HLS 15RS-1306 ENGROSSED

2015 Regular Session

HOUSE BILL NO. 448

1

BY REPRESENTATIVE PUGH

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

PUBLIC SFTY/DEPARTMENT: Provides relative to professional organizations that certify persons to perform chemical analysis of a person's blood, urine, breath, or other bodily substances

AN ACT

2	To amend and reenact R.S. 32:663(B), relative to impaired driving; to provide relative to the
3	qualifications and competence of those issued permits for the purpose of chemical
4	testing for drivers suspected of operating a vehicle while impaired; and to provide
5	for related matters.
6	Be it enacted by the Legislature of Louisiana:
7	Section 1. R.S. 32:663(B) is hereby amended and reenacted to read as follows:
8	§663. Approval of testing methods by Department of Public Safety and Corrections
9	* * *
10	B. The Department of Public Safety and Corrections may use an individual's
11	or a laboratory's certification by one or more of the following professional
12	organizations in its determination of the qualifications and competence of individuals
13	as required by Subsection A of this Section prior to the issuance of a permit. The
14	certification by the following professional organizations may be considered in
15	issuing such permits:
16	(1) College of American Pathologists (CAP).
17	(2) American Board of Forensic Toxicology (ABFT).
18	(3) Forensic Quality Services (FQS).

Page 1 of 2

1 (4) American Society of Crime Lab Laboratory Directors/Laboratory
2 Accreditation Board (ASCLD/LAB).
3 (5) American Association for Laboratory Accreditation (A2LA).
4 * * *

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 448 Engrossed

2015 Regular Session

Pugh

Abstract: Authorizes the Dept. of Public Safety and Corrections (DPS&C) to use an additional professional organization in its determination of the qualifications and competence of the individuals and labs that perform chemical analyses of a person's blood, urine, breath, or other bodily substance, to be used as evidence of intoxication.

<u>Present law</u> provides for chemical analyses of a person's blood, urine, breath, or other bodily substance to be used as evidence of intoxication.

<u>Present law</u> provides that persons performing such chemical analyses shall have a valid permit issued by the DPS&C and use methods approved by the department.

<u>Present law</u> authorizes DPS&C to use an individual's or a lab's certification by one or more of the following professional organizations in its determination of the qualifications and competence of the individuals and labs to whom the permits are issued:

- (1) College of American Pathologists.
- (2) American Board of Forensic Toxicology.
- (3) Forensic Quality Services.
- (4) American Society of Crime Lab Directors.

<u>Proposed law</u> adds the American Association for Laboratory Accreditation (A2LA) and changes the name of the American Society of Crime Lab Directors to the American Society of Crime Laboratory Directors/Laboratory Accreditation Board (ASCLD/LAB).

(Amends R.S. 32:663(B))