
The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Alden A. Clement Jr.

SB 138 Engrossed DIGEST Gatti
2019 Regular Session

Present law requires the operator of any motor vehicle or watercraft involved in a collision, crash, or other casualty in which a fatality occurs to be administered a chemical test of his blood, urine, or other bodily substance for the purposes of determining the presence of any abused or controlled dangerous substance. Present law further requires that the test or tests to be administered to the operator of any motor vehicle or watercraft involved in a collision, crash, or other casualty in which a fatality occurs be administered at the direction of a law enforcement officer having reasonable grounds to believe the person driving or in actual physical control of a motor vehicle or watercraft involved in a collision, crash, or other casualty in which a fatality occurs.

Proposed law extends these present law requirements to the person driving or in actual physical control of a motor vehicle or watercraft involved in a collision, crash, or other casualty in which bodily injury rating "severe" on the Uniform Motor Vehicle Traffic Crash Report occurs, in order to determine the presence of any abused substance or controlled dangerous substance.

Effective upon signature of the governor or lapse of time for gubernatorial action.

(Amends R.S. 32:681(A) and (B); adds R.S. 32:681(E))

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Judiciary C to the original bill

1. Add that present law postaccident drug testing is required when a motor vehicle accident involves bodily injury rating "severe" on the Uniform Motor Vehicle Traffic Crash Report and delete that such testing is required when the accident involves serious bodily injury.
2. Deletes proposed law relative to the definition of "serious bodily injury".
3. Names proposed law "Katie Grantham's Law".