

HABITUAL TRAFFIC OFFENDER ADVISEMENT:

If you are pleading guilty to a motor vehicle offense, please be aware of the following: The law lists a number of offenses that may qualify you as a **HABITUAL TRAFFIC OFFENDER**.

1. A person is a **HABITUAL TRAFFIC OFFENDER** if he/she has 2 judgments (not arising from the same incident) AND NOT COUNTING THE OFFENSE WE ARE HERE ON TODAY, within 10 years of:
 - Reckless Homicide (or voluntary/involuntary manslaughter) resulting from operation of a vehicle.
 - OWI resulting in death.
 - OWI resulting in death with at least .10% BAC in the blood.
 - Failure of an operator involved in an accident resulting in death or injury to any person to stop at the scene and provide required information.

2. A person is a **HABITUAL TRAFFIC OFFENDER** if he/she has 3 judgments (not arising from the same incident) AND NOT COUNTING THE OFFENSE WE ARE HERE ON TODAY, within 10 years of:
 - Operating a vehicle while intoxicated.
 - Operating with a BAC of .10 or above prior to 2001.
 - Operating with a BAC of .08 or above after 2001.
 - Reckless Driving.
 - Criminal Recklessness (as a felony) involving a motor vehicle.
 - Drag racing or engaging in speed contest.
 - Hit and run under the statute enacted in 1991.
 - Resisting law enforcement under I.C. 35-44.1-3-1.
 - Any felony in which operation of a motor vehicle is an element of the offense.
 - A judgment of an offense listed in the above section.

3. A person is a **HABITUAL TRAFFIC OFFENDER** if he/she has 10 judgments for any traffic violation (except parking or equipment violations) required to be reported to the BMV; **ONE** of the judgments for:
 - A violation listed in section 1.
 - A violation listed in section 2.
 - Operating a motor vehicle while the person's license has been suspended or revoked consequent to a conviction under I.C. 9-24-19-2, or 9-24-19-3 or,
 - Operating a vehicle without ever having obtained a license.

DATE: _____

DEFENDANT