2016 Regular Session

HOUSE BILL NO. 685

BY REPRESENTATIVE WHITE

MTR VEHICLE/OFFICE: Requires certain test results to be submitted to OMV electronically

1	AN ACT
2	To amend and reenact R.S. 32:408(B)(2)(a)(ii) and to enact R.S. 32:408(B)(8), relative to
3	test results submitted to the office of motor vehicles; to provide for the electronic
4	submission of the driving skills test to the office of motor vehicles; and to provide
5	for related matters.
6	Be it enacted by the Legislature of Louisiana:
7	Section 1. R.S. 32:408(B)(2)(a)(ii) is hereby amended and reenacted and R.S.
8	32:408(B)(8) is enacted to read as follows:
9	§408. Examination of applicants required; classes of licenses
10	* * *
11	В.
12	* * *
13	(2) A commercial driver's license shall be required when a vehicle is used
14	in commerce as defined in this Chapter, and is a commercial motor vehicle as
15	defined in this Chapter. A farmer shall not need a commercial driver's license when
16	operating a motor vehicle as provided for in Subparagraph (e) of this Paragraph. The
17	department may elect to or, if required by the Federal Highway Administration, shall
18	change the weight and passenger limits expressed herein to conform to regulations
19	by the Federal Highway Administration. The department shall do so by regulations
20	promulgated in accordance with the Administrative Procedure Act subject to

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1 oversight by the Joint Legislative Committee on Transportation, Highways and 2 Public Works. A commercial learner's permit issued to an individual of this state or 3 another jurisdiction, in accordance with rules and regulations of the Federal Motor 4 Carrier Administration, when carried with a valid driver's license issued by the same 5 state or jurisdiction, authorizes the permittee to operate a class of commercial motor 6 vehicle when accompanied by a holder of a valid commercial driver's license for 7 purposes of behind-the-wheel training. When issued to the holder of a commercial 8 driver's license, a commercial learner's permit serves as authorization to take part in 9 behind-the-wheel training in a commercial motor vehicle for which the driver is not 10 licensed to drive. The different classes of drivers' licenses to be issued shall be as 11 follows:

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(ii) Restriction. An individual who takes a skills test for a Class "A" 13 14 Commercial Driver's License in a motor vehicle other than a tractor-trailer 15 combination, sometimes referred to as an "eighteen wheeler", shall be issued a 16 license with a restriction prohibiting the operation of a tractor-trailer combination. 17 This restriction shall be lifted only if the individual successfully completes a skills 18 test in a tractor-trailer combination. In all cases, the party completing the skills test 19 certificate shall fully describe on the face of the certificate the vehicle in which the 20 skills test was administered. For purposes of this Item, a power unit with a gross 21 vehicle weight rating of less than twenty-six thousand one pounds shall not qualify 22 as the tractor portion of a tractor-trailer combination. An individual who takes a 23 skills test for a Class "A" commercial driver's license in a motor vehicle with the 24 power unit and towed unit connected with a pintel hook or other non-fifth wheel 25 connection, shall be issued a license with a restriction prohibiting the operation of 26 a tractor-trailer combination connected by a fifth wheel that requires a Class "A" 27 commercial driver's license.

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1	(8) The department shall require the results of the skills test be submitted to
2	the department electronically. The department shall promulgate such rules as are
3	necessary to implement this requirement in accordance with the Administrative
4	Procedure Act. Once the department has submitted the oversight report required by
5	R.S. 49:968(B) to the oversight committees, the department may adopt these rules
6	as emergency rules pending the adoption of permanent rules.
7	* * *

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 685 Original	2016 Regular Session	White
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Abstract: Removes a requirement for the identification of the vehicle in which the test was administered and requires test results be submitted electronically.

<u>Present law</u> requires the party completing the driving skills test to describe the vehicle in which the test was administered on the face of the certificate.

Proposed law removes the requirement.

<u>Proposed law</u> requires the results of the driving skills test to be submitted electronically to the Department of Public Safety and Corrections.

(Amends R.S. 32:408(B)(2)(a)(ii); Adds R.S. 32:408(B)(8))