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**HOUSE COMMITTEE AMENDMENTS**

2018 Regular Session

Amendments proposed by House Committee on Administration of Criminal Justice to  
Original House Bill No. 525 by Representative BagnerisAMENDMENT NO. 1

On page 1, line 2, after "reenact" delete the remainder of the line and insert "R.S. 14:98.1(A)(1)(d) and 98.5(C)(2) and"

AMENDMENT NO. 2

On page 1, line 3, after "R.S. 32:378.2(A)," and before "relative" insert "667(B)(1)(b), and 668(B)(1)(c) and to repeal R.S. 32:668(B)(1)(b),"

AMENDMENT NO. 3

On page 1, line 5, after "persons;" and before "and" insert the following:

"to provide relative to the procedures for obtaining a restricted driver's license; to eliminate the waiting period for obtaining a restricted license when refusing to submit to a chemical test for intoxication; to eliminate the waiting period for obtaining a restricted license when test results show a blood alcohol concentration over the legal limit; to require ignition interlock devices as a condition of obtaining a restricted driver's license;"

AMENDMENT NO. 4

On page 1, line 7, after "Section 1." delete the remainder of the line and insert "R.S. 14:98.1(A)(1)(d) and 98.5(C)(2) are"

AMENDMENT NO. 5

On page 1, line 10, after "Except as" and before "Paragraphs" insert "modified by the provisions of" and delete "provided in"

AMENDMENT NO. 6

On page 1, delete lines 18 through 20 in their entirety and insert the following:

"(d) Except as provided by Subparagraph (3)(c) of this Subsection, the court ~~may~~ shall order that the offender not operate a motor vehicle during the period of probation, or such shorter time as set by the court, unless any vehicle, while"

AMENDMENT NO. 7

On page 2, line 6, after "C." delete the remainder of the line and delete lines 7 through 25 in their entirety and insert a set of asterisks "\* \* \*"

AMENDMENT NO. 8

On page 2, at the beginning of line 26, change "(3)" to "(2)" and delete "If" and insert "When"

AMENDMENT NO. 9

On page 3, delete lines 3 and 4 in their entirety

1 AMENDMENT NO. 10

2 On page 3, line 6, after "R.S. 32:378.2(A) and before "hereby" delete "is", insert a comma  
3 ",", and insert "667(B)(1)(b), and 668(B)(1)(c) are"

4 AMENDMENT NO. 11

5 On page 3, after line 16, insert the following:

6 §667. Seizure of license; circumstances; temporary license

7 \* \* \*

8 B.

9 \* \* \*

10 (1)

11 \* \* \*

12 (b) On or after September 30, 2003, if the person submitted to the test and  
13 the test results show a blood alcohol level of 0.08 percent or above by weight, his  
14 driving privileges shall be suspended for ninety days from the date of suspension on  
15 first offense violation, ~~without eligibility for a hardship license for the first thirty~~  
16 ~~days,~~ and for three hundred sixty-five days from the date of suspension, ~~without~~  
17 ~~eligibility for a hardship license,~~ on second and subsequent violations occurring  
18 within ~~five~~ ten years of the first offense. If the person was under the age of twenty-  
19 one years on the date of the test and the test results show a blood alcohol level of  
20 0.02 percent or above by weight, his driving privileges shall be suspended for one  
21 hundred eighty days from the date of suspension.

22 \* \* \*

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

25 \* \* \*

26 B.(1)

27 \* \* \*

28 (c) ~~However, any~~ Any licensee who has had his license suspended  
29 for a first or second offense of operating a motor vehicle while under the  
30 influence of alcoholic beverages where the licensee submits to a chemical  
31 test and the results show a blood alcohol level of 0.08 percent or above by  
32 weight, or of 0.02 percent or above by weight if the licensee was under the  
33 age of twenty-one years on the date of the test, or where the licensee has  
34 refused a chemical test for intoxication under the provisions of this  
35 Subsection, shall, upon proof of need to the Department of Public Safety and  
36 Corrections, be immediately eligible for and shall be issued an ignition  
37 interlock restricted license sufficient to maintain livelihood or allow the  
38 licensee to maintain the necessities of life. In the event that the department  
39 fails or refuses to issue the ignition interlock restricted driver's license, the  
40 district court for the parish in which the licensee resides may issue an order  
41 directing the department to issue the ignition interlock restricted license  
42 either by ex parte order or after contradictory hearing.

43 \* \* \*

44 Section 3. R.S. 32:668(B)(1)(b) is hereby repealed in its entirety."