
DIGEST

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HB 780 Engrossed

2020 Regular Session

Pierre

Abstract: Provides for the disqualification of commercial motor vehicles drivers for certain felonies and under certain circumstances.

Present law requires a person be disqualified from operating a commercial motor vehicle if the person used a commercial or noncommercial motor vehicle while in the commission of a felony, as defined by state or federal law, that is punishable by death or imprisonment of a term exceeding one year.

Proposed law modifies present law by adding a requirement that a person be disqualified from operating a commercial motor vehicle for use of a commercial motor vehicle while in the commission of a felony involving sex trafficking as defined in federal law.

Proposed law adds a requirement for the holder of a commercial license plate or commercial driver's license suspected of fraud, but not convicted, related to the issuance of the commercial license plate or commercial driver's license to retake the skills or knowledge tests or a combination of both tests. Proposed law requires the holder of a commercial license plate or commercial driver's license make an appointment or schedule to take the next available test within 30 days of receiving the retest notification or their driving privileges will be disqualified indefinitely.

Proposed law requires the office of motor vehicles (OMV) to disqualify a commercial license plate or commercial driver's license holder's driving privileges indefinitely if the driver fails either the knowledge or skills test, or does not retake the test. Proposed law requires a driver who has been disqualified to apply for a commercial license plate or commercial driver's license as a new applicant under the provisions of present law.

Proposed law requires OMV to disqualify a commercial license plate or commercial driver's license holder's driving privileges indefinitely when the driver fails to surrender the credentials for replacement.

(Amends R.S. 32:414.2(A)(2)(c) through (h); Adds R.S. 32:414.2(A)(2)(i) and (F))