

2025 Regular Session

HOUSE BILL NO. 403

BY REPRESENTATIVE TURNER

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

FUNDS/FUNDING: Provides for the imposition of fines for driving offenses

1 AN ACT

2 To enact R.S. 14:98.1(A)(4), 98.2(A)(5), 98.3(A)(4), 98.4(A)(3), 99(C), and 99.2(F) and
3 R.S. 32:61(C), 64(D), and 65(G), relative to the imposition of fines for certain
4 driving offenses; to provide for an increase in fines related to the operation of a
5 motor vehicle; to provide for the dedication of revenue to the Louisiana Emergency
6 Response Network Fund; to provide an effective date; and to provide for related
7 matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S.14:98.1(A)(4), 98.2(A)(5), 98.3(A)(4), 98.4(A)(3), 99(C), and 99.2(F)
10 are hereby enacted to read as follows:

11 §98.1. Operating while impaired; first offense; penalties

12 A.

13 * * *

14 (4)(a) In addition to the penalties imposed pursuant to this Section, upon
15 conviction of a first offense, the offender shall also be fined an additional twenty-
16 five dollars.

17 (b) Monies collected pursuant to this Paragraph shall be forwarded by the
18 clerk of court to the state treasurer within thirty days of collection.

19 (c) After allocation to the Bond Security and Redemption Fund as provided
20 in Article VII, Section (9)(B) of the Constitution of Louisiana, the state treasurer

1 shall deposit the collections into the Louisiana Emergency Response Network Fund
2 as established in R.S. 40:2845.

3 * * *

4 §98.2. Operating while impaired; second offense; penalties

5 A.

6 * * *

7 (5)(a) In addition to the penalties imposed pursuant to this Section, upon
8 conviction of a second offense, the offender shall also be fined an additional fifty
9 dollars.

10 (b) Monies collected pursuant to this Paragraph shall be forwarded by the
11 clerk of court to the state treasurer within thirty days of collection.

12 (c) After allocation to the Bond Security and Redemption Fund as provided
13 in Article VII, Section (9)(B) of the Constitution of Louisiana, the state treasurer
14 shall deposit the collections into the Louisiana Emergency Response Network Fund
15 as established in R.S. 40:2845.

16 * * *

17 §98.3. Operating while impaired; third offense; penalties

18 A.

19 * * *

20 (4)(a) In addition to the penalties imposed pursuant to this Section, upon
21 conviction of a third offense, the offender shall also be fined an additional one
22 hundred dollars.

23 (b) Monies collected pursuant to this Paragraph shall be forwarded by the
24 clerk of court to the state treasurer within thirty days of collection.

25 (c) After allocation to the Bond Security and Redemption Fund as provided
26 in Article VII, Section (9)(B) of the Constitution of Louisiana, the state treasurer
27 shall deposit the collections into the Louisiana Emergency Response Network Fund
28 as established in R.S. 40:2845.

29 * * *

1 §98.4. Operating while impaired; fourth offense; penalties

2 A.

3 * * *

4 (3)(a) In addition to the penalties imposed pursuant to this Section, upon
5 conviction of a fourth or subsequent offense, the offender shall also be fined an
6 additional two hundred fifty dollars.

7 (b) Monies collected pursuant to this Paragraph shall be forwarded by the
8 clerk of court to the state treasurer within thirty days of collection.

9 (c) After allocation to the Bond Security and Redemption Fund as provided
10 in Article VII, Section (9)(B) of the Constitution of Louisiana, the state treasurer
11 shall deposit the collections into the Louisiana Emergency Response Network Fund
12 as established in R.S. 40:2845.

13 * * *

14 §99. Reckless operation of a vehicle

15 * * *

16 C.(1) In addition to the penalties imposed pursuant to this Section, upon
17 conviction of the first offense, the offender shall also be fined an additional five
18 dollars.

19 (2) In addition to the penalties imposed under this Section, upon conviction
20 of a second or subsequent offense, the offender shall also be fined an additional ten
21 dollars.

22 (3) Monies collected pursuant to this Subsection shall be forwarded by the
23 clerk of court to the state treasurer within thirty days of collection.

24 (4) After allocation to the Bond Security and Redemption Fund as provided
25 in Article VII, Section (9)(B) of the Constitution of Louisiana, the state treasurer
26 shall deposit the collections into the Louisiana Emergency Response Network Fund
27 as established in R.S. 40:2845.

28 * * *

1 §99.2. Reckless operation of an off-road vehicle

2 * * *

3 F.(1) In addition to the penalties imposed pursuant to this Section, upon
4 conviction the offender shall also be fined an additional five dollars.

5 (2) Monies collected pursuant to this Subsection shall be forwarded by the
6 clerk of court to the state treasurer within thirty days of collection.

7 (3) After allocation to the Bond Security and Redemption Fund as provided
8 in Article VII, Section (9)(B) of the Constitution of Louisiana, the state treasurer
9 shall deposit the collections into the Louisiana Emergency Response Network Fund
10 as established in R.S. 40:2845.

11 Section 2. R.S. 32:61(C), 64(D), and 65(G) are hereby enacted to read as follows:

12 §61. Maximum speed limit

13 * * *

14 C.(1) In addition to any penalties imposed pursuant to this Section, upon
15 violation the offender shall be fined an additional five dollars.

16 (2) Monies collected pursuant to this Subsection shall be forwarded by the
17 clerk of court to the state treasurer within thirty days of collection.

18 (3) After allocation to the Bond Security and Redemption Fund as provided
19 in Article VII, Section (9)(B) of the Constitution of Louisiana, the state treasurer
20 shall deposit the collections into the Louisiana Emergency Response Network Fund
21 as established in R.S. 40:2845.

22 * * *

23 §64. General speed law

24 * * *

25 D.(1) In addition to the penalties imposed pursuant to this Section, upon
26 violation the offender shall be fined an additional five dollars.

27 (2) Monies collected pursuant to this Subsection shall be forwarded by the
28 clerk of court to the state treasurer within thirty days of collection.

29 (3) After allocation to the Bond Security and Redemption Fund as provided

1 in Article VII, Section (9)(B) of the Constitution of Louisiana, the state treasurer
2 shall deposit the collections into the Louisiana Emergency Response Network Fund
3 as established in R.S. 40:2845.

4 §65. Drag racing and racing on public roads and certain property; exemptions

5 * * *

6 G.(1) In addition to any penalties imposed pursuant to this Section, upon
7 violation the offender shall be fined an additional ten dollars.

8 (2) Monies collected pursuant to this Subsection shall be forwarded by the
9 clerk of court to the state treasurer within thirty days of collection.

10 (3) After allocation to the Bond Security and Redemption Fund as provided
11 in Article VII, Section (9)(B) of the Constitution of Louisiana, the state treasurer
12 shall deposit the collections into the Louisiana Emergency Response Network Fund
13 as established in R.S. 40:2845.

Section 3. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval.

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)]

HB 403 Reengrossed

2025 Regular Session

Turner

Abstract: Increases fines for driving offenses and dedicates the revenues collected to the La. Emergency Network Response Fund.

Present law provides for the crime of operating a motor vehicle while impaired and imposes penalties for violations. The fines imposed upon the conviction of the various offenses are as follows:

- | | | |
|-----|----------------|---|
| (1) | First Offense | Not less than \$300 nor more than \$1,000 |
| (2) | Second Offense | Not less than \$750 nor more than \$1,000 |
| (3) | Third Offense | \$2,000 |

- (4) Fourth or Subsequent Offense \$5,000

Proposed law adds the following additional fines upon conviction for each offense:

- (1) First Offense \$25
 (2) Second Offense \$50
 (3) Third Offense \$100
 (4) Fourth or Subsequent Offense \$250

Present law provides for the crime of reckless operation of a vehicle and imposes penalties for violations. The fine for a first offense conviction is not more than \$200. The fine imposed upon the conviction of the second or subsequent offenses is not less than \$25 nor more than \$500.

Proposed law adds the following additional fines upon conviction for each offense:

- (1) First Offense \$5
 (2) Second or Subsequent Offense \$10

Present law provides for the crime of reckless operation of an off-road vehicle and imposes penalties for violations. The fine for a conviction is not more than \$500.

Proposed law adds an additional fine upon conviction of \$5.

Present law provides for speeding violations. Penalties are imposed by each parish or municipality where the offense occurred.

Proposed law adds an additional fine of \$5 to each speeding violation (R.S. 32:61 and 64).

Present law provides for violations for drag racing and racing on public roads and certain property. The fines imposed upon the conviction of the various offenses are as follows:

If no serious personal injury involved:

- (1) First Offense not more than \$175
 (2) Subsequent Offense not more than \$500

If serious bodily injury or death occurs, then the fine shall be not less than \$500 or more than \$2,000.

Proposed law adds an additional fine of \$10 to each drag racing violation.

Proposed law instructs the clerk of court to collect each of the additional fines imposed and forward to the state treasurer for deposit into the La. Emergency Response Network Fund.

Present law establishes the La. Emergency Response Network Fund. Monies in the fund are used to fund grants, projects, and services to support the board of the La. Emergency Response Network. The board's objectives are to decrease trauma, stroke, and STEMI-related deaths. Proposed law retains present law.

Effective upon signature of governor or lapse of gubernatorial action.

(Adds R.S.14:98.1(A)(4), 98.2(A)(5), 98.3(A)(4), 98.4(A)(3), 99(C), and 99.2(F) and R.S. 32:61(C), 64(D), and 65(G))

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Administration of Criminal Justice to the original bill:

1. Add an additional penalty of five dollars to speeding violations.
2. Add an additional penalty of \$10 to drag racing violations.
3. Make technical changes.