

HOUSE SUMMARY OF SENATE AMENDMENTS

House Bill No. 150 by Representative Gisclair

CRIME/HOMICIDE: Provides relative to the careless operation of a motor vehicle

Synopsis of Senate Amendments

1. Amends the proposed law penalties to provide that suspension of the person's license is permissive.

Digest of Bill as Finally Passed by Senate

Present law provides that any person operating a motor vehicle on the public roads of this state shall drive in a careful and prudent manner, so as not to endanger the life, limb, or property of any person. Failure to drive in such a manner shall constitute careless operation.

Present law (R.S. 32:57) provides for the following penalties for careless operation of a motor vehicle:

- (1) First violation - A fine of not more than \$175, imprisonment for not more than 30 days, or both.
- (2) A subsequent violation - A fine of not more than \$500, imprisonment for not more than 90 days, or both.

Proposed law retains present law and provides that when the careless operation of a motor vehicle proximately or directly causes the death of human being when the operator fails to maintain control of the motor vehicle because of falling asleep, the operator shall be subject to the following additional penalties:

- (1) The operator shall be ordered to serve 250 hours of court-approved community service.
- (2) The operator's driver's license may be suspended for a period of two years.

(Amends R.S. 32:58; Adds R.S. 32:414(W))