

Regular Session, 2014

HOUSE BILL NO. 1252

BY REPRESENTATIVE FOIL

MTR VEHICLE/DRIVER LIC: Provides that drivers' licenses be renewed every six years

1 AN ACT

2 To amend and reenact R.S. 32:412(A)(4)(a) and (b)(introductory paragraph), (7)(a) and
3 (b)(introductory paragraph), (B)(7)(a)(i) and (ii)(introductory paragraph), (b)(i) and
4 (ii)(introductory paragraph), (c)(i) and (ii)(introductory paragraph), (d)(i) and
5 (ii)(introductory paragraph), (e)(i)(aa) and (bb)(introductory paragraph), and (dd)(I
6 and (II) and (ii)(aa) and (dd)(I) and (II), and (C), relative to duration of driver's
7 licenses; to provide that driver's licenses be renewed every six years; and to provide
8 for related matters.

9 Be it enacted by the Legislature of Louisiana:

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

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

20 A.

21 * * *

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

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

9 * * *

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

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

18 * * *

19 B.

20 * * *

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

27 (ii) Notwithstanding the provisions of Item (i) of this Subparagraph, the
28 department may issue the license for a period of less than ~~four~~ six years in
29 circumstances of medical limitations, limitation on lawful presence, or other special

1 restrictions. When the department issues a license to a properly documented alien
2 student or nonresident alien, the license shall both:

3 * * *

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

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

15 * * *

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

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

25 * * *

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

14 * * *

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

22 (II) Notwithstanding the provisions of R.S. 32:412(B)(7)(e)(ii)(dd)(I), the
23 department may issue the license for a period of less than ~~four~~ six years in
24 circumstances of medical limitation, limitation on lawful presence, or other special
25 restriction. When the department issues a license to a properly documented alien
26 student or nonresident alien, the license shall both expire on the date for which the
27 alien's immigration documents expire, if sooner than the date specified in

1 Subsubitem (I) of this Subitem, and contain a restriction code which declares that the
2 license holder is an alien student or a nonresident alien.

3 * * *

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

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

29 * * *

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

Foil

HB No. 1252

Abstract: Changes the renewal period for driver's licenses from four years to six years.

Present law provides that a Class "D" and "E" driver's license expires on the anniversary of the birthday of the applicant which is nearest to a period of four years subsequent to the issuing of the license.

Proposed law changes the four-year period to a six-year period.

Present law provides that a Class "A", "B", and "C" commercial driver's license shall expire on the anniversary of the birthday of the applicant which is nearest to a date of four years subsequent to the issuing of the license.

Proposed law changes the four-year period to a six-year period.

Present law provides that the addition of a motorcycle or motor scooter endorsement to a basic license will require the payment of an additional fee of \$8. If the motorcycle endorsement is to any license which is valid for less than four years, the fee for the endorsement will be \$4.

Proposed law changes the four-year period to a six-year period.

Present law provides that \$5 from the fee for a motorcycle or motor scooter endorsement to a basic license, or the amount of \$2 from the fee if the motorcycle endorsement for any person is to a license that is valid for only less than four years shall be credited to the Bond Security and Redemption Fund.

Proposed law changes the four-year period to a six-year period.

(Amends R.S. 32:412(A)(4)(a) and (b)(intro. para.), (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) and (bb)(intro. para.), and (dd)(I) and (II) and (ii)(aa) and (dd)(I) and (II), and (C))