

Regular Session, 2014

SENATE BILL NO. 582

BY SENATOR CLAITOR

MOTOR VEHICLES. Provides for driver's license renewal every six years. (8/1/14)

1 AN ACT

2 To amend and reenact R.S. 32:412(A)(4)(a) and the introductory paragraph of (b) and (7)(a)
3 and the introductory paragraph of (b), (B)(7)(a)(i) and the introductory paragraph of
4 (ii), (b)(i) and the introductory paragraph of (ii), (c)(i) and the introductory paragraph
5 of (ii), (d)(i) and the introductory paragraph of (ii), (e)(i)(aa), the introductory
6 paragraph of (bb), and (dd) and (ii)(aa), (bb), and (dd), and (C), relative to motor
7 vehicles; to provide for the duration of a driver's license; and to provide for related
8 matters.

9 Be it enacted by the Legislature of Louisiana:

10 Section 1. R.S. 32:412(A)(4)(a) and the introductory paragraph of (b) and (7)(a) and
11 the introductory paragraph of (b), (B)(7)(a)(i) and the introductory paragraph of (ii), (b)(i)
12 and the introductory paragraph of (ii), (c)(i) and the introductory paragraph of (ii), (d)(i) and
13 the introductory paragraph of (ii), (e)(i)(aa), the introductory paragraph of (bb), and (dd) and
14 (ii)(aa), (bb), and (dd), and (C), are hereby amended and reenacted to read as follows:

15 §412. Amount of fees; credit or refund; duration of license; veteran designation;
16 "I'm a Cajun" designation; disbursement of funds; renewal by mail or
17 electronic commerce of Class "D" or "E" drivers' licenses; disposition

1 of certain fees; exception

2 A. * * *

3 (4)(a) A Class "D" driver's license shall expire on the anniversary of the
4 birthday of the applicant which is nearest to a period of ~~four~~ **six** years subsequent to
5 the issuing of the license, unless suspended, revoked or canceled prior to that time.

6 (b) Notwithstanding the provisions of Subparagraph (a) of this Paragraph, the
7 department may issue the license for a period of less than ~~four~~ **six** years in
8 circumstances of medical limitation, limitation on lawful presence, or other special
9 restrictions. When the department issues a license to a properly documented alien
10 student or nonresident alien, the license shall both:

11 * * *

12 (7)(a) A Class "E" driver's license shall expire on the anniversary of the
13 birthday of the applicant which is nearest to a period of ~~four~~ **six** years subsequent to
14 the issuing of the license, unless suspended, revoked or canceled.

15 (b) Notwithstanding the provisions of Subparagraph (a) of this Paragraph, the
16 department may issue the license for a period of less than ~~four~~ **six** years in
17 circumstances of medical limitation, limitation on lawful presence, or other special
18 restrictions. When the department issues a license to a properly documented alien
19 student or nonresident alien, the license shall both:

20 * * *

21 B. * * *

22 (7)(a)(i) A Class "C" commercial driver's license not carrying an endorsement
23 permitting the transportation of material found to be hazardous for purposes of the
24 Federal Hazardous Material Act, 49 United States Code 5101 et seq. or under state
25 law or regulation shall expire on the anniversary of the birthday of the applicant
26 which is nearest to a date of ~~four~~ **six** years subsequent to the issuing of the license,
27 unless revoked, canceled, or suspended prior to that time.

28 (ii) Notwithstanding the provisions of Item (i) of this Subparagraph, the
29 department may issue the license for a period of less than ~~four~~ **six** years in

1 circumstances of medical limitations, limitation on lawful presence, or other special
2 restrictions. When the department issues a license to a properly documented alien
3 student or nonresident alien, the license shall both:

4 * * *

5 (b)(i) A Class "C" commercial driver's license carrying an endorsement
6 permitting the transportation of materials found to be hazardous for purposes of the
7 Federal Hazardous Material Act, 49 United States Code 5101 et seq. or under state
8 law or regulation shall expire on the anniversary of the birthday of the applicant
9 which is nearest to a date of ~~four~~ **six** years subsequent to the issuing of the license,
10 unless revoked, canceled, or suspended prior to that time.

11 (ii) Notwithstanding the provisions of Item (i) of this Subparagraph, the
12 department may issue the license for a period of less than ~~four~~ **six** years in
13 circumstances of medical limitation, limitation on lawful presence, or other special
14 restrictions. When the department issues a license to a properly documented alien
15 student or nonresident alien, the license shall both:

16 * * *

17 (c)(i) A Class "B" commercial driver's license shall expire on the anniversary
18 of the birthday of the applicant which is nearest to a date of ~~four~~ **six** years subsequent
19 to the issuing of the license, unless revoked, canceled, or suspended prior to that
20 time.

21 (ii) Notwithstanding the provisions of Item (i) of this Subparagraph, the
22 department may issue the license for a period of less than ~~four~~ **six** years in
23 circumstances of medical limitation, limitation on lawful presence, or other special
24 restrictions. When the department issues a license to a properly documented alien
25 student or nonresident alien, the license shall both:

26 * * *

27 (d)(i) A Class "A" commercial driver's license shall expire on the anniversary
28 of the birthday of the applicant which is nearest to a date of ~~four~~ **six** years subsequent
29 to the issuing of the license, unless revoked, canceled or suspended prior to that time.

1 (ii) Notwithstanding the provisions of Item (i) of this Subparagraph, the
2 department may issue the license for a period of less than ~~four~~ six years in
3 circumstances of medical limitation, limitation on lawful presence, or other special
4 restrictions. When the department issues a license to a properly documented alien
5 student or nonresident alien, the license shall both:

6 * * *

7 (e)(i)(aa) Every applicant seventy years of age or older for a Class "E"
8 driver's license, or for the renewal of a Class "E" driver's license, except those bona
9 fide residents of the city of New Orleans, shall pay for such basic license a fee of
10 four dollars and fifty cents, which shall be the cost of the license. The license shall
11 expire on the anniversary of the birthday of the applicant which is nearest to a date
12 of ~~four~~ six years subsequent to the issuing of the license, unless revoked, canceled,
13 or suspended.

14 (bb) Notwithstanding the provisions of R.S. 32:412(B)(7)(e)(i)(aa), the
15 department may issue the license for a period of less than ~~four~~ six years in
16 circumstances of medical limitation, limitation on lawful presence, or other special
17 restrictions. When the department issues a license to a properly documented alien
18 student or nonresident alien, the license shall both:

19 * * *

20 (dd)(I) Every applicant seventy years of age or older for a Class "D" driver's
21 license, or for the renewal of a Class "D" driver's license, except those bona fide
22 residents of the city of New Orleans, shall pay for such basic license a fee of fourteen
23 dollars and seventy-five cents, which shall be the cost of the license. The license
24 shall expire on the anniversary of the birthday of the applicant which is nearest to the
25 date of ~~four~~ six years subsequent to the issuing of the license, unless revoked,
26 canceled, or suspended.

27 (II) Notwithstanding the provisions of R.S. 32:412(B)(7)(e)(i)(dd)(I), the
28 department may issue the license for a period of less than ~~four~~ six years in
29 circumstances of medical limitation, limitation on lawful presence, or other special

1 restriction. When the department issues a license to a properly documented alien
2 student or nonresident alien, the license shall both expire on the date for which the
3 alien's immigration documents expire, if sooner than the date specified in
4 Subsubitem (I) of this Subitem, and contain a restriction code which declares that the
5 license holder is an alien student or a nonresident alien.

6 * * *

7 (ii)(aa) Every applicant seventy years of age or older for a Class "E" driver's
8 license, or for the renewal of a Class "E" driver's license, issued to bona fide
9 residents of the city of New Orleans, shall pay for such basic license a fee of four
10 dollars and fifty cents, which shall be the cost of the license. This license shall expire
11 on the anniversary of the birthday of the applicant which is nearest to a date of ~~four~~
12 **six** years subsequent to the issuing of the license, unless revoked, canceled, or
13 suspended.

14 (bb) Notwithstanding the provisions of R.S. 32:412(B)(7)(e)(ii)(aa), the
15 department may issue the license for a period of less than ~~four~~ **six** years in
16 circumstances of medical limitation, limitation on lawful presence, or other special
17 restriction. When the department issues a license to a properly documented alien
18 student or nonresident alien, that license shall both expire on the date for which the
19 alien's immigration documents expire, if sooner than the date specified in Subitem
20 (aa) of this Item, and contain a restriction code which declares that the license holder
21 is an alien student or a nonresident alien.

22 * * *

23 (dd)(I) Every applicant seventy years of age or older for a Class "D" driver's
24 license, or for the renewal of a Class "D" driver's license, issued to bona fide
25 residents of the city of New Orleans, shall pay for such basic license a fee of
26 eighteen dollars and fifty cents, which shall be the cost of the license. This license
27 shall expire on the anniversary of the birthday of the applicant which is nearest to the
28 date of ~~four~~ **six** years subsequent to the issuing of the license, unless revoked,
29 canceled, or suspended.

1 (II) Notwithstanding the provisions of R.S.32:412(B)(7)(e)(ii)(dd)(I), the
2 department may issue the license for a period of less than ~~four~~ **six** years in
3 circumstances of medical limitation, limitation on lawful presence, or other special
4 restriction. When the department issues a license to a properly documented alien
5 student or nonresident alien, the license shall both expire on the date for which the
6 alien's immigration documents expire, if sooner than the date specified in
7 Subsubitem (I) of this Subitem, and contain a restriction code which declares that the
8 license holder is an alien student or a nonresident alien.

9 * * *

10 C.(1) The addition of a motorcycle or motor scooter endorsement to a basic
11 license will require, besides the specific examination for such vehicles, the payment
12 of an additional fee of eight dollars. If the motorcycle endorsement is to any license
13 which is valid for less than ~~four~~ **six** years, the fee for the endorsement will be four
14 dollars.

15 (2) Notwithstanding any provisions of law to the contrary and subject to the
16 exceptions contained in Article VII, Section 9(A) of the Constitution of Louisiana,
17 the amount of five dollars from the fee for a motorcycle or motor scooter
18 endorsement to a basic license, or the amount of two dollars from the fee if the
19 motorcycle endorsement for any person is to a license that is valid for only less than
20 ~~four~~ **six** years shall be credited to the Bond Security and Redemption Fund. After a
21 sufficient amount is allocated from that fund to pay all obligations secured by the full
22 faith and credit of the state which become due and payable within any fiscal years,
23 the treasurer shall pay an amount equal to the fees paid into the Bond Security and
24 Redemption Fund pursuant to this Paragraph into a special fund which is hereby
25 created in the state treasury and designated as the "Motorcycle Safety, Awareness,
26 and Operator Training Program Fund", hereinafter referred to as the "fund". The
27 monies credited to the fund shall be used solely for operator training, instructor
28 training, and motorcycle safety and awareness programs. Any unexpended and
29 unencumbered monies remaining to the credit of the fund on June thirtieth of each

1 year, after all appropriations of the preceding fiscal year have been made, shall revert
 2 to the state general fund. The monies in the fund shall be expended solely from year
 3 to year as appropriated by the legislature for the purposes of motorcycle safety and
 4 awareness and operator training. Any amounts earned through investment of the
 5 monies in the fund shall revert to the state general fund.

6 * * *

The original instrument and the following digest, which constitutes no part
 of the legislative instrument, were prepared by Sharon F. Lyles.

DIGEST

Claitor (SB 582)

Present law provides that the duration of all classes of a driver's license is four years.

Proposed law changes the duration of all classes of a driver's license to six years.

(Amends R.S. 32:412(A)(4)(a) and (b)(intro para) and (7)(a) and (b)(intro para), (B)(7)(a)(i) and (ii)(intro para), (b)(i) and (ii)(intro para), (c)(i) and (ii)(intro para), (d)(i) and (ii)(intro para), (e)(i)(aa), (bb)(intro para), and (dd) and (ii)(aa), (bb), and (dd), and (C))