

2022 Regular Session

HOUSE BILL NO. 855

BY REPRESENTATIVE THOMAS

MTR VEHICLE/WINDSHIELDS: Provides relative to medical exemptions applicable to tinting of motor vehicle windows

1 AN ACT

2 To amend and reenact R.S. 32:361.2(A)(3)(c), relative to tinting of motor vehicle windows
3 for a medical exemption; to provide for an exemption relative to certain diagnosed
4 medical or physical conditions; to provide for the duration of the medical exemption
5 applicable to window tinting; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 32:361.2(A)(3)(c) is hereby amended and reenacted to read as
8 follows:

9 §361.2. Medical exemption

10 A.

11 * * *

12 (3)

13 * * *

14 (c) Any exemption granted under the provisions of this Section shall be
15 subject to review every three years unless deemed otherwise by the department;
16 however, an exemption granted to a person with a diagnosed light-sensitive
17 porphyria shall be valid for the duration of the ownership of a vehicle.

18 * * *

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 855 Engrossed

2022 Regular Session

Thomas

Abstract: Extends the duration of a medical exemption applicable to window tinting for persons with a diagnosed light-sensitive porphyria.

Present law establishes exemptions from window and windshield obscurement requirements that apply to a motor vehicle registered in the state where the registered owner, spouse, or family member operating or authorized to operate the motor vehicle has an affidavit signed by an optometrist or physician, including but not limited to an ophthalmologist or dermatologist licensed to practice in this state, specifying that the person has a physical or medical condition involving the effects of the sun that makes it necessary to equip the motor vehicle with sun screening material which would be of a light transmission or luminous reflectance in violation of present law (R.S. 32:361.1). Requires the affidavit be kept in the motor vehicle at all times.

Present law requires the condition be verifiable in the World Health Organization International Classification of Disease ICD-9-CM as a recognized condition that would warrant an exemption pursuant to present law.

Present law requires the exemption granted under the provisions of present law be subject to review every three years unless deemed otherwise by the department.

Proposed law modifies present law and requires an exemption granted to a person with a diagnosed light-sensitive porphyria be valid for the duration of the ownership of a vehicle.

(Amends R.S. 32:361.2(A)(3)(c))