

2017 Regular Session

HOUSE BILL NO. 607

BY REPRESENTATIVE JORDAN

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

MOTOR VEHICLES: Creates insurance bar code to be displayed on a vehicle's inspection sticker

1 AN ACT

2 To amend and reenact R.S. 32:862(B)(1) and (H), 863.1(A)(introductory paragraph) and
3 (B)(1) and 1306(B) and (E) and to enact R.S. 32:863.1(A)(5) and (G)(5), relative to
4 creating insurance bar codes to be displayed on a vehicle's inspection sticker; to
5 require insurance companies to place bar codes insurance cards or similar
6 documents; to require persons operating certified motor vehicle inspection stations
7 to validate a vehicle owner's insurance; to require the office of motor vehicles to
8 issue inspection stickers containing a bar code; and to provide for related matters.

9 Be it enacted by the Legislature of Louisiana:

10 Section 1. R.S. 32:862(B)(1), and (H), R.S. 32:863.1(A)(introductory paragraph) and
11 (B)(1) and 1306(B) and (E) is hereby amended and reenacted and R.S. 32:863.1(A)(5) and
12 (G)(5) to read as follows:

13 §862. Proof of compliance

14 * * *

15 B.(1) The commissioner shall adopt rules to implement the provisions of this
16 Section. The rules shall provide that documentation of insurance or other security
17 shall be required for proof of compliance. The rules shall require that the original,
18 a photocopy, or an image displayed on a mobile electronic device, of one of the
19 following documents be produced as documentation of insurance: an insurance card;
20 an insurance policy; or the declarations page of the insurance policy showing

1 coverages. The rules shall require insurance and security companies to issue cards
 2 or similar documents with a bar code, or an image of the card or similar documents
 3 with a bar code capable of being displayed on a mobile electronic device, which
 4 indicate the existence of insurance or security coverage; The rules may establish the
 5 form for the cards or similar documents, and may establish the form for the written
 6 declarations required by this Section.

7 * * *

8 H. No action taken by any person, whether private citizen or public officer
 9 or employee, with regard to any license, registration, or inspection certificate, or with
 10 regard to any document, ~~or electronic image, or bar code on the vehicle's inspection~~
 11 sticker, which indicates compliance with this Part, shall create a presumption of the
 12 existence of insurance coverage, or be construed by any court as a warranty of the
 13 reliability or accuracy of the document or electronic image, or create any liability on
 14 the part of the state, or on the part of any department, office, or agency of the state,
 15 or on the part of any officer, employee, or agent of the state.

16 * * *

17 §863.1. Evidence of compulsory motor vehicle liability security contained in
 18 vehicle; enforcement; penalty; fees

19 A. Except as provided in R.S. 32:863.1.1, no owner or lessee of a
 20 self-propelled motor vehicle registered in this state, except a motor vehicle used
 21 primarily for exhibit or kept primarily for use in parades, exhibits, or shows, or
 22 agricultural or forest use vehicles during seasons when they are not used on the
 23 highways, shall operate or allow the operation of such vehicle upon any public road,
 24 street, or highway in this state unless there is contained on the vehicle's windshield
 25 or within the vehicle one of the following documents evidencing that the motor
 26 vehicle is in compliance with R.S. 32:861 relative to compulsory motor vehicle
 27 liability security:

28 * * *

Proposed law adds a bar code on a valid inspection sticker which is linked to the owner's insurance information as a five type of document that can evidence that a motor vehicle is in compliance with present law relative to compulsory motor vehicle liability security.

Present law provides four types of documents that are the only acceptable means of proof of a valid and current policy of insurance.

Proposed law adds a bar code on a valid inspection sticker which is linked to the owner of the vehicle's insurance information as a fifth type of document to prove a valid and current policy of insurance.

Present law provides that the person operating an official inspection station shall issue a certificate of inspection and approval upon an official form to the owner of a vehicle upon inspecting such vehicle and determining that its equipment required under the provisions of this act is in good condition and proper adjustment.

Proposed law adds a requirement to present law requiring the person operating an official inspection station to validate the vehicle owner's insurance prior to issuing a certificate of inspection and approval.

Present law provides that the OMV shall distribute motor vehicle inspection stickers to each district office throughout the state for purchase by certified motor vehicle inspection stations, and that the stickers are in convenient book form.

Proposed law requires the stickers to contain bar codes that allow the operators of an inspection station to link the owner of any vehicle's insurance coverage or security as required in present law.

(Amends R.S. 32:862(B)(1) and (H), 863.1(A)(intro. paragraph) and (B)(1) and 1306(B) and (E); Adds R.S. 32:863.1(A)(5) and (G)(5))