
HOUSE COMMITTEE AMENDMENTS

Substitute for Original House Bill No. 220 by Representative Thibaut as proposed by the House Committee on Transportation, Highways, and Public Works

This document reflects the content of a substitute bill but is not in a bill form; page numbers in this document DO NOT correspond to page numbers in the substitute bill itself.

To amend and reenact R.S. 32:295.4, relative to motor vehicle inspection; to provide guidelines for motor vehicle inspection checkpoints by law enforcement agencies; to provide for the location of checkpoints; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 32:295.4 is hereby amended and reenacted to read as follows:

§295.4. Guidelines for seat belt, motor vehicle inspections, and motor vehicle liability security checkpoints; law enforcement agencies

All law enforcement agencies involved in traffic enforcement shall establish guidelines for the operation of seat belt checkpoints, motor vehicle inspections, ~~and~~ or proof of compulsory motor vehicle liability security checkpoints. Such guidelines shall include but not be limited to the following provisions:

(1) The location, time, and duration for seat belt, motor vehicle inspection, ~~and~~ or compulsory motor vehicle liability security checkpoints shall be established in written form by supervisory or other administrative personnel of the law enforcement agency rather than the field officers implementing the checkpoint.

(2) The location of the checkpoint shall not be less than two thousand five hundred feet from a bridge, overpass, or the intersection between two state highways or between a state and federal highway.

~~(2)~~ (3) Provision for advance warning to the approaching motorists with signs, flares, and other indications to warn motorists of an impending stop and to provide indication of its official nature as a police checkpoint.

~~(3)~~ (4) Provisions to ensure detention of motorists for a minimal length of time.

~~(4)~~ (5) The use of a systematic, nonrandom criteria for stopping motorists.

DIGEST

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Abstract: Requires law enforcement agencies to follow the same guidelines for motor vehicle inspections as in seat belt and motor vehicle liability security checkpoints.

Present law requires that all law enforcement agencies involved in traffic enforcement establish guidelines for the operation of seat belt checkpoints and proof of compulsory motor vehicle liability security checkpoints.

Proposed law adds motor vehicle inspection checkpoints to present law.

Present law provides that checkpoint guidelines include location, time, and duration, and they shall be established in written form by supervisory or administrative personnel rather than field officers. Proposed law provides that the location of the checkpoint cannot be less than 2,500 feet from a bridge, overpass, or the intersection between two state highways or between a state and federal highway.

(Amends R.S. 32:295.4)