

2016 Regular Session

HOUSE BILL NO. 936 (Substitute for House Bill No. 329 by Representative Marcelle)

BY REPRESENTATIVE MARCELLE

MOTOR VEHICLES: Provides relative to entities authorized to provide services related to motor vehicles

1 AN ACT

2 To amend and reenact LAC 55:III.1569(C) and to enact R.S. 47:532.1(A)(7)(e), (f), and (g)

3 and (E), relative to public license tag agents; to require license plates be made

4 available to public license tag agents; to require for payment of production of such

5 license plates and reimbursement of such payment; to require public license tag

6 agents undertake certain actions; to provide relative to contracts between the

7 Department of Public Safety and Corrections, office of motor vehicles and public

8 license tag agents; to amend administrative rules of the Department of Public Safety

9 and Corrections, office of motor vehicles, relating to contracts between the

10 Department of Public Safety and Corrections, office of motor vehicles and public

11 license tag agents; and to provide for related matters.

12 Be it enacted by the Legislature of Louisiana:

13 Section 1. R.S. 47:532.1(A)(7)(e), (f), and (g) and (E) are hereby enacted to read

14 as follows:

15 §532.1. Public license tag agents; auto title companies; rules and regulations; surety

16 bonds; fees

17 A.

18 * * *

19 (7)

20 * * *

1 (e) License plates shall be made available to each public license tag agent in
 2 increments of no less than ten. Public license tag agents shall advance the costs of
 3 production for the license plates prior to the receipt of the license plates. The
 4 Department of Public Safety and Corrections, office of motor vehicles, shall fully
 5 reimburse the public license tag agent for the cost of the production of the plate when
 6 the plate is issued pursuant to any registration transaction performed by the public
 7 license tag agent. The Department of Public Safety and Corrections, office of motor
 8 vehicles, shall determine the method by which the public license tag agent receives
 9 the reimbursement.

10 (f) Public license tag agents shall submit images of documents required to
 11 be retained by the Department of Public Safety and Corrections, office of motor
 12 vehicles, in connection with transactions or activities listed in this Paragraph or
 13 authorized by the commissioner pursuant to Subparagraph (d) of this Paragraph in
 14 the official document image repository of the Department of Public Safety and
 15 Corrections, office of motor vehicles. The Department of Public Safety and
 16 Corrections, office of motor vehicles, shall determine the manner in which public
 17 license tag agents shall be required to submit these images.

18 (g) Notwithstanding any requirements of R.S. 47:505(B) to the contrary, all
 19 public license tag agents shall submit electronic notification to the Department of
 20 Public Safety and Corrections, office of motor vehicles, of the removal and
 21 destruction of license plates when such submission is undertaken on behalf of a
 22 dealer licensed pursuant to Chapter 4-C or Chapter 6 of Title 32 of the Louisiana
 23 Revised Statutes of 1950. The Department of Public Safety and Corrections, office
 24 of motor vehicles, shall determine the manner in which the public license tag agent
 25 shall be required to electronically submit this information.

* * *

27 E. The contract between the Department of Public Safety and Corrections,
 28 office of motor vehicles and a person who contracts to perform services pursuant to

Proposed law requires public license tag agents to submit images of documents required to be retained by the department in connection with transactions or activities in connection with present law in the official document image repository of the department. Specifies that the department must determine the manner in which public license tag agents will be required to submit these images.

Present law requires any dealer of motor vehicles who receives a previously owned vehicle with the intention of reselling such vehicle to remove the license plate from that vehicle and execute an affidavit attesting to that fact and attach said affidavit to the title and registration.

Proposed law retains present law and requires all public license tag agents to submit electronic notification to the department of the removal and destruction of license plates when such submission is undertaken on behalf of a dealer licensed pursuant to present law (Chapter 4-C or Chapter 6 of Title 32 of the Louisiana Revised Statutes of 1950). Specifies that the department must determine the manner in which the public license tag agent shall be required to electronically submit this information.

Proposed law provides that the contract between the department and a person who contracts to perform services of a public license tag agent shall be two years and may be automatically renewed by the department.

Present LAC (55:III.1569(C)) provides that a contract between the department and the public license tag agent shall have a term of one year. The department may provide for automatic renewals.

Proposed LAC (55:III.1569(C)) changes the term of the contract from one to two years.

Proposed law provides that a contract entered into between the department and a public license tag agent in 2016 but prior to the effective date of this Act shall be extended for one year without need for amendment of the contract.

Effective upon signature of governor or lapse of time for gubernatorial action.

(Amends LAC 55:III.1569(C); Adds R.S. 47:532.1(A)(7)(e), (f), and (g) and (E))