



Louisiana Department of Public Safety
Office of Motor Vehicles
Policy 6.01 Act 605

Section: 2. Driver's License Laws

Effective Date: 12/20/1995

Revised Date: 12/21/2018

Authority:

[Article 894 LA Code of Criminal Procedure](#)

[R.S. 32:414.2](#)

[R.S. 32:414K](#)

[R.S. 32:430N](#)

[R.S. 32:667H\(3\)](#)

[CCRP 892.1](#)

To view Louisiana Statutes: <http://www.legis.state.la.us/>

General:

- When a suspension occurs as the result of a criminal charge and evidence is received that the charge has been dismissed or reduced, or that there has been a permanent refusal to charge a crime, or that there has been an acquittal, then the suspension is immediately reinstated and no reinstatement fee is to be collected for the suspension. In the case of a DWI or a UDUI, if there is a suspension for a Refusal or Submit resulting from the same occurrence, that suspension is immediately reinstated and no reinstatement fee is to be collected for the suspension if the violation date of the DWI is prior to 08/01/14.
- Effective June 7, 2012 - ACT 663 (2012 Regular Legislative Session) revised R.S.32:667H (3) to state that when a person refuses the chemical test but has a prior arrest for Submit, Refusal, or DWI within the last 10 years of the current arrest, he will not receive the benefits of ACT 605. This provision applies to arrests made on or after 06/07/12.
- The above would apply to disqualification with the following two exceptions:
 - The provisions of the Code of Criminal Procedures (Articles 892.1, 893 and 894) cannot be applied to any conviction that would result in a disqualification or result in a subsequent disqualification. This includes 'Serious Offenses,' 'Railroad Offenses,' 'Out-of-Service Offenses,' and 'Major Offenses' as specified in Section II, 3.0. These convictions are added to the driving record as guilty convictions and become a part of the driving record. Any required disqualification remains in effect for the duration of the disqualification period and the reinstatement fee is collected.
 - In the case of a DWI or a UDUI, if there is a disqualification for a Refusal or Submit resulting from the same occurrence, the disqualification for the Refusal/Submit remains in effect for the duration of the disqualification period and the reinstatement fee is collected.