

SENATE BILL NO. 422

BY SENATOR MILLER

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AN ACT

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

Be it enacted by the Legislature of Louisiana:

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

§98.4. Operating while impaired; fourth offense; penalties

* * *

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