
DIGEST

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Mack

HB No. 47

Abstract: Provides for a minimum mandatory prison sentence of 30 days on a conviction of a second offense DWI when the arrest for the second offense occurs within one year of the first DWI.

Present law provides that on a conviction of a second offense DWI, the offender shall be fined \$750 to \$1,000, and shall be imprisoned for 30 days to six months with at least 48 hours of the sentence imposed to be served without benefit of parole, probation, or suspension of sentence.

Proposed law retains present law and provides that if the arrest for the second offense occurs within one year of the commission of the first offense, the offender shall be imprisoned for 30 days without benefit of parole, probation, or suspension of sentence and the offender shall participate in a substance abuse program and in a driver improvement program.

(Amends R.S. 14:98(C)(1)(intro.para.); Adds R.S. 14:98(C)(4))

Summary of Amendments Adopted by House

Committee Amendments Proposed by House Committee on Administration of Criminal Justice to the original bill.

1. Decreased the minimum mandatory sentence in proposed law from six months to 30 days.
2. Added provision requiring the offender sentenced pursuant to the provisions of proposed law to participate in substance abuse and driver improvement programs.

Summary of Amendments Adopted by House

House Floor Amendments to the engrossed bill.

1. Clarified that proposed law applies to a second offense DWI when the arrest for the second offense occurs within one year of the commission of the first offense.