

ACT No. 440

2016 Regular Session

HOUSE BILL NO. 685

BY REPRESENTATIVE WHITE

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AN ACT

To amend and reenact R.S. 32:408(B)(2)(a)(ii) and to enact R.S. 32:408(B)(8), relative to test results submitted to the office of motor vehicles; to provide for the electronic submission of the driving skills test to the office of motor vehicles; to remove a requirement identifying the vehicle used in the driving skills test; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 32:408(B)(2)(a)(ii) is hereby amended and reenacted and R.S. 32:408(B)(8) is hereby enacted to read as follows:

§408. Examination of applicants required; classes of licenses

* * *

B.

* * *

(2) A commercial driver's license shall be required when a vehicle is used in commerce as defined in this Chapter, and is a commercial motor vehicle as defined in this Chapter. A farmer shall not need a commercial driver's license when operating a motor vehicle as provided for in Subparagraph (e) of this Paragraph. The department may elect to or, if required by the Federal Highway Administration, shall change the weight and passenger limits expressed herein to conform to regulations by the Federal Highway Administration. The department shall do so by regulations

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

13 (a)

14 * * *

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

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