

RÉSUMÉ DIGEST

ACT 578 (HB 1031)

2022 Regular Session

Freiberg

New law imposes a road usage fee not to exceed \$110 per year on each electric vehicle and an annual road usage fee not to exceed \$60 per year on each hybrid vehicle operated on state highways which are required to be registered and to pay a vehicle registration license tax in accordance with existing law.

New law exempts an electric vehicle or hybrid vehicle that is a school bus primarily used to transport La. students from the fee imposed by new law.

New law defines the following terms as follows:

- (1) "Electric vehicle" means a vehicle powered by one or more electric motors or energy stored in rechargeable batteries for propulsion.
- (2) "Hybrid vehicle" means a vehicle that uses gasoline, diesel fuel, or special fuels in combination with an electric motor for propulsion.
- (3) "Owner" has the same meaning as defined by existing law.
- (4) "Secretary" means the secretary of the La. Dept. of Revenue.

New law requires the administration and collection of the road usage fee.

New law requires the fees imposed by new law be paid by the owner of the electric vehicle and the owner of the hybrid vehicle on a calendar year basis. Further requires the fee be due on or before May 15th for the preceding year in which the electric vehicle or hybrid vehicle was operated upon the highways of this state.

New law requires the secretary to administer and to authorize the collection of fees imposed by new law with all the duties and powers authorized by existing law.

New law requires the secretary of the Dept. of Revenue in consultation with the secretary of the Dept. of Transportation and Development to promulgate rules in accordance with the Administrative Procedure Act relative to the following:

- (1) To develop a prorated fee schedule applicable to electric vehicles and hybrid vehicles that are operated upon the highways of this state for less than one year. Provides that the fee schedule may consider mileage, weight, days operated, and other relevant factors to reasonably determine a fee that is commensurate and in proportion with actual road usage in this state.
- (2) To prescribe and publish forms, schedules, and methods upon which the fee levied pursuant to new law may be reported and remitted to the secretary, including through the use of existing returns, forms, and schedules.
- (3) To provide for collection and administrative procedures that the secretary determines necessary to administer new law.

New law requires proceeds of the fees imposed by new law be deposited as follows:

- (1) 70% of the proceeds be deposited into the Construction Subfund of the Transportation Trust Fund for use by the Department of Transportation and Development (DOTD) on road and bridge preservation projects included in the Highway Priority Program in accordance with the DOTD's definitions of such projects.
- (2) 30% of the proceeds be deposited into the Parish Transportation Fund and distributed to local governments in accordance with the formula set forth in existing law. Further provides the amounts distributed may be used by local governments for any purpose that is a permitted use of funds received from the Parish Transportation Fund.

Effective January 1, 2023.

(Adds R.S. 32:461)