
DIGEST

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Henry

HB No. 1096

Abstract: Requires a receipt of certificate of mailing to show proof of mailing of notices. Requires applications for crushing vehicles to be completed in a format specified by the Dept. of Public Safety and Corrections.

Present law provides that, prior to issuance of a permit to sell or permit to dismantle a stored vehicle, the storage or parking facility owner shall provide the Dept. of Public Safety and Corrections with the original signed post office receipt of delivery for both the first and final notices sent to the stored vehicle's owner or the returned unopened envelope for the first or final notices with postal markings indicating the post office's attempt to deliver such notice. If either of these items cannot be furnished, the storage or parking facility owner shall provide other documented proof that the storage or parking facility owner sent notice to the stored vehicle's owner to the department.

Proposed law provides that, prior to issuance of the permit to sell or permit to dismantle, the storage or parking facility owner shall provide the department with the original receipt of certificate of mailing for both the first and final notices sent to the stored vehicle's owner and the returned unopened envelope, if applicable, for the first or final notices with postal markings indicating the post office's attempt to deliver such notice. If these items cannot be furnished, the storage or parking facility owner shall provide other documented proof that the storage or parking facility owner sent notice to the stored vehicle's owner to the department.

Present law authorizes each owner-operator who possesses a vehicle which meets the criteria set forth in present law to make application for crushing of the vehicle at the expiration of 30 days or make application for dismantling of the vehicle at the expiration of 30 days from mailing of the notice, by certificate of mailing, on a form provided by the Dept. of Public Safety and Corrections, office of motor vehicles.

Proposed law authorizes each owner-operator to make application for crushing of the vehicle at the expiration of 30 days or make application for dismantling of the vehicle at the expiration of 30 days from mailing of the notice. The application shall be made in a format authorized by the department.

Present law requires, within 7 business days following the crushing or dismantling of the vehicle, the licensed crusher or licensed dismantler to execute a certification for each vehicle, on the form provided by the Dept. of Public Safety and Corrections, office of motor vehicles, and forward it to the office of motor vehicles, by certificate of mailing.

Proposed law requires, within 7 business days following the crushing or dismantling of the vehicle, the licensed crusher or licensed dismantler to execute a certification for each vehicle, in a format authorized by the Dept. of Public Safety and Corrections, office of motor vehicles.

Present law requires an owner-operator to maintain a copy of one appraisal showing a vehicle crushed or dismantled has a fair market value of \$500 or less. The appraisal shall be based on the standard value of the vehicle as determined by the most recent National Automobile Dealers Association Guide.

Proposed law requires an owner-operator to maintain a copy of one appraisal showing a vehicle crushed or dismantled has a fair market value of \$500 or less. The appraisal shall be based on the rough trade value of the vehicle as determined by the most recent National Automobile Dealers Association Guide.

Present law requires an owner-operator to maintain a copy of the original signed post office receipt of delivery, if the letter required to be sent by present law has been delivered, or the returned unopened envelope with the postal marking indicating attempt to deliver the letter. If either of these items could not be furnished, the storage or parking facility owner shall maintain other documented proof that the storage or parking facility owner sent notice to the stored vehicle owner.

Proposed law requires an owner-operator to maintain a copy of the receipt of certificate of mailing for the notice sent to the stored vehicle's owner and the returned unopened envelope, if applicable, with the postal marking indicating attempt to deliver the letter. If these items could not be furnished, the storage or parking facility owner shall maintain other documented proof that the storage or parking facility owner sent notice to the stored vehicle owner

(Amends R.S. 32:1728(D)(3) and (4) and 1728.2(D)(intro. para.), (F)(intro. para.), and (G)(2) and (6))