

ACT No. 235

Regular Session, 2014

HOUSE BILL NO. 347

BY REPRESENTATIVES BADON, HONORE, HOWARD, AND PYLANT AND SENATORS ADLEY, ALLAIN, APPEL, BROOME, BROWN, BUFFINGTON, CROWE, DONAHUE, DORSEY-COLOMB, GALLOT, GUILLORY, JOHNS, LAFLEUR, MORRISH, MURRAY, NEVERS, PEACOCK, RISER, GARY SMITH, JOHN SMITH, AND WALSWORTH

1 AN ACT

2 To amend and reenact R.S. 32:1301 and 1311(D) and to enact R.S. 32:1311(E), relative to
3 trailer inspections; to exempt certain trailers from requirement to bear a safety
4 inspection certificate; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 32:1301 and 1311(D) are hereby amended and reenacted and R.S.
7 32:1311(E) is hereby enacted to read as follows:

8 §1301. Vehicles without required equipment or in unsafe condition

9 No person shall drive or move on any highway any motor vehicle, low-speed
10 vehicle as defined in R.S. 32:1(40), trailer, semitrailer, or pole trailer, or any
11 combination thereof, unless the equipment upon any such vehicle is in good working
12 order and adjustment as required in this Chapter and said vehicle is in such safe
13 mechanical condition as not to endanger the driver or other occupant or any person
14 upon the highway. Every motor vehicle, low-speed vehicle, trailer, semitrailer, and
15 pole trailer registered in this state shall bear a valid safety inspection certificate
16 issued in the state of Louisiana, except as otherwise provided by ~~R.S. 32:1305(G)~~
17 this Chapter.

18 * * *

19 §1311. Exemptions

20 * * *

21 D. Boat trailers shall be exempt from the inspection requirements of this
22 Chapter.

1 E.(1) Commercial motor vehicle truck tractors, trailers, and semitrailers in
 2 interstate commerce which are subject to the Federal Motor Carrier Safety
 3 Regulations shall be exempt from the inspection requirements of this Chapter
 4 provided that these commercial motor vehicles shall comply with the requirements
 5 of the Code of Federal Regulations (49 CFR 396.17) requiring periodic and annual
 6 inspections of commercial motor vehicles.

7 (2) As an alternate means of compliance with the requirements of 49 CFR,
 8 the owner or operator of a motor vehicle truck tractor may opt to obtain a Louisiana
 9 motor commercial motor vehicle inspection certificate which satisfies the
 10 requirements of 49 CFR 396.17. A trailer or semitrailer being used in combination
 11 with a truck tractor meeting such exemption may opt to obtain a Louisiana
 12 commercial motor vehicle inspection certificate which satisfies the requirements of
 13 49 CFR 396.17.

14 (3) As used in this Section, "commercial motor vehicle" means any self-
 15 propelled truck tractor or towed vehicle which is used on public highways to
 16 transport property in interstate commerce, has been issued an apportioned plate
 17 through the International Registration Plan; and

18 (a) Has a gross vehicle weight rating (GVWR) or gross combination weight
 19 rating (GCWR) of 10,001 pounds or more; or

20 (b) Is used in the transportation of hazardous materials in quantity requiring
 21 placarding under regulations issued by the secretary under the Hazardous Materials
 22 Transportation Act (49 USC app. 1801-1813).

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____