

2026 Regular Session

HOUSE BILL NO. 1032

BY REPRESENTATIVE WILEY

MOTOR VEHICLES: Clarifies references to substances applicable to operating a motor vehicle under the influence

1 AN ACT

2 To amend and reenact R.S. 32:414(A)(1)(a), (B)(2)(a), (D)(1)(a), (I)(1), and (V), 661(A)(3),
3 896(A), and 1420, relative to substances involved in the violation of operating a
4 motor vehicle under the influence; to provide for uniform references to substances
5 involved in operating a motor vehicle under the influence; and to provide for related
6 matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 32:414(A)(1)(a), (B)(2)(a), (D)(1)(a), (I)(1), and (V), 661(A)(3),
9 896(A), and 1420 are hereby amended and reenacted to read as follows:

10 §414. Suspension, revocation, renewal, and cancellation of licenses; judicial review

11 A.(1)(a) The department shall suspend the license of any person for a period
12 of twelve months upon receiving, from any district, city, or municipal court, of this
13 state or of any other state, having traffic jurisdiction, or from any federal court or
14 magistrate having traffic jurisdiction, satisfactory evidence of the conviction or of
15 the entry of a plea of guilty or nolo contendere and sentence thereupon or of the
16 forfeiture of bail of any such person charged with the first offense for vehicular
17 negligent injuring, R.S. 14:39.1, or for operating a motor vehicle while under the
18 influence of beverages of high alcoholic content, of low alcoholic content, of
19 ~~narcotic drugs, or of central nervous system stimulants~~ any drug, combination of
20 drugs, or combination of alcohol and drugs, including those cases where a person's
21 sentence is suspended pursuant to Code of Criminal Procedure Article 893 or 894.

1 alcoholic beverages shall not be considered in determining the number of such
2 offenses of operating or controlling a motor vehicle while under the influence of
3 alcoholic beverages which the person has committed.

4 * * *

5 D.(1)(a) The department shall suspend the license of any person for a period
6 of thirty-six months upon receiving satisfactory evidence of conviction, plea of
7 guilty, or plea of nolo contendere, and sentence thereon, or of the forfeiture of bail
8 of any such person as determined by any court of jurisdiction as set forth in this
9 Section, with regard to a third or subsequent offense for vehicular negligent injuring
10 or for operating a motor vehicle while under the influence of beverages of alcoholic
11 content, of ~~narcotic drugs, or of central nervous system stimulants~~ any drug,
12 combination of drugs, or combination of alcohol and drugs. Third or subsequent
13 offenses for purposes of this Subsection does not refer to the criminal charge but
14 rather to the number of offenses resulting in conviction, guilty pleas, nolo contendere
15 pleas, or bond forfeitures within five years from date of first offense to the date of
16 third offense.

17 * * *

18 I.(1) The reinstatement fee for a license of a person who has been convicted
19 of or forfeited bond on or entered a plea of guilty or nolo contendere to a charge of
20 operating a motor vehicle while under the influence of beverages of high alcoholic
21 content, of low alcoholic content, of ~~narcotic drugs, or of central nervous system~~
22 ~~stimulants~~ any drugs, combination of drugs, or combination of alcohol and drugs
23 shall be one hundred dollars if one conviction appears listed on his record prior to
24 application for reinstatement; two hundred dollars if two such convictions appear on
25 his record prior to application for reinstatement; and three hundred dollars for each
26 conviction on his record after the second conviction prior to application for
27 reinstatement, and the requirements of R.S. 32:896 relative to proof of financial
28 responsibility have been satisfied.

29 * * *

1 §896. Proof required upon certain convictions

2 A. When the director under ~~Section 414(A)~~ R.S. 32:414(A) or ~~(B)(2) or~~
3 ~~414(B)(2) of this Title~~ suspends the license or nonresident operating privilege of any
4 person upon receipt of evidence of conviction, entry of guilty plea, or forfeiture of
5 bond of any person charged with operating a motor vehicle while under the influence
6 of intoxicating beverages, ~~or narcotic drugs or stimulants of the central nervous~~
7 ~~system~~ any drugs, combination of drugs, or combination of alcohol and drugs, or
8 under ~~Section 667 of this Title~~ R.S. 32:667 for refusal to submit to chemical tests of
9 blood, breath, urine, or other bodily substance for determining the alcoholic content
10 of his blood, no license shall be reinstated or reissued to the person unless such
11 person previously has given or immediately gives and thereafter maintains proof of
12 financial responsibility with respect to all motor vehicles registered by him and shall
13 show financial responsibility individually as a non-owner for a period of three years.

14 * * *

15 §1420. Enactment; text

16 The Driver License Compact is hereby enacted into law and entered into with
17 all other jurisdictions legally joining therein in the form substantially as follows:

18 DRIVER LICENSE COMPACT

19 ARTICLE I

20 Findings and declaration of policy

21 (a) The party states find that:

22 (1) The safety of their streets and highways is materially affected by the
23 degree of compliance with state and local ordinances relating to the operation of
24 motor vehicles.

25 (2) Violation of such a law or ordinance is evidence that the violator engages
26 in conduct which is likely to endanger the safety of persons and property.

27 (3) The continuance in force of a license to drive is predicated upon
28 compliance with laws and ordinances relating to the operation of motor vehicles, in
29 whichever jurisdiction the vehicle is operated.

1 (b) It is the policy of each of the party states to:

2 (1) Promote compliance with the laws, ordinances, and administrative rules
3 and regulations relating to the operation of motor vehicles by their operators in each
4 of the jurisdictions where such operators drive motor vehicles.

5 (2) Make the reciprocal recognition of licenses to drive and eligibility
6 therefor more just and equitable by considering the overall compliance with motor
7 vehicle laws, ordinances and administrative rules and regulations as a condition
8 precedent to the continuance or issuance of any license by reason of which the
9 licensee is authorized or permitted to operate a motor vehicle in any of the party
10 states.

11 ARTICLE II

12 Definitions

13 As used in this compact:

14 (a) "State" means a state, territory or possession of the United States, the
15 District of Columbia, or the Commonwealth of Puerto Rico.

16 (b) "Home state" means the state which has issued and has the power to
17 suspend or revoke the use of the license or permit to operate a motor vehicle.

18 (c) "Conviction" means a conviction of any offense related to the use or
19 operation of a motor vehicle which is prohibited by state law, municipal ordinance
20 or administrative rule or regulation, or a forfeiture of bail, bond or other security
21 deposited to secure appearance by a person charged with having committed any such
22 offense, and which conviction or forfeiture is required to be reported to the licensing
23 authority.

24 ARTICLE III

25 Reports of conviction

26 The licensing authority of a party state shall report each conviction of a
27 person from another party state occurring within its jurisdiction to the licensing
28 authority of the home state of the licensee. Such report shall clearly identify the
29 person convicted; describe the violation specifying the section of the statute, code
30 or ordinance violated; identify the court in which action was taken; indicate whether

1 a plea of guilty or not guilty was entered, or the conviction was a result of the
2 forfeiture of bail, bond or other security; and shall include any special findings made
3 in connection therewith.

4 ARTICLE IV

5 Effect of conviction

6 (a) The licensing authority in the home state, for the purposes of suspension,
7 revocation or limitation of the license to operate a motor vehicle, shall give the same
8 effect to the conduct reported, pursuant to Article III of this compact, as it would if
9 such conduct had occurred in the home state, in the case of convictions for:

10 (1) Manslaughter or negligent homicide resulting from the operation of a
11 motor vehicle;

12 (2) Driving a motor vehicle while under the influence of intoxicating liquor
13 or a narcotic drug, or ~~a narcotic drug, or under the influence of any other drug~~ any
14 drug, combination of drugs, or combination of alcohol and drugs ;

15 (3) Any felony in the commission of which a motor vehicle is used;

16 (4) Failure to stop and render aid in the event of a motor vehicle accident
17 resulting in the death or personal injury of another.

18 (b) As to other convictions, reported pursuant to Article III, the licensing
19 authority in the home state shall give such effect to the conduct as is provided by the
20 laws of the home state.

21 (c) If the laws of a party state do not provide for offenses or violations
22 denominated or described in precisely the words employed in subdivision (a) of this
23 Article, such party state shall construe the denominations and descriptions appearing
24 in subdivision (a) hereof as being applicable to and identifying those offenses or
25 violations of a substantially similar nature and the laws of such party state shall
26 contain such provisions as may be necessary to ensure that full force and effect is
27 given to this Article.

28 ARTICLE V

29 Applications for new licenses

1 (b) The administrator of each party state shall furnish to the administrator of
2 each other party state any information or documents reasonably necessary to
3 facilitate the administration of this compact.

4 ARTICLE VIII

5 Entry into force and withdrawal

6 (a) This compact shall enter into force and become effective as to any state
7 when it has enacted the same into law.

8 (b) Any party state may withdraw from this compact by enacting a statute
9 repealing the same, but no such withdrawal shall take effect until six months after
10 the executive head of the withdrawing state has given notice of the withdrawal to the
11 executive heads of all other party states. No withdrawal shall affect the validity or
12 applicability by the licensing authorities of states remaining party to the compact of
13 any report of conviction occurring prior to the withdrawal.

14 ARTICLE IX

15 Construction and severability

16 This compact shall be liberally construed so as to effectuate the purposes
17 thereof. The provisions of this compact shall be severable and if any phrase, clause,
18 sentence or provision of this compact is declared to be contrary to the constitution
19 of any party state or of the United States or the applicability thereof to any
20 government, agency, person or circumstance is held invalid, the validity of the
21 remainder of this compact and the applicability thereof to any government, agency,
22 person or circumstance shall not be affected thereby. If this compact shall be held
23 contrary to the constitution of any state party thereto, the compact shall remain in full
24 force and effect as to the remaining states and in full force and effect as to the state
25 affected as to all severable matters.

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 1032 Reengrossed

2026 Regular Session

Wiley

Abstract: Creates uniformity for the substances involved in operating a motor vehicle under the influence.

Present law (R.S. 32:414(A)(1)(a)) requires the Dept. of Public Safety and Corrections (DPS&C) to suspend the license of any person for 12 months upon receiving evidence of a conviction or of the entry of a plea of guilty or nolo contendere and sentence thereupon or of the forfeiture of bail of a 1st offense for vehicular negligent injuring or for operating a motor vehicle while under the influence of beverages of high alcoholic content, of low alcoholic content, of narcotic drugs, or of central nervous system stimulants, including those cases where a person's sentence is suspended pursuant to present law.

Proposed law modifies present law by changing the referenced substances from narcotic drugs, or of central nervous system stimulants to any drug, combination of drugs, or combination of alcohol and drugs.

Present law (R.S. 32:414(B)(2)(a)) requires the DPS&C suspend the license of any person for 24 months upon receiving evidence of a conviction or the entry of a plea of guilty and a related sentence or the forfeiture of bail of any such person on the second offense for vehicular negligent injuring or for operating or being in actual physical control of a motor vehicle while under the influence of intoxicating beverages, of central nervous system stimulants or depressants, or of narcotic drugs or any other drug or substance to a degree which renders him incapable of safely operating a motor vehicle, when any or all of the offenses were the result of violations of a state law, a municipal ordinance, a federal law, or any combination of them.

Proposed law modifies present law by changing the referenced substances from central nervous system stimulants or depressants, or of narcotic drugs or any other drug or substance to a degree which renders him incapable of safely operating a motor vehicle to any drug, combination of drugs, or combination of alcohol and drugs.

Present law (R.S. 32:414(D)(1)(a)) requires the DPS&C suspend the license of any person for a period of 36 months upon receiving satisfactory evidence of conviction, plea of guilty, or plea of nolo contendere, and sentence or the forfeiture of bail of any such person as determined by any court of jurisdiction as set forth present law, with regard to a third or subsequent offense for vehicular negligent injuring or for operating a motor vehicle while under the influence of beverages of alcoholic content, of narcotic drugs, or of central nervous system stimulants.

Proposed law modifies present law by changing the referenced substances from narcotic drugs, or of central nervous system stimulants to any drug, combination of drugs, or combination of alcohol and drugs.

Present law (R.S. 32:414(I)(1)) requires the reinstatement fee for a license of a person who has been convicted of or forfeited bond on or entered a plea of guilty or nolo contendere to a charge of operating a motor vehicle while under the influence of beverages of high alcoholic content, of low alcoholic content, of narcotic drugs, or of central nervous system stimulants be \$100 if one conviction appears listed on his record prior to application for reinstatement; \$200 if two such convictions appear on his record prior to application for

reinstatement; and \$300 for each conviction on his record after the second conviction prior to application for reinstatement.

Proposed law modifies present law by changing the referenced substances from narcotic drugs, or of central nervous system stimulants to any drug, combination of drugs, or combination of alcohol and drugs.

Present law (R.S. 32:414(V)(1)) requires the DPS&C suspend the license of a person for the same period of time as provided in present law for the conviction or the entry of a plea of guilty and sentence, or the forfeiture of bail of any such person charged with vehicular negligent injuring committed while operating a watercraft or for operating a watercraft while under the influence of beverages of high alcoholic content, of low alcoholic content, of narcotic drugs, or of central nervous system stimulants.

Proposed law modifies present law by changing the referenced substances from narcotic drugs, or of central nervous system stimulants to any drug, combination of drugs, or combination of alcohol and drugs.

Present law (R.S. 32:414(V)(2)) requires any suspension or revocation of license due to the conviction or the entry of a plea of guilty or nolo contendere and sentence or the forfeiture of bail on the charge of vehicular negligent injuring or for operating a motor vehicle while under the influence of beverages of high alcoholic content, of low alcoholic content, of narcotic drugs, or of central nervous system stimulants as provided for in present law also prohibit the operation or physical control of a watercraft upon the waterways of this state during the time period of such suspension or revocation.

Proposed law modifies present law by changing the referenced substances from narcotic drugs, or of central nervous system stimulants to any drug, combination of drugs, or combination of alcohol and drugs.

Present law (R.S. 32:661(A)(3)) requires any person deemed to give consent to a chemical test or tests to determine alcohol content in his blood and the presence of any drug in his blood if arrested for acts alleged to be operating a motor vehicle under the influence of alcoholic beverages, any drug, combination of drugs, or combinations of alcohol and drugs. Further specifies that if the person is under 21 years of age, the test or tests be administered at the direction of a law enforcement officer having reasonable grounds to believe the person to have been driving or in actual physical control of a vehicle upon the public hwy. of this state after having consumed alcoholic beverages.

Proposed law retains present law but adds any drug, combination of drugs, or combination of alcohol and drugs.

Present law (R.S. 32:896(A)) specifies that when a license is suspended based upon receipt of evidence of conviction, entry of guilty plea, or forfeiture of bond of any person charged with operating a motor vehicle while under the influence of intoxicating beverages or narcotic drugs or stimulants of the central nervous system, or for refusal to submit to chemical tests of blood, breath, urine, or other bodily substance for determining the alcoholic content of his blood, no license can be reinstated or reissued to the person unless such person previously has given or immediately gives and maintains proof of financial responsibility with respect to all vehicles registered by him and show financial responsibility individually as a non-owner for a period of three years.

Proposed law modifies present law by changing the referenced substances from narcotic drugs or stimulants of the central nervous system to any drug, combination of drugs, or combination of alcohol and drugs.

Present law (R.S. 32:1420) creates the Driver License Compact. Further requires that the licensing authority in the home state, for the purposes of suspension, revocation, or limitation of the license to operate a vehicle be given the same effect to the conduct reported,

pursuant to present law of this compact, as it would if such conduct had occurred in the home state, in the case of convictions for driving a vehicle while under the influence of intoxicating liquor or a narcotic drug, or under the influence of any other drug to a degree which renders the driver incapable of safely driving a motor vehicle.

Proposed law modifies present law by changing the referenced substances from a narcotic drug or under the influence of any other drug to any drug, combination of drugs, or combination of alcohol and drugs.

(Amends R.S. 32:414(A)(1)(a), (B)(2)(a), (D)(1)(a), (I)(1), and (V), 661(A)(3), 896(A), and 1420)

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Transportation, Highways and Public Works to the original bill:

1. Make a technical change.

The House Floor Amendments to the engrossed bill:

1. Make technical changes.