

Regular Session, 2012

ACT No. 808

HOUSE BILL NO. 857

BY REPRESENTATIVE JOHNSON

1 AN ACT

2 To enact R.S. 32:900.1, relative to for-hire motor vehicles used to transport railroad
3 workers; to provide for minimum liability coverage for passengers; and to provide
4 for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 32:900.1 is hereby enacted to read as follows:

7 §900.1. Proof of financial responsibility; carriers of railroad workers

8 A. This Section shall apply to persons, firms, corporations, or contract
9 carriers who are in the for-hire business of providing transportation services on the
10 highways of this state for railroad workers in the course of their employment.

11 B. It shall be unlawful for any for-hire person, firm, corporation, or contract
12 carrier to operate any motor vehicle along or upon any public street or highway in
13 any parish, incorporated city, town, or village in this state for the carriage of
14 passengers employed by or contracting as workers for a railroad company in the
15 course of their employment unless such for-hire person, firm, corporation, or
16 contract carrier has given, and there is in full force and effect and on file with the
17 office of motor vehicles of the Department of Public Safety and Corrections, proof
18 of financial responsibility pursuant to Subsection C of this Section.

19 C. When a vehicle that is designed to carry fifteen or fewer passengers is
20 used by a for-hire person, firm, corporation, or contract carrier to transport
21 passengers who are employed by or who are contracting as workers for a railroad
22 company in the course of their employment, that for-hire person, firm, corporation,
23 or contract carrier shall, as proof of financial responsibility, maintain and be able to

1 show verification of hit and run, uninsured, and underinsured motor vehicle coverage
2 in a total amount of not less than five hundred thousand dollars per passenger.

3 D.(1) Whenever the owner of a for-hire carrier used to transport railroad
4 workers is found in violation of this Section, the Department of Public Safety and
5 Corrections, office of motor vehicles, shall send the owner a "Notice of Violation"
6 within thirty days of the violation. The notice shall inform the owner that
7 noncompliance with the provisions of this Section shall subject the registration of the
8 carrier vehicle to suspension.

9 (2) The office of motor vehicles shall adopt rules and regulations in
10 accordance with the Administrative Procedure Act, subject to oversight by the House
11 and Senate committees on transportation, highways and public works as are
12 necessary regarding the regulation and enforcement of this Section. This authority
13 shall include the assessment of fees and fines in accordance with this Section.

14 (3) In the event that the driver and the owner are not the same person, the
15 driver shall not be responsible for violations of this Section.

16 E. The provisions of this Section shall not apply to any railroad company
17 using vehicles owned by the railroad company and operated by railroad employees
18 to transport railroad employees in the course of their employment.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____