

Regular Session, 2013

HOUSE BILL NO. 71

BY REPRESENTATIVE HENRY BURNS

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

MTR VEHICLE/COMPULS INS: Requires law enforcement officers to check for compliance with the compulsory security law during traffic stops

1 AN ACT

2 To amend and reenact R.S. 32:863.1(B), relative to evidence of compulsory motor vehicle
3 liability security contained in a motor vehicle; to provide for document requirements;
4 to provide for compliance checks by law enforcement officers; and to provide for
5 related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 32:863.1(B) is hereby amended and reenacted to read as follows:

8 §863.1. Evidence of compulsory motor vehicle liability security contained in
9 vehicle; enforcement; penalty; fees

10 * * *

11 B.(1) When a law enforcement officer stops a vehicle at an administrative
12 violations checkpoint, or in connection with an alleged violation of the law, or for
13 any other reason, or when a law enforcement officer investigates an accident, the law
14 enforcement officer shall determine if the owner or lessee of each vehicle is in
15 compliance with the provisions of this Section which require evidence of liability
16 insurance or other security to be contained in the vehicle.

17 (2) When a law enforcement officer makes a compliance determination as
18 required by Paragraph (1) of this Subsection, the officer shall also determine if the
19 owner or lessee of each vehicle is compliant with the requirements of R.S. 32:861
20 and the rules adopted pursuant to that law by electronically verifying, as applicable,

1 by means within their capacity that the documents evidencing compliance are
 2 current.

3 (3) If the owner or lessee is not in compliance with ~~those~~ the provisions of
 4 this Subsection, the law enforcement officer shall take the actions specified in this
 5 Section.

6 * * *

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)]

Henry Burns

HB No. 71

Abstract: Requires law enforcement officers to determine compliance with the requirements of the Compulsory Motor Vehicle Liability Security law.

Present law requires law enforcement officers to determine if the owner or lessee of each motor vehicle stopped at an administrative violations checkpoint, motor vehicle accidents, or in connection with an alleged violation of the law has evidence of the required compulsory motor vehicle liability security contained in the vehicle.

Proposed law retains present law and further requires law enforcement officers to electronically verify, as applicable, within their capability that such documents, evidencing that the motor vehicle is compliant, are current.

(Amends R.S. 32:863.1(B))

Summary of Amendments Adopted by House

House Floor Amendments to the engrossed bill.

1. Clarifies that when making a compliance determination law enforcement officers must verify current compulsory motor vehicle liability security through electronic verification by means within their capacity.