

Regular Session, 2012

HOUSE BILL NO. 533

BY REPRESENTATIVE HODGES

DWI: Revises implied consent law to change term "machine" to "instrument"

1 AN ACT

2 To amend and reenact R.S. 32:662.1, relative to driving while intoxicated; to provide for

3 admission of intoxilyzer instrument recertification forms; and to provide for related

4 matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 32:662.1 is hereby amended and reenacted to read as follows:

7 §662.1. Admissibility

8 In all criminal cases where intoxication is an issue, any certificate or writing

9 made in accordance with the provisions of R.S. 32:663, including but not limited to

10 intoxilyzer ~~machine~~ instrument recertification forms, and other certificates or

11 writings made with respect to the chemical analyses of a person's blood, urine,

12 breath, or other bodily substance, shall be admissible as evidence.

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)]

Hodges HB No. 533

Abstract: Provides that in all criminal cases where intoxication is an issue, any certificate or writing made in accordance with law, including but not limited to intoxilyzer instrument recertification forms, shall be admissible as evidence.

Present law provides that in all criminal cases where intoxication is an issue, any certificate or writing made in accordance with law, including but not limited to intoxilyzer machine recertification forms, shall be admissible as evidence.

Proposed law changes "machine" to "instrument".

(Amends R.S. 32:662.1)