
HOUSE COMMITTEE AMENDMENTS

2026 Regular Session

Substitute for Original House Bill No. 264 by Representative Glorioso as proposed by the House Committee on Administration of Criminal Justice

This document reflects the content of a substitute bill but is not in a bill form; page numbers in this document DO NOT correspond to page numbers in the substitute bill itself.

1 To enact R.S. 14:98.9, relative to operating a vehicle while impaired; to provide for
2 detention and release of persons arrested for operating while impaired; to provide for
3 exceptions; and to provide for related matters.

4 Be it enacted by the Legislature of Louisiana:

5 Section 1. R.S. 14:98.9 is hereby enacted to read as follows:

6 §98.9. "Jada's Law"; sober release requirement

7 A. This Section may be cited as "Jada's Law".

8 B. As used in this Section, "legal limit" means a blood alcohol concentration
9 of 0.08 percent for offenses in violation of R.S. 14:98 and 0.02 percent for offenses
10 in violation of R.S. 14:98.6.

11 C. Following an arrest for operating while impaired in violation of R.S.
12 14:98 or R.S. 14:98.6, the custodial agency shall hold an individual whose blood
13 alcohol concentration is above the legal limit for a minimum of eight hours. The
14 custodial agency has discretion to hold an individual for longer if a safe release is not
15 feasible.

16 D. Nothing in this Section shall be construed to deny or restrict the
17 entitlement of a person to bail pursuant to the Code of Criminal Procedure or limit
18 the authority of a court to impose additional conditions of release in accordance with
19 applicable law.

20 E. The provisions of this Section does not apply to any individual who is
21 seventeen years of age or younger.

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 Draft

2026 Regular Session

Abstract: Requires custodial law enforcement agencies to hold an arrested individual whose blood alcohol concentration is above the legal limit for at least eight hours after an arrest for operating while impaired.

Proposed law provides a definition for "legal limit".

Proposed law requires the arresting law enforcement agency to wait at least eight hours before releasing a person whose blood alcohol concentration is above the legal limit when the person was arrested for operating while impaired.

Proposed law does not restrict the person's entitlement to bail or limit the court's authority to impose conditions for bail.

Proposed law does not apply to individuals who are 17 years of age or younger.

(Adds R.S. 14:98.9)