

Regular Session, 2012

HOUSE BILL NO. 670

BY REPRESENTATIVE PYLANT

DWI: Provides relative to the eligibility for restrictive licenses

1 AN ACT

2 To enact R.S. 32:414(D)(1)(c), relative to offenses involving operating a vehicle while
3 intoxicated; to provide relative to a hardship license for certain persons convicted of
4 certain offenses involving operating a vehicle while intoxicated; and to provide for
5 related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 32:414(D)(1)(c) is hereby enacted to read as follows:

8 §414. Suspension, revocation, renewal, and cancellation of licenses; judicial review

9 * * *

10 D.(1)

11 * * *

12 (c) Any licensee who is enrolled in a driving while intoxicated court or
13 sobriety court certified by the Louisiana Supreme Court Drug Court Office or the
14 Louisiana Highway Safety Commission as part of a drug division probation program
15 as provided for by R.S. 13:5304 and who is in good standing with the presiding judge
16 may, not less than forty-five days following suspension of his license, and upon
17 order of the presiding judge to the department, be issued an ignition interlock
18 restricted license sufficient to maintain livelihood or allow the licensee to maintain
19 the necessities of life or attend chemical dependency treatment sessions or meetings.
20 The presiding judge may revoke the restricted license, by order to the department,

1 upon receiving satisfactory evidence of violation of any restrictions placed upon the
2 licensee.

3 * * *

4 Section 2. This Act shall become effective upon signature by the governor or, if not
5 signed by the governor, upon expiration of the time for bills to become law without signature
6 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
7 vetoed by the governor and subsequently approved by the legislature, this Act shall become
8 effective on the day following such approval.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

Pylant HB No. 670

Abstract: Provides for a drug court judge to order issuance of a restricted driver's license provided participant is in good standing.

Proposed law provides that any licensee who is enrolled in a driving while intoxicated court or sobriety court certified by the La. Supreme Court Drug Court Office or the La. Highway Safety Commission as part of a drug division probation program and who is in good standing with the presiding judge may, not less than 45 days following suspension of his license, and upon order of the presiding judge to the department, be issued an ignition interlock restricted license sufficient to maintain livelihood or allow the licensee to maintain the necessities of life or attend chemical dependency treatment sessions or meetings. The presiding judge may revoke the restricted license, by order to the department, upon receiving satisfactory evidence of violation of any restrictions placed upon the licensee.

Effective upon signature of governor or lapse of time for gubernatorial action.

(Adds R.S. 32:414(D)(1)(c))

Summary of Amendments Adopted by House

Committee Amendments Proposed by House Committee on Transportation, Highways and Public Works to the original bill.

1. Provided that the drug division probation program must be certified as a driving while intoxicated court or sobriety court certified by the La. Supreme Court Drug Court Office or the La. Highway Safety Commission.