

2019 Regular Session

HOUSE BILL NO. 300

BY REPRESENTATIVE CARMODY

PUBLIC SERVICE COMN: Provides with respect to fees paid to the Public Service Commission by motor carriers

1 AN ACT

2 To amend and reenact R.S. 45:169 and 180.1(D), relative to motor carriers; to provide with
3 respect to fees paid to the Public Service Commission for the issuance of a common
4 carrier certificate, contract carrier permit, or a wrecker license; to provide with
5 respect to filing fees; to provide that the commission determines the amounts of the
6 fees; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 45:169 and 180.1(D) are hereby amended and reenacted to read as
9 follows:

10 §169. Fees; disposition; refunds; credits; prescription

11 A. Every motor carrier as defined in R.S. 45:162 regularly operating, or
12 which shall regularly operate in the state, is hereby required to pay to the Louisiana
13 Public Service Commission a special fee ~~of ten dollars~~ as prescribed by the
14 commission for each motor vehicle or combination of vehicles operated or to be
15 operated by the motor carrier. This special fee shall be paid at the time of the
16 issuance of a common carrier certificate or contract carrier permit and shall be due
17 each year thereafter between January first and February first. In case of emergency
18 or unusual temporary demands for transportation, the fee for additional motor
19 vehicles for a shorter period shall be fixed by the commission in such reasonable
20 amounts as may be prescribed by general rule or temporary order. Every application

1 for a common carrier certificate or contract carrier permit shall be accompanied by
2 a filing fee of ~~fifty dollars~~ as prescribed by the commission and every application for
3 a permit shall be accompanied by a filing fee of ~~twenty-five dollars~~ as prescribed by
4 the commission, which fees shall be in addition to other fees and taxes and shall be
5 retained by the commission whether the common carrier certificate or contract
6 carrier permit be granted or not.

7 * * *

8 §180.1. Wreckers and towing services

9 * * *

10 D. No person shall engage in the business of the operation and use of
11 wreckers and towing services without first having obtained from the commission a
12 wrecker license, the number of which shall be displayed on both sides of every
13 wrecking vehicle he operates. The fee for such license shall ~~not exceed ten dollars~~
14 be prescribed by the commission.

15 * * *

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 300 Original

2019 Regular Session

Carmody

Abstract: Provides that the Public Service Commission prescribe the fees associated with obtaining a common carrier certificate, contract carrier permit, or a wrecker license.

Present law requires that every motor carrier as defined in present law (R.S. 45:162) pay a special fee to the Louisiana Public Service Commission (commission) for each vehicle or combination of vehicles operated by the motor carrier. Proposed law changes present law to delete the \$10 fee specification and provide instead that the commission prescribes the amount of the fee.

Present law provides that the special fee shall be paid annually between January 1 and February 1 at the time of the issuance of the common carrier certificate or contract carrier permit. Proposed law retains present law.

Present law allows the commission to fix an additional fee in a reasonable amount for any emergency or temporary demand for transportation. Proposed law retains present law.

Present law requires that every application for a common carrier certificate or contract carrier permit include a filing fee of \$50 and every application for a permit shall include a filing fee of \$25 in addition to any other fees and taxes. Proposed law removes the specific

amounts in present law and provides that the commission shall prescribe the amount of the fees.

Present law requires persons engaged in the business operation and use of wreckers and towing services to obtain a wreckers license and display the number on the side of the vehicle in operation. Proposed law retains present law.

Present law provides for a fee of up to \$10 per wrecker license. Proposed law deletes the specific amount range and provides that the commission will determine the amount of the fee.

(Amends R.S. 45:169 and 180.1(D))