
The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Alden A. Clement, Jr.

DIGEST

Dorsey-Colomb (SB 148)

Present law provides that whoever commits the crime of vehicular homicide is to be fined not less than \$2,000 nor more than \$15,000 and imprisoned with or without hard labor for not less than five years nor more than 30 years. Present law further provides that at least three years of the sentence of imprisonment is to be imposed without benefit of probation, parole, or suspension of sentence.

Present law provides that if the operator's blood alcohol concentration is 0.15 percent or more by weight based upon grams of alcohol per 100 cubic centimeters of blood, then at least five years of the sentence of imprisonment is to be imposed without benefit of probation, parole, or suspension of sentence.

Present law provides that if the offender was previously convicted of a violation of the present law crime of operating a vehicle while intoxicated, then at least five years of the sentence of imprisonment is to be imposed without benefit of probation, parole, or suspension of sentence.

Present law provides that the court is to require the offender to participate in a court-approved substance abuse program and may require the offender to participate in a court-approved driver improvement program. Present law further provides that all driver improvement courses required under present law are to include instruction on railroad grade crossing safety.

Proposed law retains present law and adds that when two or more homicides, including an unborn child as set forth in the crime of third degree feticide under present law, form the basis for a conviction under present law, the offender is to be sentenced separately for each victim, and such sentences are to run consecutively.

Effective upon signature of the governor or lapse of time for gubernatorial action.

(Amends R.S. 14:32.1(B))

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Judiciary C to the original bill

1. Adds sentencing for multiple victims of third degree feticide to proposed law.