

HOUSE SUMMARY OF SENATE AMENDMENTS

HB 128

2017 Regular Session

Carmody

PUBLIC SERVICE COMN: Provides relative to regulations imposed by the Louisiana Public Service Commission on household goods carriers

Synopsis of Senate Amendments

1. Adds a provision to proposed law prohibiting the commission from suspending or cancelling the right of a carrier to conduct business in the state without notice and before having a hearing before an administrative law judge.
2. Changes the minimum amount of contracts for moving household goods, relative to the applicability of the provisions of present law and proposed law, from \$250 to \$400.

Digest of Bill as Finally Passed by Senate

Present law, in pertinent part, provides that any carrier whether domiciled in or outside of La., who is providing the intrastate transportation of household goods in La. shall maintain a permanent establishment in La. Proposed law retains present law and further requires the physical location or place of business to be open for business and to be staffed during regular business hours by one or more persons employed by the carrier on a permanent basis for the purpose of general management of the household goods moving business.

Present law provides that, should the carrier cease to maintain a permanent establishment in the state, its right to conduct business in the state shall be immediately suspended. Proposed law retains present law and provides that the La. Public Service Commission (commission) has discretion to suspend or cancel that right to conduct business in the state. However, proposed law limits the discretion of the commission to suspend or cancel that right to conduct business in the state without issuing notice and having a hearing before an administrative law judge.

Present law requires the commission to adopt and promulgate rules and regulations necessary to the proper implementation and administration of present law, subject to the oversight of the standing committees on transportation, highways and public works of the Senate and the House of Representatives pursuant to the Administrative Procedure Act. Proposed law deletes present law.

Present law states that the provisions of present law shall apply only when the contract for moving household goods exceeds \$250. Proposed law changes the minimum amount required from \$250 to \$400.

Effective January 1, 2018.

(Amends R.S. 45:164(E)(2)(a) and (c) and (3))