
HOUSE COMMITTEE AMENDMENTS

2017 Regular Session

Amendments proposed by House Committee on Transportation, Highways and Public Works
to Original House Bill No. 597 by Representative Bagley

1 AMENDMENT NO. 1

2 On page 1, line 4, after the semicolon ";" delete the remainder of the line, delete line 5 in its
3 entirety, and insert in lieu thereof the following:

4 "to establish the motor vehicle equipment and safety certification program; to require
5 owners of certain motor vehicles to obtain an equipment and safety certification; to
6 exempt certain municipalities from state motor vehicle inspection laws; to provide
7 for the implementation of the program; to provide for fees related to the program; to
8 provide for penalties for noncompliance with the program; to repeal the inspection"

9 AMENDMENT NO. 2

10 On page 4, line 3, after "vehicles" and before "shall" delete the comma "," and delete
11 "subject to this Section," and insert in lieu thereof "required to be inspected"

12 AMENDMENT NO. 3

13 On page 4, line 7, after "vehicles" and before "required" delete the comma "," and delete
14 "subject to this Section," and insert in lieu thereof "required to be inspected"

15 AMENDMENT NO. 4

16 On page 4, line 12, after the period "." and before "However" insert the following:

17 "Any person owning a vehicle registered in a municipality having a motor vehicle
18 inspection program pursuant to an ordinance adopted prior to July 27, 1960, shall not
19 be required to obtain a motor vehicle equipment and safety certification from the
20 office of motor vehicles pursuant to R.S. 32:1306.2. A valid inspection certificate
21 from any such municipality may be presented to a law enforcement officer in
22 accordance with R.S. 32:1306.2(E) in lieu of the motor vehicle equipment and safety
23 certification."

24 AMENDMENT NO. 5

25 On page 7, delete lines 15 through 22 in their entirety and insert in lieu thereof the following:

26 "§1306.2. Motor vehicle equipment and safety certification program; fees; penalties

27 A. All owners of motor vehicles, including those motor vehicles registered
28 in a parish or municipality subject to the federal Clean Air Act, 42 USC 7401 et seq.,
29 or regulations promulgated by the United States Environmental Protection Agency
30 requiring the performance of the inspection and maintenance (I/M) program, shall
31 be required to obtain a motor vehicle equipment and safety certification from the
32 office of motor vehicles every two years. The office of motor vehicles shall issue a
33 certification upon receipt of a completed form from the owner of the vehicle
34 certifying the motor vehicle meets all motor vehicle equipment and safety standards
35 including but not limited to functional windshield wipers, brakes, headlights, brake
36 lights, turn signals, the vehicle's windshield is free from cracks that would obstruct
37 the driver's view, and any other safety standards the office of motor vehicles deems
38 appropriate. In addition, the form shall require the owner of the motor vehicle to
39 provide his driver's license, proof of insurance, vehicle identification number, and

1 valid registration information. The form shall be signed, or the electronic equivalent,
2 by the owner of the motor vehicle indicating that the owner certifies he is in
3 compliance with this Section and submitted to the office of motor vehicles. The
4 certification shall be valid for two years.

5 B. The office of motor vehicles shall mail a notice of expiration to the
6 registered owner of the vehicle at least thirty days prior to expiration of the vehicle's
7 certification and include with the notice a form requesting the necessary information
8 for certification. The office of motor vehicles shall provide for three methods of
9 certification renewal. Renewal of a motor vehicle equipment and safety certification
10 may be made by returning a completed form through mail, in-person, or by renewal
11 through the office of motor vehicles' website.

12 C. The office of motor vehicles may collect a fee of ten dollars and fifty
13 cents for every motor vehicle equipment and safety certification issuance and
14 renewal in order to offset the costs of the motor vehicle equipment and safety
15 certification program. The office of motor vehicles shall retain two dollars and fifty
16 cents of the fee in order to offset the costs of the certification and shall transfer the
17 remainder of the fee to the office of state police to be used in enforcement of this
18 Section. The office of motor vehicles is additionally authorized to charge any late
19 fees it deems necessary for the issuance or renewal of an expired certification.

20 D. Beginning January 1, 2019, no owner or operator of a motor vehicle
21 required to obtain a certification pursuant to this Section shall operate a motor
22 vehicle on any public road, street, or highway in this state unless the motor vehicle
23 equipment and safety certification is contained within the vehicle.

24 E. When a law enforcement officer stops a vehicle at an administrative
25 violations checkpoint, in connection with an alleged violation of the law, during the
26 investigation of an accident, or for any other reason, the law enforcement officer
27 shall determine if the owner or operator of the vehicle has the motor vehicle
28 equipment and safety certification contained within the vehicle.

29 F. For a first offense violation of this Section, the fine shall be one hundred
30 dollars, in addition to any court costs. For a second offense violation of this Section,
31 the fine shall be one hundred fifty dollars, in addition to any court costs. For a third
32 and any subsequent violation of this Section, the fine shall be two hundred dollars,
33 in addition to any court costs.

34 G. The office of motor vehicles shall promulgate such rules and regulations
35 as are necessary to implement the requirements of this Section.

36 H. The provisions of this Section shall not apply to an owner of a
37 commercial motor vehicle registered in this state and required to be inspected
38 pursuant to 49 CFR Part 396, including Part 396.17 and "Appendix G" thereof, and
39 a student transportation vehicle registered in this state and required to be inspected
40 pursuant to LAC 28: CXIII.701(A)(3)."