SLS 17RS-75 **ENGROSSED** 

2017 Regular Session

1

SENATE BILL NO. 152

BY SENATORS CARTER, CORTEZ AND GARY SMITH

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

MOTOR VEHICLES. Provides relative to identification of Needs Accommodation Person and law enforcement training regarding mental health. (1/1/18)

AN ACT

2	To amend and reenact R.S. 40:2405.5(D), to enact R.S. 32:412(O) and R.S. 40:1321(R), and
3	to repeal R.S. 40:2405.5(F), relative to motor vehicles; to provide for identification
4	of persons who need accommodation; to require law enforcement training regarding
5	mental health; and to provide for related matters.
6	Be it enacted by the Legislature of Louisiana:
7	Section 1. R. S. 32:412(O) is hereby enacted to read as follows:
8	§412. Amount of fees; credit or refund; duration of license; veteran designation;
9	disabled veteran designation; university logo; "I'm a Cajun"
10	designation; needs accommodation designation; disbursement of
11	funds; renewal by mail or electronic commerce of Class "D" or "E"
12	drivers' licenses; disposition of certain fees; exception
13	* * *
14	O. Upon request of an applicant for a driver's license who needs
15	accommodation, the words "Needs Accommodation" shall be exhibited in the
16	color black below the person's photograph on the driver's license regardless of
17	its class, upon presentation by such applicant with a sworn statement from a

qualified medical professional licensed in Louisiana verifying the reason the applicant needs accommodation as established by administrative rule. No additional fee shall be charged to include such designation. The deputy secretary of the Department of Public Safety and Corrections, public safety services, shall comply with the provisions of this Subsection, and shall establish rules and regulations as are necessary to implement the provisions of this Subsection, including a waiver of liability for the release of any medical information.

Section 2. R.S. 40:2405.5(D) is hereby amended and reenacted and R.S. 40:1321(R) is hereby enacted to read as follows:

§1321. Special identification cards; issuance; veteran designation; disabled veteran designation; university logo; "I'm a Cajun" designation; needs accommodation designation; fees; expiration and renewal; exceptions; promulgation of rules; promotion of use; persons less than twenty-one years of age; the Protect and Save our Children Program; Selective Service Registration

\* \* \*

R. Upon request of an applicant for a special identification card who needs accommodation, the words "Needs Accommodation" shall be exhibited in the color black below the person's photograph on the special identification card, upon presentation by such applicant with a sworn statement from a qualified medical professional licensed in Louisiana verifying the reason the applicant needs accommodation as established by administrative rule. No additional fee shall be charged to include such designation. The deputy secretary of the Department of Public Safety and Corrections, public safety services, shall comply with the provisions of this Subsection, and shall establish rules and regulations as are necessary to implement the provisions of this Subsection, including a waiver of liability for the release of any medical information.

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2	§2405.5. Training for law enforcement interaction with persons with mental illness
3	and persons with developmental disabilities
4	* * *
5	D. This training course shall be fully implemented by August 1, 2006 2018,
6	and completion of the course shall be recognized by the issuance of a certificate.
7	* * *
8	Section 3. R.S. 40:2405.5(F) is hereby repealed.
9	Section 4. This Act shall become effective on January 1, 2018.

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Sharon F. Lyles.

## DIGEST 2017 Regular Session

SB 152 Engrossed

Carter

<u>Proposed law</u> provides for the exhibition of the words "Needs Accommodation" in the color black below the person's photograph on a driver's license or identification card, upon request and presentation by such applicant of a sworn statement from a qualified medical professional licensed in Louisiana verifying the reason the applicant needs accommodation, as established by administrative rule, without additional charge. Requires the deputy secretary of the Dept. of Public Safety and Corrections, public safety services, to comply with <u>proposed law</u> and to establish rules and regulations as are necessary to implement <u>proposed law</u>, including a waiver of liability for the release of any medical information.

<u>Present law</u> requires the Council on Peace Officer Standards and Training to develop a training course on law enforcement interaction with persons with mental illness and persons with developmental disabilities and provides for full implementation of the course by August 1, 2006, provided funding is available.

<u>Proposed law</u> changes <u>present law</u> to provide for full implementation of the course by August 1, 2018, and repeals provision mandating implementation only if funding is available.

Effective January 1, 2018.

(Amends R.S. 40:2405.5(D); adds R.S. 32:412(O) and R.S. 40:1321(R); repeals R.S. 40:2405.5(F))

## Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Transportation, Highways, and Public Works to the engrossed bill

- 1. Changes designation from "Special Needs" to "Needs Accommodation"
- 2. Requires applicant to verify the reason the applicant needs accommodation.