

CONFERENCE COMMITTEE REPORT

HB 303

2018 Regular Session

Gisclair

May 18, 2018

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 303 by Representative Gisclair, recommend the following concerning the Engrossed bill:

- 1. That the set of Senate Committee Amendments by the Senate Committee on Transportation, Highways and Public Works (#1501) be rejected.
- 2. That Senate Floor Amendment Nos. 1, 2, and 4 by Senator Gary Smith (#3773) be rejected.
- 3. That Senate Floor Amendment No. 3 by Senator Gary Smith (#3773) be adopted.
- 4. That the following amendment to the Engrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 32:408(A)(5)(b)(i)" delete the remainder of the line and delete lines 3 through 5 in their entirety and insert the following:

"and to enact R.S. 32:402(C)(6), relative to driver's licenses; to authorize waiver of the skills test for a person regularly employed within the last twelve months in certain military positions; to provide with respect to the operation of a bus during times of emergency by employees of the Department of Transportation and Development; and to provide for related matters."

AMENDMENT NO. 2

On page 1, between lines 8 and 9, insert the following:

§402. All drivers must secure license; exception; emergency vehicle exception; military personnel exceptions; emergency command post vehicle exception; law enforcement officer exception; Department of Transportation and Development employee exception; violations

* * *

C.

* * *

(6) Notwithstanding any provision of this Section or any other law to the contrary, an employee of the Department of Transportation and Development who is operating a bus, in the course and scope of his employment, during a gubernatorially declared state of emergency or disaster shall only be required to possess a Class "E" driver's license.

* * *"

Respectfully submitted,

Representative Terry Landry

Senator Patrick Page Cortez

Representative A B Franklin

Senator Jean-Paul J. Morrell

Representative Jerry Gisclair

Senator Gary L. Smith, Jr.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

CONFERENCE COMMITTEE REPORT DIGEST

HB 303

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Keyword and oneliner of the instrument as it left the House

MTR VEHICLE/DRIVER LIC: Modifies requirements for obtaining a commercial driver's license when an applicant is employed in a specific military position

Report adopts Senate amendments to:

1. Make technical changes.

Report rejects Senate amendments which would have:

1. Made technical changes.
2. Authorized an operator of a commercial motor vehicle or bus who is employed by the Department of Transportation and Development to operate a commercial vehicle or bus, in the course and scope of employment, during a gubernatorially declared state of emergency or disaster with a Class "E" driver's license, in lieu of a commercial driver's license.

Report amends the bill to:

1. Make technical changes.
2. Authorize an employee of the Department of Transportation and Development who is operating a bus, in the course and scope of employment, during a gubernatorially declared state of emergency or disaster to only be required to possess a Class "E" driver's license.

Digest of the bill as proposed by the Conference Committee

Present law allows an applicant regularly employed within the last 90 days in a military position requiring operation of a commercial motor vehicle to waive the skills test required to obtain a commercial driver's license.

Proposed law authorizes a person regularly employed within the last 12 months in a military position requiring operation of a commercial motor vehicle to waive the skills test required to obtain a commercial driver's license.

Proposed law specifies that only a Class "E" driver's license is required for an employee of the Dept. of Transportation and Development who is operating a bus, in the course and scope of his employment, during a gubernatorially declared state of emergency or disaster.

(Amends R.S. 32:408(A)(5)(b)(i); Adds R.S. 32:402(C)(6))