

2025 Regular Session

SENATE BILL NO. 37

BY SENATOR HENSGENS

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

MOTOR VEHICLES. Provides for the Louisiana Motor Vehicle Commission. (8/1/25)

AN ACT

To amend and reenact the introductory paragraph of R.S. 32:1253(A), 1253(A)(1), (D), (E), (F), and (H), relative to the Louisiana Motor Vehicle Commission; to provide for members of the motor vehicle commission; to provide for the powers and duties of the commission; to provide for technical changes; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. The introductory paragraph of R.S. 32:1253(A), 1253(A)(1), (D), (E), (F) and (H) are hereby amended and reenacted to read as follows:

§1253. Motor Vehicle Commission; appointment and qualifications of members; terms of office; organization; oath; official bond; compensation; powers and duties

A. The Louisiana Motor Vehicle Commission is hereby created within the office of the governor and shall be composed of eighteen ~~members~~ **commissioners** appointed by the governor, as follows:

(1) A chairman of the commission shall be appointed from the state at large. Fourteen ~~members~~ **commissioners** shall be appointed in ~~such a~~ manner that at least one shall be from each of the commission districts as listed below:

* * *

D. The commission shall appoint a qualified person to serve as executive director ~~thereof~~, to serve at the pleasure of the commission and shall fix his salary and shall define and prescribe his duties. The executive director shall be in charge of the commission's office and shall devote ~~such~~ time to the duties ~~thereof, as may~~ **be necessary to carry out their responsibilities**. ~~Said~~ **The** commission may employ ~~such~~ clerical and professional help and incur ~~such~~ expenses as may be necessary for the proper discharge of its duties under this Chapter. The commission shall maintain its office and transact its business in Jefferson Parish, and it is authorized to adopt and use a seal.

E. The commission is ~~hereby~~ vested with the powers and duties necessary and proper to enable it to fully and effectively carry out the provisions and objects of this Chapter, ~~and~~ **The commission** is ~~hereby~~ authorized and empowered to make and enforce all reasonable rules and regulations, and to adopt and prescribe all forms necessary to accomplish ~~said the purpose, and, the~~ **The** enumeration of any power or authority herein shall not be construed to deny, impair, disparage, or limit any others necessary to the attainment thereof, provided no rule or regulation of the commission, including but not limited to Chapter 7 (Advertising) of Subpart 1 of Part V of Title 46, comprised of LAC 46:V:701 through 741, of the Louisiana Administrative Code, shall prohibit a dealer from making a monetary donation or contribution that does not directly involve the sale or lease of a motor vehicle in connection with an advertising campaign. A copy of all rules and regulations adopted by the commission shall be published in the Louisiana Administrative Code, as they may be amended, modified, or repealed from time to time.

F. All fees and charges under the provisions of this Chapter shall be collected and received by the executive director of the commission and shall be disbursed by ~~him~~ **the executive director** at the direction of the commission in administering and enforcing the provisions of this Chapter.

* * *

1 H. The commission shall, ~~in addition to the powers herein conferred,~~ be
2 constituted a body politic or political corporation, invested with the powers inherent
3 in corporations, including but not limited to the power and authority to own
4 immovable property. It may sue and be sued under the style of the commission, and
5 all process against the commission shall be served on the chairman or executive
6 director in person, and all suits on behalf of the commission shall be brought by the
7 chairman. The domicile for the purpose of being sued shall be Jefferson Parish. No
8 member of the commission, or the executive director, shall be subject to suit or be
9 held liable as an individual in any suit against the commission.

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Senate Legislative Services. The keyword, summary, 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)]

	DIGEST	
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Present law provides for 18 members of the commission to be appointed by the governor.

Proposed law changes members to commissioners.

Present law provides for the commission to appoint a qualified person to serve as executive director. Present law further provides for the commission to have the powers and duties necessary to effectively carry out the objectives of the commission.

Proposed law retains present law and provides for technical changes.

Effective August 1, 2025.

(Amends R.S. 32:1253(A)(intro para), 1253(A)(1), (D), (E), (F) and (H))