

ACT No. 366

2016 Regular Session

HOUSE BILL NO. 844

BY REPRESENTATIVE JAMES

1 AN ACT

2 To amend and reenact R.S. 32:668(C), relative to the suspension or revocation of certain
3 driving privileges; to allow for extension of driving privileges following an order by
4 the Department of Public Safety and Corrections suspending or revoking such
5 privileges and if the licensee takes certain actions; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 32:668(C) is hereby amended and reenacted to read as follows:

8 §668. Procedure following revocation or denial of license; hearing; court review;
9 review of final order; restricted licenses

10 * * *

11 C.(1) After a person has exhausted his remedies with the department, he
12 shall have the right to file a petition in the appropriate court for a review of the final
13 order of suspension or denial by the Department of Public Safety and Corrections in
14 the same manner and under the same conditions as is provided in R.S. 32:414 in the
15 cases of suspension, revocation, and cancellation of licenses. The court in its review
16 of the final order of suspension or denial by the Department of Public Safety and
17 Corrections may exercise any action it deems necessary under the law including
18 ordering the department to grant the person restricted non-commercial driving
19 privileges where appropriate as provided in Subsection B of this Section.

20 (2) Upon filing a petition for review, the licensee shall serve the Department
21 of Public Safety and Corrections with a copy of the petition and summons. Upon
22 receipt of a copy of the petition for review, the department shall issue the licensee
23 driving privileges, which shall be valid until the decision on the petition for review

1 is final. The court on its own motion, or on the motion of either party, may modify
2 or vacate such driving privileges upon a showing of good cause.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____