

Regular Session, 2014

HOUSE BILL NO. 1005

BY REPRESENTATIVE ANDERS

MTR VEHICLE/DRIVER LIC: Exempts drivers who possess valid military licenses from the skills test requirements to obtain a Class "A", "B", and "C" commercial driver's license

1 AN ACT

2 To enact R.S. 32:408(A)(5), relative to commercial driver's licenses; to exempt drivers with
3 military licenses from certain test requirements for Class "A", "B", and "C" driver's
4 licenses; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 32:408(A)(5) is hereby enacted to read as follows:

7 §408. Examination of applicants required; classes of licenses

8 A.

9 * * *

10 (5) Notwithstanding any other provision to the contrary, the skills test
11 required for Classes "A", "B", and "C" commercial driver's licenses shall be waived
12 for an applicant who meets one of the following requirements:

13 (a) Certifies that, during the two-year period immediately prior to applying
14 for a commercial driver's license, he has not had any of the following:

15 (i) More than one license, except for a military license.

16 (ii) Any license suspended, revoked, or cancelled.

17 (iii) Any convictions for any type of motor vehicle for the disqualifying
18 offenses contained in Federal Motor Carrier Safety Administration Regulations.

1 (iv) More than one conviction for any type of motor vehicle for serious
 2 traffic violations contained in Federal Motor Carrier Safety Administration
 3 Regulations.

4 (v) Any conviction for a violation of military, state, or local law relating to
 5 motor vehicle traffic control, other than a parking violation, arising in connection
 6 with any traffic accident, and has no record of an accident in which he or she was at
 7 fault.

8 (b) Provides evidence and certifies that he is or was any of the following:

9 (i) Regularly employed within the last ninety days in a military position
 10 requiring operation of a commercial motor vehicle.

11 (ii) Exempted from the commercial driver's license requirements in Federal
 12 Motor Carrier Safety Administration Regulations.

13 (iii) Operating a vehicle representative of the commercial motor vehicle the
 14 driver applicant operates or expects to operate, for at least the two years immediately
 15 preceding discharge from the military.

16 * * *

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)]

Anders

HB No. 1005

Abstract: Provides an exemption to the skills testing requirements for Class "A", "B", and "C" commercial driver's licenses.

Present law requires that applicants for Classes "A", "B", and "C" commercial driver's licenses must correctly answer at least 80% of the questions on each knowledge test and successfully perform all of the required skills on the skills test to achieve passing scores.

Proposed law provides that the skills test requirements applicable to Class "A", "B", and "C" commercial driver's licenses are waived if a driver meets one of the following requirements:

- (1) Certifies that, during the two-year period immediately prior to applying for a commercial driver's license, he has not had any of the following:
 - (a) More than one license, except for a military license.
 - (b) Any license suspended, revoked, or cancelled.

- (c) Any convictions for any type of motor vehicle for the disqualifying offenses contained in Federal Motor Carrier Safety Administration Regulations.
 - (d) More than one conviction for any type of motor vehicle for serious traffic violations contained in Federal Motor Carrier Safety Administration Regulations.
 - (e) Any conviction for a violation of military, state, or local law relating to motor vehicle traffic control, other than a parking violation, arising in connection with any traffic accident, and has no record of an accident in which he or she was at fault.
- (2) Provides evidence and certifies that he is or was any of the following:
- (a) Regularly employed within the last 90 days in a military position requiring operation of a commercial motor vehicle.
 - (b) Exempted from the commercial driver's license requirements in Federal Motor Carrier Safety Administration Regulations.
 - (c) Operating a vehicle representative of the commercial motor vehicle the driver applicant operates or expects to operate, for at least the two years immediately preceding discharge from the military.

(Adds R.S. 32:408(A)(5))

Summary of Amendments Adopted by House

Committee Amendments Proposed by House Committee on Transportation, Highways and Public Works to the original bill.

1. Specified that the exemption shall only apply to the skills test.
2. Established requirements for the application of the exemption in proposed law.

House Floor Amendments to the engrossed bill.

1. Made technical changes.