

Regular Session, 2011

SENATE BILL NO. 163

BY SENATOR ERDEY

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

MOTOR VEHICLES. Requires manufacturer to issue monthly report of monitored ignition interlock device and to file such report electronically. (8/15/11)

AN ACT

To amend and reenact R.S. 32:378.2(H), relative to motor vehicles and ignition interlock devices; to provide that a manufacturer report monthly on monitored ignition interlock devices electronically; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 32:378.2(H) is hereby amended and reenacted to read as follows:

§378.2. Ignition interlock devices; condition of probation for certain DWI offenders; restricted license; **report**

\* \* \*

H. The person whose driving privilege is restricted pursuant to this Section shall have the system monitored by the manufacturer, at the manufacturer's expense, for proper use at least ~~semianually~~ **monthly**, and more frequently as the court may order, on the operation of each interlocking ignition device in the person's vehicles. A report of such monitoring shall be issued by the manufacturer to the court and the department. **The manufacturer shall issue such report monthly and shall file such report with the court and the department by electronic transmission** within fourteen days after the system is monitored.

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The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Sharon F. Lyles.

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DIGEST

Present law prohibits a person whose driving privileges are restricted for certain DWI offenses from operating a motor vehicle without a functioning ignition interlock device and requires such person to have the system monitored by the manufacturer, at the manufacturer's expense, for proper use at least semiannually, and more frequently as the court may order, on the operation of each interlocking ignition device in the person's vehicles.

Present law requires the manufacturer to issue a report of such monitoring to the court and the department within 14 days after the system is monitored.

Proposed law changes present law to require the manufacturer to monitor the ignition interlock device monthly and to file such report with the court and the DPS&C electronically.

Effective August 15, 2011.

(Amends R.S. 32:378.2(H))