

HOUSE SUMMARY OF SENATE AMENDMENTS

HB 936

2016 Regular Session

Marcelle

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

Synopsis of Senate Amendments

1. Changes the \$200 fee to be assessed on public license tag agents from biannual (twice a year) to biennial (once every two years).
2. Removes provisions that proposed amendment of LAC 55:III.1569(C) that provide a contract between the department and a public license tag agent shall have a term of one year and that provide for automatic contract renewals.
3. Makes technical changes.

Digest of Bill as Finally Passed by Senate

Present law authorizes the commissioner to establish a system of public license tag agents to collect the registration license taxes and undertake other duties relating to motor vehicles. Specifies that the system is to consist of municipal and parish governing authorities or new motor vehicle dealers or their agents as well as authorized auto title companies.

Proposed law requires that license plates be made available to each public license tag agent in increments of no less than 10. Further requires public license tag agents advance the costs of production for the license plates prior to the receipt of the license plates. Also requires the Dept. of Public Safety and Corrections, office of motor vehicles, (department) to fully reimburse the public license tag agent for the cost of the production of the plate when the plate is issued pursuant to any registration transaction performed by the public license tag agent. Specifies that the department must determine the method by which the public license tag agent receives the reimbursement.

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 to 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 for a term of two years and may be automatically renewed by the department.

Present law authorizes an annual fee to be assessed on public license tag agents provided that such fee does not exceed \$100 and is adopted in accordance with the Administrative Procedure Act (APA).

Proposed law authorizes a biennial fee to be assessed on public license tag agents provided the fee does not exceed \$200 and removes requirement for adoption of the fee in accordance with the APA.

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 proposed law shall be extended for one year without need for amendment of the contract upon payment by the public license tag agent of a \$100 fee.

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

(Amends R.S. 47:532.1(A)(5); Adds R.S. 47:532.1(A)(7)(e), (f), and (g) and (E))