

2026 Regular Session

HOUSE BILL NO. 1032

BY REPRESENTATIVE WILEY

1 AN ACT

2 To amend and reenact R.S. 32:414(A)(1)(a), (B)(2)(a), (D)(1)(a), (I)(1), and (V), 661(A)(3),
3 896(A), and 1420, relative to substances involved in the violation of operating a
4 motor vehicle under the influence; to provide for uniform references to substances
5 involved in operating a motor vehicle under the influence; and to provide for related
6 matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 32:414(A)(1)(a), (B)(2)(a), (D)(1)(a), (I)(1), and (V), 661(A)(3),
9 896(A), and 1420 are hereby amended and reenacted to read as follows:

10 §414. Suspension, revocation, renewal, and cancellation of licenses; judicial review

11 A.(1)(a) The department shall suspend the license of any person for a period
12 of twelve months upon receiving, from any district, city, or municipal court, of this
13 state or of any other state, having traffic jurisdiction, or from any federal court or
14 magistrate having traffic jurisdiction, satisfactory evidence of the conviction or of
15 the entry of a plea of guilty or nolo contendere and sentence thereupon or of the
16 forfeiture of bail of any such person charged with the first offense for vehicular
17 negligent injuring, R.S. 14:39.1, or for operating a motor vehicle while under the
18 influence of beverages of high alcoholic content, of low alcoholic content, of
19 ~~narcotic drugs, or of central nervous system stimulants~~ any drug, combination of
20 drugs, or combination of alcohol and drugs, including those cases where a person's
21 sentence is suspended pursuant to Code of Criminal Procedure Article 893 or 894.

22 The department shall promptly investigate an allegation made by such licensee that
23 the suspension of his driving privileges will deprive him or his family of the
24 necessities of life, or will prevent him from earning a livelihood. If the department
25 so finds, it may reinstate the license of such licensee; however, such suspension and
26 reinstatement shall be considered as a first suspension and grant of restricted driving

1 privileges for the purposes of R.S. 32:415.1, and the driving privileges of the
2 licensee shall be restricted as provided in R.S. 32:415.1 for a period of twelve
3 months from the date of conviction or the entry of a plea of guilty or nolo contendere
4 and sentence thereupon or of the forfeiture of bail. Notice of the restriction shall be
5 attached to the license.

6 * * *

7 B. The department shall forthwith suspend the license of any person, for a
8 period of twenty-four months, upon receiving satisfactory evidence of the conviction
9 or of the entry of a plea of guilty and sentence thereupon or of the forfeiture of bail
10 of any such person charged with any of the following crimes:

11 * * *

12 (2)(a) Conviction or the entry of a plea of guilty and sentence thereupon, or
13 of the forfeiture of bail of any such person on the second offense for vehicular
14 negligent injuring or for operating or being in actual physical control of a motor
15 vehicle while under the influence of intoxicating beverages, of ~~central nervous~~
16 ~~system stimulants or depressants, or of narcotic drugs or any other drug or substance~~
17 ~~to a degree which renders him incapable of safely operating a motor vehicle~~ any
18 drug, combination of drugs, or combination of alcohol and drugs, when any or all of
19 the offenses were the result of violations of a state law, a municipal ordinance, a
20 federal law, or any combination of them; however, any offense for vehicular
21 negligent injuring or for operating or being in actual physical control of a motor
22 vehicle while under the influence of alcoholic beverages which was committed more
23 than ten years prior to the commission of a subsequent such offense of operating or
24 being in actual physical control of a motor vehicle while under the influence of
25 alcoholic beverages shall not be considered in determining the number of such
26 offenses of operating or controlling a motor vehicle while under the influence of
27 alcoholic beverages which the person has committed.

28 * * *

29 D.(1)(a) The department shall suspend the license of any person for a period
30 of thirty-six months upon receiving satisfactory evidence of conviction, plea of

1 guilty, or plea of nolo contendere, and sentence thereon, or of the forfeiture of bail
 2 of any such person as determined by any court of jurisdiction as set forth in this
 3 Section, with regard to a third or subsequent offense for vehicular negligent injuring
 4 or for operating a motor vehicle while under the influence of beverages of alcoholic
 5 content, of ~~narcotic drugs, or of central nervous system stimulants~~ any drug,
 6 combination of drugs, or combination of alcohol and drugs. Third or subsequent
 7 offenses for purposes of this Subsection does not refer to the criminal charge but
 8 rather to the number of offenses resulting in conviction, guilty pleas, nolo contendere
 9 pleas, or bond forfeitures within five years from date of first offense to the date of
 10 third offense.

11 * * *

12 I.(1) The reinstatement fee for a license of a person who has been convicted
 13 of or forfeited bond on or entered a plea of guilty or nolo contendere to a charge of
 14 operating a motor vehicle while under the influence of beverages of high alcoholic
 15 content, of low alcoholic content, of ~~narcotic drugs, or of central nervous system~~
 16 ~~stimulants~~ any drugs, combination of drugs, or combination of alcohol and drugs
 17 shall be one hundred dollars if one conviction appears listed on his record prior to
 18 application for reinstatement; two hundred dollars if two such convictions appear on
 19 his record prior to application for reinstatement; and three hundred dollars for each
 20 conviction on his record after the second conviction prior to application for
 21 reinstatement, and the requirements of R.S. 32:896 relative to proof of financial
 22 responsibility have been satisfied.

23 * * *

24 V.(1) The department shall suspend the license of a person for the same
 25 period of time as provided in Subparagraphs (A)(1)(a), (B)(2)(a), and (D)(1)(a) of
 26 this Section for the conviction or the entry of a plea of guilty and sentence thereupon,
 27 or the forfeiture of bail of any such person charged with vehicular negligent injuring
 28 committed while operating a watercraft or for operating a watercraft while under the
 29 influence of beverages of high alcoholic content, of low alcoholic content, of

1 precedent to the continuance or issuance of any license by reason of which the
 2 licensee is authorized or permitted to operate a motor vehicle in any of the party
 3 states.

4 ARTICLE II

5 Definitions

6 As used in this compact:

7 (a) "State" means a state, territory or possession of the United States, the
 8 District of Columbia, or the Commonwealth of Puerto Rico.

9 (b) "Home state" means the state which has issued and has the power to
 10 suspend or revoke the use of the license or permit to operate a motor vehicle.

11 (c) "Conviction" means a conviction of any offense related to the use or
 12 operation of a motor vehicle which is prohibited by state law, municipal ordinance
 13 or administrative rule or regulation, or a forfeiture of bail, bond or other security
 14 deposited to secure appearance by a person charged with having committed any such
 15 offense, and which conviction or forfeiture is required to be reported to the licensing
 16 authority.

17 ARTICLE III

18 Reports of conviction

19 The licensing authority of a party state shall report each conviction of a
 20 person from another party state occurring within its jurisdiction to the licensing
 21 authority of the home state of the licensee. Such report shall clearly identify the
 22 person convicted; describe the violation specifying the section of the statute, code
 23 or ordinance violated; identify the court in which action was taken; indicate whether
 24 a plea of guilty or not guilty was entered, or the conviction was a result of the
 25 forfeiture of bail, bond or other security; and shall include any special findings made
 26 in connection therewith.

27 ARTICLE IV

28 Effect of conviction

29 (a) The licensing authority in the home state, for the purposes of suspension,
 30 revocation or limitation of the license to operate a motor vehicle, shall give the same

1 effect to the conduct reported, pursuant to Article III of this compact, as it would if
2 such conduct had occurred in the home state, in the case of convictions for:

3 (1) Manslaughter or negligent homicide resulting from the operation of a
4 motor vehicle;

5 (2) Driving a motor vehicle while under the influence of intoxicating liquor
6 or a narcotic drug, ~~or a narcotic drug, or under the influence of any other drug~~ any
7 drug, combination of drugs, or combination of alcohol and drugs ;

8 (3) Any felony in the commission of which a motor vehicle is used;

9 (4) Failure to stop and render aid in the event of a motor vehicle accident
10 resulting in the death or personal injury of another.

11 (b) As to other convictions, reported pursuant to Article III, the licensing
12 authority in the home state shall give such effect to the conduct as is provided by the
13 laws of the home state.

14 (c) If the laws of a party state do not provide for offenses or violations
15 denominated or described in precisely the words employed in subdivision (a) of this
16 Article, such party state shall construe the denominations and descriptions appearing
17 in subdivision (a) hereof as being applicable to and identifying those offenses or
18 violations of a substantially similar nature and the laws of such party state shall
19 contain such provisions as may be necessary to ensure that full force and effect is
20 given to this Article.

21 ARTICLE V

22 Applications for new licenses

23 Upon application for a license to drive, the licensing authority in a party state
24 shall ascertain whether the applicant has ever held, or is the holder of a license to
25 drive issued by any other party state. The licensing authority in the state where
26 application is made shall not issue a license to drive to the applicant if:

27 (1) The applicant has held such a license, but the same has been suspended
28 by reason, in whole or in part, of a violation and if such suspension period has not
29 terminated.

