
HOUSE COMMITTEE AMENDMENTS

2015 Regular Session

Amendments proposed by House Committee on Commerce to Original House Bill No. 478
by Representative Miguez

1 AMENDMENT NO. 1

2 On page 1, delete lines 14 through 19 in their entirety

3 AMENDMENT NO. 2

4 On page 1, line 13, insert the following:

5 "(t)(i) To operate a satellite warranty and repair center, to authorize a person
6 to perform warranty repairs, including emergency repairs, who is not a motor vehicle
7 dealer, fleet owner, or an emergency services company or emergency services related
8 company, or to authorize a motor vehicle dealer to operate a satellite warranty and
9 repair center within the community or territory of a same-line or make motor vehicle
10 dealer. This Subparagraph shall not apply to recreational product manufacturers.
11 For the purposes of this Subparagraph, "fleet owner" means a person, including a
12 governmental entity, who is approved and authorized by a manufacturer to perform
13 warranty repairs and owns or leases vehicles for its own use or a renting or leasing
14 company that rents, maintains, or leases vehicles to a third party. For the purposes
15 of this Subparagraph, "emergency services company or emergency services related
16 company" means a person who operates any vehicle designated and authorized to
17 respond to an emergency. An emergency vehicle includes but is not limited to police
18 and security vehicles, fire and rescue vehicles, medical vehicles, and civil emergency
19 vehicles, including public utility crews dealing with gas, electricity, or water or to
20 repair defective equipment on a scene.

21 (ii) The manufacturer may authorize a fleet owner to perform warranty
22 repairs if the manufacturer determines that the fleet owner has the same basic level
23 of requirements for special tools, technician certification, and training that are
24 required of a franchise dealer but only those as determined by the manufacturer, in
25 its sole discretion, that are necessary to perform the specified limited type of
26 warranty repairs on the makes and models of motor vehicles for which the fleet
27 owner is authorized to perform warranty repairs.

28 (iii) A manufacturer that authorizes a fleet owner to perform warranty repairs
29 shall give notification of the authorization to the dealer located in the same area of
30 responsibility where the fleet owner intends to perform the authorized warranty
31 repairs.

32 (iv) The provisions of Items (ii) and (iii) of this Subparagraph shall not apply
33 to manufacturers who authorize fleet owners whose commercial vehicles are used
34 for the movement of property, freight, or goods in intrastate or interstate commerce.

35 (v) A repair facility of a fleet owner authorized under this Subparagraph to
36 perform warranty repairs shall not be deemed a satellite warranty and repair center
37 as defined in R.S. 32:1252 and shall not be required to be licensed by the
38 commission pursuant to R.S. 32:1254.

39 (vi) The commission has no authority over a fleet owner or an emergency
40 services company or emergency services related company with respect to the
41 requirements of this Subparagraph.

42 AMENDMENT NO. 3

43 On page 2, delete lines 1 through 8 in their entirety