

SENATE SUMMARY OF HOUSE AMENDMENTS

SB 47

2015 Regular Session

Perry

KEYWORD AND SUMMARY AS RETURNED TO THE SENATE

DWI. Makes technical changes involving the crime of driving while intoxicated. (gov sig)

SUMMARY OF HOUSE AMENDMENTS TO THE SENATE BILL

1. Removes certain provisions referencing a \$25 fine levied in certain parishes that was repealed by Act No. 209 of the 1988 R.S.
2. Removes authority for a licensed practical nurse to perform a blood test at the direction of a registered nurse or licensed physician.

DIGEST OF THE SENATE BILL AS RETURNED TO THE SENATE

SB 47 Reengrossed

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Present law (R.S. 13:1894.1) provides for the following:

- (1) Prosecutions in any city, parish, or municipal court (except in New Orleans city, municipal, and traffic courts) for operating a vehicle while intoxicated may be charged and prosecuted under the provisions of the state law prohibiting operation of a vehicle while intoxicated or under any applicable city, parish, or municipal ordinance which incorporates the standards, elements, and sentences of the state law.
- (2) For a first or second offense violation of operating a vehicle while intoxicated:
 - (a) Any conviction or guilty plea in any such city, parish, or municipal court shall be punishable in accordance with the penalty provisions provided for in the state law relative to a first or second offense of operating a vehicle while intoxicated.
 - (b) All city, parish, and municipal courts shall have concurrent jurisdiction with the district courts.

Proposed law makes technical corrections to reflect the reorganization and redesignation of provisions contained in Acts 2014, No. 385 regarding the crime of operating a vehicle while intoxicated.

Repeals a provision referencing a \$25 fine levied in certain parishes that was repealed by Acts, 1988 R.S., No. 209.

Present law provided that fines levied under the "Child Endangerment Law" (repealed by Acts 1988, No. 209) and collected in the parishes of Caldwell, Catahoula, Concordia, Franklin, LaSalle, and Tensas be parishes be remitted to the Northeast La. Substance Abuse Center. Proposed law removes these provisions.

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

(Amends R.S. 13:1894.1)

Thomas L. Tyler
Deputy Chief of Staff