

HOUSE COMMITTEE AMENDMENTS

2019 Regular Session

Amendments proposed by House Committee on Transportation, Highways and Public Works to Reengrossed Senate Bill No. 138 by Senator Gatti

1 AMENDMENT NO. 1

2 On page 1, line 2, change "R.S. 32:681(E) and (F)" to "R.S. 32:681(E), (F), (G), and (H)"

3 AMENDMENT NO. 2

4 On page 1, line 3, after "drug testing" delete the remainder of the line and insert
5 "requirements; to provide for the extension of postaccident drug testing requirements to
6 accidents involving a suspected serious"

7 AMENDMENT NO. 3

8 On page 1, line 4, after "injury;" insert "to define "suspected serious injury";"

9 AMENDMENT NO. 4

10 On page 1, at the beginning of line 7, change "32:681(E) and (F)" to "32:681(E), (F), (G),
11 and (H)"

12 AMENDMENT NO. 5

13 On page 1, line 8, after "involving" change "serious bodily" to "suspected serious"

14 AMENDMENT NO. 6

15 On page 1, delete lines 12 and 13 in their entirety and insert "a suspected serious"

16 AMENDMENT NO. 7

17 On page 2, line 6, after "which" delete the remainder of the line and delete line 7 in its
18 entirety

19 AMENDMENT NO. 8

20 On page 2, at the beginning of line 8 change "or serious bodily" to "suspected serious"

21 AMENDMENT NO. 9

22 On page 2, line 9, after "substance" insert "or controlled dangerous substance"

23 AMENDMENT NO. 10

24 On page 2, delete lines 13 through 17 in their entirety and insert the following:

25 **"E. For the purposes of this Section, the operator of any motor vehicle**
26 **which is involved in a collision or the operator of any watercraft involved in a**
27 **collision, crash, other casualty in which a suspected serious injury occurs, and**
28 **the operator does not receive a violation, that operator shall not be required to**
29 **submit to a chemical test or tests of his blood, urine, or other bodily substance**
30 **for the purpose of determining the presence of any abused substance or**

1 controlled dangerous substance as set forth in R.S. 40:964 or any other
2 impairing substance.

3 F. For the purposes of this Section, "suspected serious injury", as
4 provided for in the Fourth Edition of the Model Minimum Uniform Crash
5 Criteria Guideline, means any injury other than fatal which results in any of the
6 following:

7 (a) Severe laceration resulting in exposure of underlying tissues, muscle,
8 or organs, or resulting in a significant loss of blood.

9 (b) Broken or distorted extremity.

10 (c) Crush injuries.

11 (d) Suspected skull, chest, or abdominal injury other than bruises or
12 minor lacerations.

13 (e) Significant burns.

14 (f) Unconsciousness when taken from the crash scene.

15 (g) Paralysis."

16 AMENDMENT NO. 11

17 On page 2, at the beginning of line 18, change "F." to "G."

18 AMENDMENT NO. 12

19 On page 2, between lines 18 and 19, insert the following:

20 "H. Neither the law enforcement officer nor the law enforcement agency
21 employing the law enforcement officer shall be liable, civilly or criminally, for
22 any action or omission taken in response to this Section.

23 Section 2. The Department of Public Safety and Corrections shall adopt rules
24 and regulations, including updating the Uniform Motor Vehicle Traffic Crash
25 Report, to implement the provisions of this Act."

26 AMENDMENT NO. 13

27 On page 2, at the beginning of line 19, change "Section 2." to "Section 3."