
The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Senate Legislative Services. The keyword, summary, 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)]

SB 223 Original

DIGEST
2026 Regular Session

Luneau

Proposed law creates the crime of failure to test for alcohol and controlled substances resulting in serious bodily injury or death. Proposed law is violated by a motor carrier when all of the following conditions exist:

- (1) The motor carrier is required by federal law to test an operator of a commercial motor vehicle for alcohol and controlled substance use.
- (2) The motor carrier fails to conduct the testing required by federal law.
- (3) The operator of a commercial motor vehicle who is required to be tested by the motor carrier, but has not been tested, causes an accident while operating the commercial vehicle under the influence of alcohol or under the influence of a controlled substance.
- (4) The accident results in the serious bodily injury or death of another person.

Proposed law defines "commercial motor vehicle", "motor carrier", "operator", and "under the influence of alcohol".

Proposed law provides that an offender will be fined not more than \$25,000, or imprisoned for not more than one year, or both.

Effective August 1, 2026.

(Adds R.S. 14:39.3)