

2015 Regular Session

HOUSE BILL NO. 593

BY REPRESENTATIVE TERRY LANDRY

1 AN ACT

2 To amend and reenact R.S. 32:1305(A) and 1306(E) and to enact R.S. 32:1311(G), relative
3 to motor vehicle inspection certificates and stations; to authorize the Department of
4 Public Safety and Corrections, public safety services, to develop a system of
5 electronic filing of inspection certificates; to provide for the requirements of such a
6 system; to authorize the Department of Public Safety and Corrections, public safety
7 services, to establish fees for motor vehicle inspection violations; to provide for
8 certain exemptions; to provide for effective dates; and to provide for related matters.

9 Be it enacted by the Legislature of Louisiana:

10 Section 1. R.S. 32:1305(A) and 1306(E) are hereby amended and reenacted and R.S.
11 32:1311(G) is hereby enacted to read as follows:

12 §1305. Appointment of official inspection stations

13 A.(1) For the purpose of making inspections and issuing official certificates
14 of inspection and approval as provided ~~herein~~ in this Chapter, the
15 Department of Public Safety and Corrections, public safety services, referred to as
16 "department" in this Subsection, shall issue permits for and furnish instructions and
17 all necessary forms to official inspection stations for the inspection of vehicles as
18 ~~herein~~ required in this Chapter and the issuance of official certificates of inspection
19 and approval.

20 (2) Subject to an appropriation of funds for this purpose, the Department of
21 Public Safety and Corrections, public safety services, may develop a system of
22 electronic filing of inspection information and print on-demand motor vehicle
23 inspection certificates.

1 (3) The system authorized by Paragraph (2) of this Subsection shall meet the
2 following requirements:

3 (a) Such system shall interface with the Department of Public Safety and
4 Corrections, public safety services, vehicle registration system and shall update all
5 vehicle records with each inspection. The department shall provide requirements for
6 the inspection information which shall be added to a vehicle record.

7 (b) The print on-demand feature shall print a new inspection certificate after
8 the station has verified through an electronic interface that the vehicle complies with
9 all inspection requirements for the class and type of vehicle and after the station has
10 verified that the appropriate fee has been collected. The print on-demand inspection
11 certificate shall contain such information and security features as necessary to deter
12 unofficial or fraudulent stickers and to prevent the placement of the certificate on a
13 vehicle other than the vehicle inspected.

14 (c) A mechanism for the submission of the state's portion of the inspection
15 fee; such as, electronic funds transfer, making the state's payment processing system
16 available to the station, or other such methods as the department may deem
17 appropriate.

18 (4) Any request for proposal issued for the system authorized by Paragraph
19 (2) of this Subsection shall require the following:

20 (a) That each station shall contract with the department's vendor for the
21 acquisition of any hardware, software, or supplies necessary to implement the system
22 of electronic filing of inspection information and print on-demand motor vehicle
23 inspection stickers and connect to the system. The department shall approve the
24 form of the contract. Such contract shall be subject to the vendor's contract with the
25 state and shall be governed by the laws of Louisiana.

26 (b) That the vendor's system shall not retain or capture personal identifying
27 information either from the department's system or from data entered at the
28 inspection station.

29 (5) The department shall establish specifications or minimum requirements
30 for any station supplied hardware or software used to connect to the system

1 authorized by Paragraph (2) of this Subsection including but not limited to the
2 minimal level of acceptable internet connection.

3 (6) After the system authorized by Paragraph (2) of this Subsection is
4 implemented, but no sooner than two years after implementation, the department
5 may establish a system of administrative fines to be assessed against the registered
6 owner of any vehicle if the vehicle record shows a lapse of a valid inspection sticker
7 for a period of more than sixty days. Defenses to such fines shall include that the
8 vehicle was sold or otherwise transferred, the vehicle is registered in another state,
9 or the owner submitted an affidavit of non-operation within sixty days of the
10 expiration of the last valid inspection and approval issued for the vehicle. Any fines
11 established shall not exceed twice the amount of the fee for the inspection certificate
12 for a particular vehicle.

13 (7) The department shall promulgate rules and regulations as are necessary
14 and in accordance with the Administrative Procedure Act to implement this
15 Paragraph.

16 * * *

17 §1306. Operation of official inspection stations

18 * * *

19 E. ~~The~~ Until such time as a system of electronic filing of inspection
20 information and print on-demand motor vehicle inspection certificates is
21 implemented, the office of motor vehicles shall distribute motor vehicle inspection
22 stickers to each district office throughout the state and shall make such stickers
23 available for purchase by certified motor vehicle inspection stations during normal
24 business hours. The stickers shall be in convenient book form and shall be sold in
25 such practical increments as will not present a financial hardship to low volume
26 stations. Motor vehicle inspection stickers shall not be distributed to each district
27 office throughout the state or made available for purchase when a system of
28 electronic filing or inspection information and print on-demand motor vehicle
29 inspection certificates is implemented.

30 * * *

1 §1311. Exemptions

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3 G. Tandem axle trailers shall be exempt from the inspection requirements
4 of this Chapter unless used in commerce and subject to Federal Motor Carrier Safety
5 Administration regulations.

6 Section 2. This Act shall become effective upon signature by the governor or, if not
7 signed by the governor, upon expiration of the time for bills to become law without signature
8 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
9 vetoed by the governor and subsequently approved by the legislature, this Act shall become
10 effective on the day following such approval.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____