amended by P.L.2-1992, SEC.94.*

#### **IC 9-30-14-3**

##### **Qualification as victim impact program**

Sec. 3. To qualify as a victim impact program under section 2 of this chapter, a program must do the following:

(1) Provide an opportunity to participate in a victim impact program in the county in which the court is located.

(2) Present each victim impact program described in subdivision (1) with at least one (1) speaker who is one (1) of the following:

(A) A person who was injured as a result of the operation of a vehicle by another person who operated the vehicle under the influence of alcohol or a controlled substance listed in

schedule I or II under IC 35-48-2.

(B) A family member or a friend of a person who was injured or died as a result of the operation of a vehicle by another person who operated the vehicle under the influence of alcohol or a controlled substance listed in schedule I or II under IC 35-48-2.

(C) A person who was convicted in Indiana of a covered offense or in another state of an offense that is substantially similar to a covered offense.

(D) A person who has been or is involved in a program designed to control the use or otherwise rehabilitate a person who is an alcohol abuser (as defined in IC 12-7-2-11), a drug abuser (as defined in IC 12-7-2-73), or both.

(3) Require a person to visit a specified emergency medical care facility, a coroner facility, or a chronic alcoholism treatment center under supervision, as specified by the court.

*As added by P.L.94-1991, SEC.2. Amended by P.L.2-1992, SEC.95.*

#### **IC 9-30-14-4**

##### **Visitation at emergency medical, coroner, or alcoholism facility; liability for civil damages from injury to visitor**

Sec. 4. Neither a facility described in section 3(3) of this chapter nor an employee of the facility is liable for:

(1) civil damages from injury to a person required to visit the facility under this chapter; or

(2) damages caused to a person during the visitation described in subdivision (1) by another person required to visit the facility under this chapter;

except for willful or grossly negligent acts intended to, or reasonably likely to, result in the injury or damage.

*As added by P.L.94-1991, SEC.2. Amended by P.L.1-1992, SEC.63.*