

Regular Session, 2014

SENATE BILL NO. 293

BY SENATOR MARTINY

DWI. Provides relative to operating a vehicle while intoxicated. (gov sig)

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AN ACT

To amend and reenact R.S. 14:98(F)(2), relative to operating a vehicle while intoxicated; to provide relative to prior convictions for operating while intoxicated; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 14:98(F)(2) is hereby amended and reenacted to read as follows:

§98. Operating a vehicle while intoxicated

* * *

F.(1) * * *

(2) For purposes of this Section, a prior conviction shall not include a conviction for an offense under this Section, under R.S. 14:32.1, R.S. 14:39.1, or R.S. 14:39.2, or under a comparable statute or ordinance of another jurisdiction, as described in Paragraph (1) of this Subsection, if committed more than ten years prior to the commission of the crime for which the defendant is being tried and such conviction shall not be considered in the assessment of penalties hereunder. However, periods of time during which the offender was awaiting trial, **under an order of attachment for failure to appear, or incarcerated in a penal institution**

