

2024 Regular Session

HOUSE BILL NO. 589

BY REPRESENTATIVE GALLE

MTR VEHICLE/DRIVER LIC: Prohibits a commercial learner's permit or driver's license if not cleared by the Federal Motor Carrier Safety Administration, Drug and Alcohol Clearinghouse

1 AN ACT

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

Proposed law specifies that if the department receives notification that the applicant is prohibited from operating a commercial motor, the department cannot issue, renew, upgrade, or transfer a commercial learner's permit. Further specifies in the event the department receives such notification from the Drug and Alcohol Clearinghouse separate from any applicant made pursuant to proposed law the department must downgrade or disqualify the commercial driver's license or learner's permit in the same manner as provided for the suspension, revocation, or denial of driver's license as provided in present law.

Proposed law specifies that the inadvertent issuance of a commercial driver's license or learner's permit to an applicant will not be considered a breach of duty on the part of the department to the public or the individual.

(Amends R.S. 32:409.1(A)(6)(d))

Summary of Amendments Adopted by House

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

1. Change the date in present law from "January 6, 2025" to "November 18, 2024".
2. Change the reference in present law from all "applicants" to "applications" for the transfer, issuance, renewal, or upgrade of a commercial's driver's license.