

RÉSUMÉ DIGEST

ACT 226 (HB 589)

2024 Regular Session

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Existing law requires the department to initiate and complete a check of the applicant's driving record to ensure that the person is not subject to any disqualifications, suspensions, revocations, or cancellations and that the driver does not have a driver's license from more than one state.

Prior law required, that beginning on or after Jan. 6, 2023, a record check with the Federal Motor Carrier Safety Administration, Drug and Alcohol Clearinghouse, on all applicants for the transfer, issuance, renewal, or upgrade of a commercial driver's license.

New law changes the date from on or after Jan. 6, 2023 to Nov. 18, 2024. Additionally, specifies that a record check is required on all applications for the transfer, issuance, renewal, or upgrade of a commercial driver's license or a commercial learner's permit.

New law specifies that if the department is notified that the applicant is prohibited from operating a commercial motor, the department cannot issue, renew, upgrade, or transfer a commercial learner's permit. Further specifies in the event the department receives such notification from the Drug and Alcohol Clearinghouse separate from any applicant made pursuant to new law the department must downgrade or disqualify the commercial driver's license or learner's permit in the same manner as provided for the suspension, revocation, or denial of driver's license as provided in existing law.

New law specifies that the inadvertent issuance of a commercial driver's license or learner's permit to an applicant is not considered a breach of duty on the part of the department to the public or the individual.

Effective August 1, 2024.

(Amends R.S. 32:409.1(A)(6)(d))