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

## DIGEST 2020 Regular Session

McMath

<u>Proposed law</u> creates the crime of infliction of serious injury or death on a vulnerable road user and defines the crime as the infliction of serious bodily injury or death upon the person of a vulnerable road user when caused proximately or directly by a person operating a motor vehicle in violation of any applicable traffic law when such violation is the cause of the injury or death.

Proposed law defines "vulnerable road user" to include:

(1) A pedestrian as defined in R.S. 32:1.

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- (2) A person who is riding or leading an animal upon a public highway or other roadway.
- (3) A person lawfully operating or riding any of the following on a public right-of-way, crosswalk, or shoulder of a public highway or other roadway:
  - (a) A bicycle, tricycle, or other pedal-powered vehicle.
  - (b) A farm tractor or similar vehicle designed primarily for farm use.
  - (c) A skateboard, roller skates, or in-line skates.
  - (d) A motorcycle, moped, or scooter.
  - (e) An animal-drawn wheeled vehicle, farm equipment, or sled.
  - (f) An electric personal assistive mobility device.
  - (g) A wheelchair, rollator, or walker.

<u>Proposed law</u> requires a person issued a citation for inflicting serious injury or death on a vulnerable road user to attend a hearing on the citation before a court having jurisdiction.

<u>Proposed law</u> provides for penalties for commission of the offense; the offender may have his driving privileges suspended for a period of not more than one year and may also be:

- (1) Fined not more than \$2,000.
- (2) Imprisoned for a period of not more than six months.

- (3) Ordered to complete a court-approved motor vehicle accident prevention program.
- (4) Ordered to perform not more than 200 hours of community service.

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

(Adds R.S. 14:39.3)