

2018 Regular Session

HOUSE BILL NO. 283

BY REPRESENTATIVE PYLANT

CRIME: Prohibits the intentional damaging or tampering of a tracking device on certain motor vehicles

1 AN ACT

2 To enact R.S. 14:56.1, relative to criminal damage to property; to prohibit the intentional
3 damaging of or tampering with a tracking device installed on or attached to certain
4 motor vehicles; to provide for definitions; to provide for criminal penalties; and to
5 provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 14:56.1 is hereby enacted to read as follows:

8 §56.1. Criminal damage to a tracking device

9 A. No person shall intentionally damage or tamper with a tracking device
10 installed on or attached to a motor vehicle that meets either of the following:

11 (1) The motor vehicle is rented or leased from a used motor vehicle dealer.

12 (2) The motor vehicle is acquired through a motor vehicle credit transaction
13 pursuant to R.S. 6:969.1 et seq., while there still exists an unpaid balance on such
14 transaction.

15 B. For purposes of this Section:

16 (1) "Damage or tamper" includes but is not limited to damaging, tampering,
17 removing, altering, destroying, disabling, impairing, obstructing, or disconnecting.

18 (2) "Motor vehicle credit transaction" has the same meaning as that term is
19 defined by R.S. 6:969.6.

1 (3) "Tracking device" means any device that reveals its location or
2 movement by the transmission of electronic, radio, or satellite signals.

3 (4) "Used motor vehicle dealer" has the same meaning as that term is defined
4 by R.S. 32:781.

5 C.(1) Except as provided by Paragraph (2) of this Subsection, any person
6 who violates the provisions of this Section shall be fined not more than five hundred
7 dollars, imprisoned for not more than six months, or both.

8 (2) Upon a second or subsequent violation of the provisions of this Section,
9 the person shall be fined not more than one thousand dollars, imprisoned for not
10 more than one year, or both.

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)]

HB 283 Original

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Pylant

Abstract: Creates a crime that prohibits any person from intentionally damaging or tampering with a tracking device on a certain motor vehicles, provides criminal penalties, and provides definitions.

Proposed law creates the crime of criminal damage to a tracking device which prohibits any person from intentionally damaging or tampering with a tracking device installed on or attached to a motor vehicle that is rented or leased from a used motor vehicle dealer or that is acquired through a motor vehicle credit transaction while there still exists an unpaid balance on such transaction.

Proposed law defines "damage or tamper", "motor vehicle credit transaction", "tracking device", and "used motor vehicle dealer" for purposes of proposed law.

Proposed law provides for the following penalties:

- (1) First conviction - Fine of not more than \$500, imprisonment for up to six months, or both.
- (2) Second or subsequent conviction - Fine of not more than \$1,000, imprisonment for not more than one year, or both.

(Adds R.S. 14:56.1)