

# ACT No. 226

2024 Regular Session

HOUSE BILL NO. 589

BY REPRESENTATIVE GALLE

1 AN ACT

2 To amend and reenact R.S. 32:409.1(A)(6)(d), relative to a commercial learner's permit or  
3 driver's license; to provide for the denial of issuance, renewal, upgrade, or transfer  
4 of a permit or license if not cleared through a certain federal clearinghouse; to  
5 provide an effective date; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 32:409.1(A)(6)(d) is hereby amended and reenacted to read as  
8 follows:

9 §409.1. Application or special certificate applications; penalties for false  
10 information

11 A.

12 \* \* \*

13 (6) The department shall initiate and complete a check of the applicant's  
14 driving record to ensure that the person is not subject to any disqualifications,  
15 suspensions, revocations, or cancellations and that the driver does not have a driver's  
16 license from more than one state. The record check for a commercial driver's license  
17 shall include:

18 \* \* \*

19 (d) Beginning on ~~or after January 6, 2023~~ November 18, 2024, a check with  
20 the Federal Motor Carrier Safety Administration, Drug and Alcohol Clearinghouse,  
21 on all ~~applicants~~ applications for the transfer, issuance, renewal, or upgrade of a  
22 commercial driver's license or a commercial learner's permit. If the department  
23 receives notification that the applicant is prohibited from operating a commercial  
24 motor vehicle, the department shall not issue, renew, upgrade, or transfer a

1 commercial learner's permit. In the event the department receives such notification  
2 from the Drug and Alcohol Clearinghouse separate from any applicant made  
3 pursuant to this Paragraph, the department shall downgrade or disqualify the  
4 commercial driver's license or learner's permit in accordance with the suspension,  
5 revocation, or denial of a driver's license as provided in R.S. 32:414. An inadvertent  
6 issuance of a commercial driver's license or learner's permit to such an applicant  
7 shall not be considered a breach of duty on the part of the department to the public  
8 or the individual.

9 \* \* \*

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

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PRESIDENT OF THE SENATE

\_\_\_\_\_  
GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_