

---

## 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 1246 Original

2026 Regular Session

Glorioso

**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)