

2022 Regular Session

HOUSE BILL NO. 301

BY REPRESENTATIVE EDMONDS

MTR VEHICLE/DRIVER LIC: Provides relative to a driver's license duplicate designation

1 AN ACT

2 To enact R.S. 32:413(E), relative to the designation of duplicate on a driver's license; to
3 provide for the issuance of a duplicate driver's license; to prohibit a duplicate
4 designation on a driver's license; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 32:413(E) is hereby enacted to read as follows:

7 §413. Loss or destruction of licenses; duplicate driver's license

8 * * *

9 E. Any duplicate driver's license issued pursuant to this Section shall not

10 exhibit a duplicate designation regardless of its class.

11 * * *

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)]

HB 301 Engrossed

2022 Regular Session

Edmonds

Abstract: Prohibits the designation of duplicate on a driver's license.

Present law provides for a duplicate driver's license to be obtained if the original license has been lost or destroyed. Authorizes the submission of an application for a duplicate driver's license to a motor vehicle office, an authorized agent of the office of motor vehicles (OMV), or the motor vehicle website online application. Requires the application include a statement executed by the applicant attesting to the facts regarding the lost or destroyed driver's license.

Present law prohibits a duplicate driver's license by mail or electronic commerce to a person who is 70 years of age or older without a sworn affidavit by a physician certifying certain necessary functions. Prohibits a duplicate driver's license by mail or electronic commerce to a person who is an alien student or nonresident alien or has previously been issued a duplicate license prior to the license card expiration.

Present law requires a \$5 charge for a duplicate license and waives the \$5 charge and any handling charge if the license has been stolen as evidenced by a police report or for the issuance of a driver's license to any child who is in foster care.

Present law authorizes the person to whom a license was issued, or a person who has power of attorney for the person to whom the license was issued, to apply for a duplicate license and submit satisfactory proof to the OMV of such loss or destruction if the license was issued to a La. domiciliary or resident who is temporarily out of state, who is a domiciliary or resident who is an active member of the Armed Forces, or who is a domiciliary resident dependent of a member of the active Armed Forces.

Present law authorizes the department to establish rules and regulations to grant or deny a duplicate driver's license by mail to a La. resident temporarily domiciled out of state or out of the country, or temporarily residing, employed, or attending school in another state or foreign country, even if the resident does not meet the qualification under present law.

Present law requires the application for a duplicate driver's license by mail or electronic commerce include the following:

- (1) An applicant statement that he has no current physical or mental condition which would impair his ability to operate a motor vehicle safely nor has he experienced any loss of consciousness other than normal sleep.
- (2) An applicant statement indicating that all motor vehicles owned by the applicant are covered by liability insurance or security, and the coverage will be maintained until the vehicle is no longer used on the highways of this state, or until a vehicle is transferred to another person or entity.
- (3) A sworn affidavit by a physician certifying an applicant who is 70 years of age or older possesses all cognitive functions reasonably necessary to be a prudent driver.

Present law specifies that a valid driver's license does not include the following:

- (1) A suspended, disqualified, expired, or cancelled license, regardless of class.
- (2) A commercial driver's license for the holder that does not meet all requirements for licensure under federal, state law, or both.
- (3) A hardship driver's license.
- (4) Any driver's license for which there is a block on any further issuance of any kind, whether or not the license is suspended or disqualified.

Proposed law maintains present law and prohibits any duplicate driver's license issued pursuant to present law from exhibiting the designation of duplicate regardless of its class.

(Adds R.S. 32:413(E))