

Regular Session, 2013

HOUSE BILL NO. 447

BY REPRESENTATIVE EDWARDS

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

MTR VEHICLE/REGISTRATION: Provides parameters for registration of motor vehicles operated by persons who are employed and have a residence in Louisiana

1 AN ACT

2 To amend and reenact R.S. 47:501.1, relative to motor vehicle registration; to require
3 persons employed in and who have established a residence in Louisiana to register
4 motor vehicles with the Department of Public Safety and Corrections, public safety
5 services; to provide for residency requirements for purposes of motor vehicle
6 registration by persons employed in Louisiana; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 47:501.1 is hereby amended and reenacted to read as follows:

9 §501.1. Duties of employees and employers

10 A. Any person ~~who is a resident of a state which requires registration of the~~
11 ~~motor vehicle or motor vehicles of a person who is employed in that state within~~
12 ~~thirty days of such employment, and~~ who is employed in Louisiana, and maintains
13 has established a residence in Louisiana, and ~~who~~ operates one or more vehicles on
14 the public streets and roads in Louisiana shall apply for a certificate of registration
15 for each of those vehicles within thirty days of the date ~~on which the person was~~
16 ~~employed in Louisiana~~ that the person establishes a residence in Louisiana.

17 B. Each employer in this state shall notify each person employed by that
18 employer of the requirement of ~~Subsection A~~ of this Section. The notice shall be by
19 direct communication at the time of employment and by posting a notice in a
20 prominent location at the place of employment.

1 C. Upon the expiration of thirty days after establishing a residence in
2 Louisiana, a person shall register all applicable motor vehicles with the Department
3 of Public Safety and Corrections, public safety services, hereinafter referred to as
4 "department", by submitting satisfactory evidence of ownership or a valid lease
5 agreement and proof of insurance which meets Louisiana minimum requirements,
6 as well as any taxes or fees that may be due. In the event that the motor vehicle is
7 financed or owned by another person, and the person required to register the vehicle
8 is unable to obtain the title from the lienholder or the owner of record, the
9 department may collect the taxes or fees due and issue a registration without issuing
10 a title. The records of the department shall reflect both the state in which the vehicle
11 is titled and that this state has not issued a title.

12 D. Any person required to register a vehicle pursuant to this Section shall be
13 eligible for a credit for all sales and use taxes paid to a state which has a reciprocal
14 agreement with Louisiana.

15 E. For purposes of this Section, a person who is employed in this state shall
16 have established a residence here if he or his spouse owns a home in this state or if
17 he or his spouse has entered into a residential lease in this state of at least six months.

18 F. The provisions of this Section shall not be applicable to members actively
19 servicing in the armed forces of the United States.

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)]

Edwards

HB No. 447

Abstract: Requires all persons who are employed and who have established a residence in Louisiana to register all motor vehicles which they operate in the state within thirty days of establishing a residence here.

Present law requires any person who is a resident of a state which requires registration of the motor vehicle or motor vehicles of a person who is employed in that state within 30 days of such employment, and who is employed in and maintains a residence in Louisiana, and who operates one or more vehicles on the public streets and roads in Louisiana, to apply for a certificate of registration for each of those vehicles within 30 days of the date on which the person was employed in Louisiana.

Proposed law requires that any person who is employed in Louisiana, establishes a residence in Louisiana, and operates one or more vehicles on the public streets and roads in Louisiana shall apply for a certificate of registration for each of those vehicles within 30 days of the date that the person establishes a residence in Louisiana, without the requirement that the person have to do so only if that person's state of residence requires persons employed in that state to register motor vehicles there.

Proposed law provides that upon the expiration of thirty days after establishing a residence in Louisiana, a person shall register applicable motor vehicles with the Dept. of Public Safety and Corrections, public safety services, (DPS&C) by submitting satisfactory evidence of ownership or a valid lease agreement and proof of insurance which meets Louisiana minimum requirements, as well as any taxes or fees that may be due.

Proposed law provides that in the event that the motor vehicle to be registered is financed or owned by a person who does not have a residence here, and the person required to register the vehicle is unable to obtain the title from the lienholder or the owner of record, DPS&C, may collect the taxes or fees due and issue a registration without issuing a title.

Proposed law provides that any person required to register a motor vehicle pursuant to proposed law shall be eligible for a credit for all sales and use taxes paid to a state which has a reciprocal agreement with Louisiana.

Proposed law provides that, for purposes of proposed law , a person who is employed in this state shall have established a residence here if he or his spouse owns a home or if he or his spouse has entered into a residential lease of at least six months in this state.

(Amends R.S. 47:501.1)