

2019 Regular Session

HOUSE BILL NO. 132

BY REPRESENTATIVE CREWS

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

TRAFFIC/ACCIDENTS: Modifies postaccident drug testing requirements

1 AN ACT

2 To amend and reenact R.S. 32:681(Section heading), (A), and (B) and to enact R.S.  
3 32:681(E), relative to postaccident drug testing requirements; to provide for the  
4 extension of a postaccident drug testing requirement to accidents involving a serious  
5 bodily injury; to provide for a definition; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 32:681(Section heading), (A), and (B) are hereby amended and  
8 reenacted and R.S. 32:681(E) is hereby enacted to read as follows:

9 §681. Postaccident drug testing; accidents involving serious bodily injury or  
10 fatalities, required

11 A. The operator of any motor vehicle which is involved in a collision or the  
12 operator of any watercraft involved in a collision, crash, or other casualty in which  
13 a serious bodily injury or fatality occurs shall be deemed to have given consent to,  
14 and shall be administered, a chemical test or tests of his blood, urine, or other bodily  
15 substance for the purpose of determining the presence of any abused substance or  
16 controlled dangerous substance as set forth in R.S. 40:964 or any other impairing  
17 substance.

18 B. The test or tests shall be administered at the direction of a law  
19 enforcement officer having reasonable grounds to believe the person to have been  
20 driving or in actual physical control of a motor vehicle upon the public highways of

