

SENATE BILL NO. 422

BY SENATOR MILLER

1 AN ACT

2 To amend and reenact R.S. 14:98.4(D) and to enact R.S. 14:98.4(E), relative to driving
3 offenses; to provide relative to penalties for fourth offense operating while impaired;
4 to provide for unsupervised probation in certain circumstances; and to provide for
5 related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 14:98.4(D) is hereby amended and reenacted and R.S. 14:98.4(E) is
8 hereby enacted to read as follows:

9 §98.4. Operating while impaired; fourth offense; penalties

10 * * *

11 **D. Except as provided in Paragraph (A)(2) of this Section, in addition to**
12 **any sentence of imprisonment, home incarceration, treatment program or drug**
13 **division probation program as provided for by R.S. 13:5301 et seq., supervised**
14 **probation, or parole, the court shall order that, beginning on the date of the**
15 **offender's release from incarceration or the offender's completion of home**
16 **incarceration, a treatment program or drug division probation program,**
17 **supervised probation, or parole, the offender be placed on unsupervised**
18 **probation, with the unsupervised probation ending either upon the full term**
19 **date of the original sentence or twenty years from the date of sentencing,**
20 **whichever period is longer.**

1 E. In addition to any other penalty, the court shall order, upon motion of the
2 prosecuting district attorney, that the vehicle being operated by the offender at the
3 time of the offense be seized and impounded, and sold at auction in accordance with
4 the provisions of R.S. 14:98(F).

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____