

2022 Regular Session

SENATE BILL NO. 337

BY SENATOR SMITH

CRIME/PUNISHMENT. Increases sentence for operating a vehicle while under suspension for certain prior offenses. (gov sig)

1 AN ACT

2 To amend and reenact R.S. 14:98.8(C), relative to driving offenses; to provide relative to  
3 operating a vehicle while under suspension for certain prior offenses; to provide  
4 enhanced penalties for operating a vehicle while under suspension for a third or  
5 subsequent offense of operating while intoxicated; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 14:98.8(C) is hereby amended and reenacted to read as follows:

8 §98.8. Operating a vehicle while under suspension for certain prior offenses

9 \* \* \*

10 C. When the operator's driving privileges were suspended for manslaughter,  
11 vehicular homicide, or negligent homicide, **or a third or subsequent violation of**  
12 **operating a vehicle while intoxicated**, the offender shall be imprisoned for not less  
13 than ~~sixty~~ **ninety** days nor more than ~~six months~~ **one year** without benefit of  
14 suspension of imposition or execution of sentence.

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The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Whitney Kauffeld.

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## DIGEST

SB 337 Engrossed

2022 Regular Session

Smith

Present law provides relative to the crime of operating a vehicle while under suspension for certain prior offenses.

Present law further provides an enhanced penalty when the operator's driving privileges were suspended due to a conviction of manslaughter, vehicular homicide, or negligent homicide.

Proposed law retains present law and provides for the application of the enhanced penalty when the license is suspended for a third or subsequent conviction of operating a vehicle while intoxicated.

Present law provides the enhanced penalty of imprisonment between 60 days and six months.

Proposed law increases the enhanced penalty of imprisonment between 90 days and one year.

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

(Amends 14:98.8(C))