AN ACT

To amend and reenact R.S. 32:411(F)(1) and 412(D)(6) and to enact R.S. 32:411(F)(3), relative to the issuance and possession of drivers' licenses; to provide for the issuance of a digitized driver's license; to provide for a fee to install the application to display a digitized driver's license; to provide new requirements for the issuance of a driver's license that was renewed by mail or electronic commerce; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 32:411(F)(1) and 412(D)(6) are hereby amended and reenacted and R.S. 32:411(F)(3) is hereby enacted to read as follows:

§411. Deposit of license in lieu of security upon arrest; receipt; licensee to have license or receipt in immediate possession; notification to vehicle owner; surrender of license; issuance of temporary permits

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CODING: Words in struck through type are deletions from existing law; words underscored are additions.
F.(1) The licensee shall have his license, or a digitized driver's license as provided in this Section, in his immediate possession at all times when driving a motor vehicle and shall display it upon demand of any officer or agent of the department or any police officer of the state, parish, or municipality, except that where the licensee has previously deposited his license as provided in Subsection C of this Section, and has received a receipt, as provided in Subsection D of this Section, the licensee shall display the receipt upon demand of any officer or agent of the department or any police officer of the state, parish, or municipality, the same to serve as a substitute for the license until the license is returned to the licensee. However, when an officer or agent of the department or any police officer of the state, or any parish or municipality has reasonable grounds to believe a person has committed an offense of driving without a valid driver's license in his possession, the police officer shall make every practical attempt based on identifying information provided by the person to confirm that the person has been issued a valid driver's license. If the police officer determines that the person has been issued a valid driver's license which is neither not under revocation, suspension, or cancellation, but that the license is not in his possession, the peace officer shall issue a written summons to the offender in accordance with law, commanding him to appear and answer the charge.

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(3)(a) For the purposes of this Subsection, a digitized driver's license shall mean a data file available on any mobile device which has connectivity to the internet through an application that allows the mobile device to download the data file from the department or an authorized representative of the department, contains all of the data elements visible on the face and back of the license, and also displays the current status of the license. For the purposes of this Subparagraph, "current status" shall include but is not limited to valid, expired, cancelled, suspended, disqualified, hardship, or interlock hardship status.
(b) A digital copy, photograph, or image of a driver's license which is not
downloaded through the application on a mobile device shall not be a valid digitized
driver's license as provided by this Section.

(c) A person shall not be issued a citation for driving a motor vehicle without
a physical driver's license in his possession if he presents a digitized driver's license
to a law enforcement officer in connection with a traffic stop or checkpoint in
Louisiana. However, in connection with requests for identification not associated
with traffic stops or checkpoints in Louisiana, a person may be required to produce
a physical driver's license to a law enforcement officer, a representative of a state or
federal department or agency, or a private entity when so requested and be subject
to all the applicable laws and consequences for failure to produce such license.

(d) The department shall promulgate such rules as are necessary to
implement a digitized driver's license. No digitized driver's license shall be valid
until the department has adopted such rules.

(e) The display of a digitized driver's license shall not serve as consent or
authorization for a law enforcement officer, or any other person, to search, view, or
access any other data or application on the mobile device. If a person presents their
mobile device to a law enforcement officer for purposes of displaying their digitized
driver's license, the law enforcement officer shall promptly return the mobile device
to the person once he has had an opportunity to verify the identity and license status
of the person.

(f) The fee to install the application to display a digitized driver's license as
defined in Subparagraph (a) of this Paragraph shall not exceed six dollars.

§412. Amount of fees; credit or refund; duration of license; veteran designation;
university logo; "I'm a Cajun" designation; disbursement of funds; renewal
by mail or electronic commerce of Class "D" or "E" drivers' licenses;
disposition of certain fees; exception

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are additions.
(6) When a license is renewed by mail or electronic commerce, the secretary shall issue a new license which indicates the new expiration date which shall be affixed to the previously issued license to indicate the date the license expires in the future.