SLS 19RS-57 ORIGINAL

2019 Regular Session

SENATE BILL NO. 3

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BY SENATOR MIZELL

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

MOTOR VEHICLES. Provides authority for the commissioner of the OMV to waive any penalty, procedure, or requirement for failure to maintain insurance provided that the principal driver of the motor vehicle is the owner's spouse or child who was in the hospital or has died, and the owner can provide such proof to the commissioner. (gov sig)

AN ACT 1 2 To enact R.S. 32:861.2, relative to motor vehicles; to provide authority to the commissioner of the Department of Public Safety and Corrections, public safety services, office of 3 motor vehicles, to waive any and all penalty, procedure, and requirement, for failure 4 5 to maintain compulsory motor vehicle liability security for just cause in certain 6 circumstances; and to provide for related matters. 7 Be it enacted by the Legislature of Louisiana: 8 Section 1. R.S. 32:861.2 is hereby enacted to read as follows: 9 §861.2. Waive penalty, procedure, or requirement; authority 10 Notwithstanding the provisions of R.S. 32:861, or the provision of any 11

other law to the contrary that provides for or requires the assessment of a penalty, procedure, or requirement to the contrary for a registered owner's failure to maintain compulsory motor vehicle liability security, the commissioner of the Department of Public Safety and Corrections, public safety services, office of motor vehicles, may waive any penalty, procedure, or requirement if the motor vehicle liability security expired or cancelled when the motor vehicle's principal driver was the registered owner's spouse or child who

was in the hospital or has died, and the registered owner presents proof of such

exceptional circumstance to the commissioner.

Section 2. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If

vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval.

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

DIGEST 2019 Regular Session

Mizell

<u>Present law</u> requires motor vehicles used on highways to be covered by motor vehicle liability security and requires the registered owner of a motor vehicle to maintain the security.

<u>Proposed law</u> authorizes the commissioner of the DPS&C, public safety services, office of motor vehicles, to waive any penalty, procedure, or requirement if the motor vehicle liability security expired or cancelled when the motor vehicle's principal driver was the registered owner's spouse or child who was in the hospital or has died, and the registered owner presents proof of such exceptional circumstance to the commissioner.

Effective upon signature of the governor or lapse of time for gubernatorial action.

(Adds R.S. 32:861.2)

SB 3 Original

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