

Regular Session, 2014

HOUSE BILL NO. 220

BY REPRESENTATIVE THIBAUT

MTR VEHICLE/VIOLATIONS: Specifies that the violation of failing to obtain a current and valid motor vehicle inspection certificate within a specified period of time constitutes a secondary offense

1 AN ACT

2 To amend and reenact R.S. 32:1304(E), relative to motor vehicle certificates of inspection,  
3 violations, and exemptions; specifies that the failure to obtain an inspection sticker  
4 within a certain period of time constitutes a secondary offense; and to provide for  
5 related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 32:1304(E) is hereby amended and reenacted to read as follows:

8 §1304. Secretary to require periodical inspection

9 \* \* \*

10 E.(1) The mere failure of the owner or operator of a motor vehicle required  
11 by this Section to be inspected to obtain a current and valid inspection certificate  
12 shall not be in violation, provided that the certificate has been expired less than one  
13 calendar month; nor shall an owner or operator be in violation if he shall produce on  
14 demand, under Subsection B of this Section, a certificate of inspection for the vehicle  
15 valid and effective for not more than six months and not in current display on the  
16 windshield by reason of replacement of the windshield glass.

17 (2) The failure of the owner or operator of a motor vehicle required by this  
18 Section to be inspected to obtain a current and valid inspection certificate within one

1 calendar month from the date of expiration shall constitute a secondary offense and  
2 the driver may be cited only if stopped for a moving violation.

3       ~~(2)~~(3) However, when a certificate of inspection is removed from a  
4 windshield by reason of replacement of windshield glass, the owner of the vehicle  
5 may be issued, for a fee of five dollars and twenty-five cents and return of the  
6 original certificate to an inspection certificate station, a certificate which shall be  
7 valid for the time remaining on the original certificate.

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DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

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Thibaut

HB No. 220

**Abstract:** Specifies that the failure to obtain a current and valid motor vehicle inspection certificate within one month from the expiration constitutes a secondary offense.

Present law provides the mere failure of the owner or operator of a motor vehicle required by present law to be inspected to obtain a current and valid inspection certificate not be a violation if the certificate has been expired less than one calendar month.

Proposed law provides the mere failure of an owner or operator of a motor vehicle required by present law to be inspected to obtain a current and valid inspection certificate within one calendar month of the inspection certificate expiration shall constitute a secondary offense and the driver may be cited only if stopped for a moving violation.

(Amends R.S. 32:1304(E))