SLS 22RS-88 **ORIGINAL** 

2022 Regular Session

SENATE BILL NO. 19

BY SENATOR MORRIS

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TRAFFIC. Provides for police officers to use electronic forms. (8/1/22)

2	To amend and reenact R.S. 32:415.2(A)(2)(a) and 863.1(C)(1)(a), relative to issuing of
3	citations; relative to electronic citations; relative to issuance of a notice of suspension
4	or revocation of driving privilege; and to provide for related matters.
5	Be it enacted by the Legislature of Louisiana:
6	Section 1. R.S. 32:415.2(A)(2)(a) and 863.1(C)(1)(a) are hereby amended and
7	reenacted to read as follows:
8	§415.2. Operating vehicle while under suspension or revocation; removal of license
9	plate
10	A.(1) * * *
11	(2)(a) If the law enforcement officer determines the driver's license of the
12	operator of a motor vehicle registered in this state is suspended or revoked at the
13	time of the stop, pursuant to any provision of this Title or any court order, and such
14	the motor vehicle registered in this state is registered in the name of the operator in
15	the department's vehicle registration records, the law enforcement officer shall
16	remove the license plate from the motor vehicle, and the operator of the motor
17	vehicle shall be issued a notice of suspension or revocation of his driving privileges

AN ACT

on a form to be promulgated by the department physical form or a similar electronic form that is provided by the department.

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§863.1. Evidence of compulsory motor vehicle liability security contained in vehicle; enforcement; penalty; fees

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C.(1)(a) If the operator of a motor vehicle is unable to show compliance with the provisions of this Part by displaying the required document when requested to do so, the motor vehicle shall be impounded and the operator shall be issued a notice of noncompliance with the provisions of this Part on a form to be physical or electronic form be provided by the department. Notwithstanding the provisions of R.S. 32:852(E), such the notice may be sent by first class mail. A copy of the notice of noncompliance shall be provided to the towing or storage company and a copy shall be forwarded to the office of motor vehicles within three calendar days after the notice of noncompliance was served. The notice of noncompliance shall serve as notice of administrative hearings rights. In addition, the law enforcement officer shall remove the license plate from the vehicle if the vehicle is registered in Louisiana. The law enforcement officer shall deliver the vehicle license plate to the chief of the agency which employs the officer, or to a person in that agency designated to receive such confiscated license plates. In those cases in which a motor vehicle is not impounded, a copy of the notice of noncompliance shall be attached to the vehicle license plate and both shall be delivered to the nearest office of motor vehicles within three calendar days after the notice of noncompliance was served.

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The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Archana D. Cadge.

## DIGEST 2022 Regular Session

Morris

SB 19 Original

<u>Present law</u> provides when law enforcement officers determine an operator of a vehicle has a suspended or revoked driver's license at the time of a stop and the vehicle is registered to the operator, the officer shall remove the license plate and issue a notice of suspension on a form as promulgated by the department.

<u>Proposed law</u> retains <u>present law</u> and provides for a physical form or an electronic form.

<u>Proposed law</u> retains <u>present law</u> and further provides the officer can issue an electronic form similar to the physical form provided by the department.

<u>Present law</u> provides when an operator of a motor vehicle fails to produce proof of motor vehicle liability insurance the vehicle shall be impounded and the operator shall be issued a notice of noncompliance on a form to be provided by the department.

<u>Proposed law</u> retains <u>present law</u> and further allows the notice of noncompliance to be issued through an electronic or a physical form.

Effective August 1, 2022.

(Amends R.S. 32:415.2(A)(2)(a) and 863.1(C)(1)(a))