

2026 Regular Session

HOUSE BILL NO. 848

BY REPRESENTATIVE DEWITT

MTR VEHICLE/DEALERS: Provides with respect to all terrain vehicle dealerships

1 AN ACT

2 To amend and reenact R.S. 32:1252(1) and to enact R.S. 32:1254(E)(5)(c) and
3 1270.11(2)(k), relative to motor vehicle dealers; to provide for definitions; to provide
4 for licensing requirements for motor vehicle and recreational products dealers; to
5 provide for repair facilities for all-terrain vehicle dealers; to provide for unauthorized
6 acts; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 32:1252(1) is hereby amended and reenacted and R.S.
9 32:1254(E)(5)(c) and 1270.11(2)(k) are hereby enacted to read as follows:

10 §1252. Definitions

11 The following words, terms, and phrases, when used in this Chapter, shall
12 have the meanings respectively ascribed to them in this Section, except where the
13 context clearly indicates a different meaning:

14 (1) "All-terrain vehicle" ~~shall mean~~ means any vehicle manufactured for off-
15 road use and issued a manufacturer's statement or certificate of origin, as required
16 by the commission, that cannot be issued a registration certificate and license to
17 operate on the public roads of this state because, at the time of manufacture, the
18 vehicle does not meet the safety requirements prescribed by R.S. 32:1301 through
19 1310. This includes vehicles that are issued a title by the Department of Public
20 Safety and Corrections, public safety services, such as golf carts and recreational and

1 sports vehicles, but it ~~shall~~ does not include off-road vehicles used for farm purposes,
2 farm equipment, electric-assisted bicycles, or heavy construction equipment.

3 * * *

4 §1254. Application for license; requirements for licensure; contents; licenses;
5 franchise filings; exceptions

6 * * *

7 E. Additional licensing and compliance requirements for motor vehicle and
8 recreational products dealers.

9 * * *

10 (5)

11 * * *

12 (c) A dealer of all-terrain vehicles, including golf carts, shall have adequate
13 facilities for the repair and servicing of all-terrain vehicles and the storage of new
14 parts and accessories for that repair and servicing, which may be satisfied by any of
15 the following:

16 (i) Facilities located in the building or structure where the applicant's
17 established business is conducted or within one thousand feet of the established place
18 of business.

19 (ii) A written contractual agreement with a third-party repair facility that is
20 equipped and qualified to perform such repair and servicing, located within this state
21 and within a radius of fifty miles of the dealer's established place of business, or
22 within a reasonable distance such that service can be provided within five business
23 days.

24 (iii) A manufacturer-authorized service provider.

25 * * *

26 §1270.11. Unauthorized acts

27 It shall be a violation of this Part:

28 * * *

Proposed law adds that it shall be a violation of proposed law for a dealer of all-terrain vehicles, including golf carts, to fail to maintain repair facilities and parts and accessories for repair and servicing, which may be satisfied by any of the same three options available for applicants to be dealers of all-terrain vehicles.

(Amends R.S. 32:1252(1); Adds R.S. 32:1254(E)(5)(c) and 1270.11(2)(k))

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Commerce to the original bill:

1. Make technical changes.
2. Provide that a dealer of all-terrain vehicles, or an applicant for a license to be a dealer of all-terrain vehicles, shall maintain repair facilities and parts and accessories for that repair and servicing, which may be satisfied by any of the following:
 - (a) Facilities located in the building or structure where the applicant's established business is conducted or within 1000 feet of the established place of business.
 - (b) A written contractual agreement with a third-party repair facility that is equipped and qualified to perform such repair and servicing, located within this state and within a radius of 50 miles of the dealer's established place of business, or within a reasonable distance such that service can be provided within five business days.
 - (c) A manufacturer-authorized service provider.