

## RÉSUMÉ DIGEST

ACT 318 (HB 415)

2019 Regular Session

Terry Brown

Existing law provides that existing law, relative to reinstatement of privileges, does not apply to a person who refuses to submit to an approved chemical test upon a second or subsequent arrest for driving while intoxicated. Existing law further provides that existing law does not apply if the second or subsequent arrest occurs more than 10 years after the prior arrest.

Existing law requires an ignition interlock device be installed in any motor vehicle operated by any person under certain circumstances related to a driving while intoxicated arrest as a condition of the reinstatement of that person's driver's license.

New law requires the department's records of arrests made for driving while intoxicated, as certified by the arresting officer, or reversals or recalls as a result of an administrative hearing or judicial review to be used to determine the application of the provisions of existing law.

New law further provides that if the suspension arising out of the arrest has been reversed or recalled, the arrest related to that suspension cannot be used to determine if existing law applies to a driver's license reinstatement.

Effective Aug. 1, 2019.

(Amends R.S. 32:667(H)(3); Adds R.S. 32:667(I)(5))