

---

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

---

## DIGEST

Gary Smith (SB 376)

Present law requires the DPS&C, office of state police, to send a "Notice of Violation, Proposed Finding and Proposed Civil Penalty", of any provision of this Chapter or any provision of the Federal Motor Carrier Safety Regulations, to the responsible party within 30 calendar days of the violation.

Present law provides for dismissal of a violation if the DPS&C, office of state police, fails to issue a violation notice timely and provides an additional 60 days to issue a violation to the responsible party if the office of state police experiences a data system failure caused by either an act of God or an intentional act of sabotage.

Proposed law extends the time of notice of violation from 30 days to within 60 calendar days whenever an incident involves hazardous materials and includes evacuations, fatalities, or serious injuries.

Effective August 1, 2012.

(Amends R.S. 32:1525(A)(1) and (3))

### Summary of Amendments Adopted by Senate

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

1. Extends time of notice of violation to within 60 calendar days whenever an incident involves hazardous materials and includes evacuations, fatalities, or serious injuries.