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HOUSE FLOOR AMENDMENTS

2023 Regular Session

Amendments proposed by Representative Muscarello to Engrossed House Bill No. 484 by Representative Edmonds

1 AMENDMENT NO. 1

2 On page 1, line 3, after "and (3)" and before the comma "," insert "and (H)(1) and to enact
3 R.S. 32:414(A)(1)(d)"

4 AMENDMENT NO. 2

5 On page 2, line 4, after "Section" and before the comma "," insert "and except as provided
6 in R.S. 32:414(A)(1)(d) or 667(H)(1)(b)"

7 AMENDMENT NO. 3

8 On page 2, line 10, after "Section" and before the comma "," insert "and except as provided
9 in R.S. 32:414(A)(1)(d) or 667(H)(1)(b)"

10 AMENDMENT NO. 4

11 On page 3, at the end of line 9, after "and (3)" insert "and (H)(1)"

12 AMENDMENT NO. 5

13 On page 3, line 10, after "reenacted" and before "to" insert "and R.S. 32:414(A)(1)(d) is
14 hereby enacted"

15 AMENDMENT NO. 6

16 On page 5, between lines 4 and 5, insert the following:

17 "(d) When any person's driver's license has been suspended in connection to
18 a first offense violation of R.S. 14:98, the office of motor vehicles shall suspend the
19 person's driver's license consistent with the blood alcohol concentration reflected in
20 the final case disposition and sentencing minutes. The administrative suspension for
21 any chemical test submission shall be updated to be consistent with the blood alcohol
22 concentration reflected in the final case disposition and sentencing minutes."

23 AMENDMENT NO. 7

24 On page 6, after line 23, add the following:

25 "H.(1)(a) When any person's driver's license has been seized, suspended, or
26 revoked, and the seizure, suspension, or revocation is connected to a charge or
27 charges of violation of a criminal law, and the charge or charges do not result in a
28 conviction, plea of guilty, or bond forfeiture, the person charged shall have his
29 license immediately reinstated and shall not be required to pay any reinstatement fee
30 if at the time for reinstatement of driver's license, it can be shown that the criminal
31 charges have been dismissed or that there has been a permanent refusal to charge a
32 crime by the appropriate prosecutor or there has been an acquittal. If, however, at

1 the time for reinstatement, the licensee has pending against him criminal charges
2 arising from the arrest which led to his suspension or revocation of driver's license,
3 the reinstatement fee shall be collected. Upon subsequent proof of final dismissal
4 or acquittal, other than under Article 893 or 894 of the Code of Criminal Procedure,
5 the licensee shall be entitled to a reimbursement of the reinstatement fee previously
6 paid. In no event shall exemption from this reinstatement fee or reimbursement of
7 a reinstatement fee affect the validity of the underlying suspension or revocation.

8 (b) When any person's driver's license has been suspended in connection to
9 a first offense violation of R.S. 14:98, the office of motor vehicles shall suspend the
10 person's driver's license consistent with the blood alcohol concentration reflected in
11 the final case disposition and sentencing minutes. The administrative suspension for
12 any chemical test submission shall be updated to be consistent with the blood alcohol
13 concentration reflected in the final case disposition and sentencing minutes."