

ACT No. 315

2017 Regular Session

HOUSE BILL NO. 692 (Substitute for House Bill No. 607 by Representative Jordan)

BY REPRESENTATIVE JORDAN

1 AN ACT

2 To amend and reenact R.S. 32:863.1.1, relative to compulsory motor vehicle liability
3 security; to enhance the ability of law enforcement to access driver insurance
4 information; to require law enforcement officers verify compulsory motor vehicle
5 liability security electronically; to require the Department of Public Safety and
6 Corrections promulgate rules and regulations necessary for implementation; and to
7 provide for related matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S. 32:863.1.1 is hereby amended and reenacted to read as follows:

10 §863.1.1. Evidence of compulsory motor vehicle liability security not contained in
11 a motor vehicle; prohibition of citation resulting in a penalty or fee

12 A. Notwithstanding any other provision of law to the contrary, at the time
13 any law enforcement officer stops a vehicle at an administrative violations
14 checkpoint, or in connection with an alleged violation of the law, or for any other
15 reason, or when a law enforcement officer investigates an accident, the law
16 enforcement officer shall use electronic means immediately available to verify
17 compulsory motor vehicle liability security, including the name or names of the
18 insured, the effective date and the expiration date of the policy, a description of the
19 motor vehicle or vehicles insured under the policy, and the current policy status.

20 B. If the law enforcement officer is unable to verify electronically that the
21 owner or operator has active motor vehicle liability security covering the vehicle at
22 the time of the traffic stop, the owner or operator of the motor vehicle shall provide
23 evidence of compulsory motor vehicle liability security as required in R.S. 32:863.1.

1 C. Notwithstanding any other provision of law to the contrary, at the time
2 any law enforcement officer stops a vehicle at an administrative violations
3 checkpoint, or in connection with an alleged violation of the law, or for any other
4 reason, or when a law enforcement officer investigates an accident and the owner or
5 operator fails to have a document that evidences compulsory motor vehicle liability
6 security contained in the motor vehicle, and the law enforcement officer is able to
7 verify electronically that the owner or operator has current motor vehicle liability
8 security covering the vehicle at the time of the traffic stop, the law enforcement
9 officer shall be prohibited from issuing a citation resulting in a penalty, fine, or fee
10 for failure to have a document that evidences proof of compulsory motor vehicle
11 liability security contained in the motor vehicle.

12 D. The commissioner shall promulgate rules and regulations as necessary to
13 implement the provisions of this Section.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____