

Regular Session, 2012

HOUSE BILL NO. 636

BY REPRESENTATIVE ANDERS

MTR VEHICLE/DEALERS: Provides an exemption for certain types of trailers under the Motor Vehicle Commission provisions

1 AN ACT

2 To amend and reenact R.S. 32:1252(37) and (45), relative to motor vehicles licensed by the  
3 Louisiana Motor Vehicle Commission; to provide for definitions of recreational  
4 product and trailer; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 32:1252(37) and (45) are hereby amended and reenacted to read as  
7 follows:

8 §1252. Definitions

9 The following words, terms, and phrases, when used in this Chapter, shall  
10 have the meanings respectively ascribed to them in this Section, except where the  
11 context clearly indicates a different meaning:

12 \* \* \*

13 (37) "Recreational products" means new and unused motorcycles, all-terrain  
14 vehicles, marine products, recreational vehicles, and trailers as defined in this  
15 Chapter. "Recreational products" shall not mean a trailer with a gross vehicle weight  
16 rating of sixty-five thousand pounds or more.

17 \* \* \*

18 (45) "Trailer" means every single vehicle without motive power designed for  
19 carrying property or passengers wholly on its own structure, drawn by a motor  
20 vehicle which carries no part of the weight and load of the trailer on its own wheels

1 and having one or more load carrying axles, except such vehicles with a gross  
2 vehicle weight rating of sixty-five thousand pounds or more. "Trailer" includes but  
3 is not limited to utility trailers, boat trailers, recreational trailers, semitrailers,  
4 livestock trailers, and dump trailers.

5 \* \* \*

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)]

Anders

HB No. 636

**Abstract:** Exempts those relative to the distribution or sale of trailers with a gross vehicle weight rating of 65,000 pounds or more from licensure by the La. Motor Vehicle Commission.

Present law requires the licensure of those persons who engage in business in the state relative to the distribution and sale of motor vehicles, including but not limited to manufacturers, dealers, distributors, facilities, repair centers, brokers, franchisers, lessors, representatives, salesmen, agents, shows, and promoters.

Present law defines "recreational products" as new and unused motorcycles, all-terrain vehicles, marine products, recreational vehicles, and trailers as defined in present law regulating the distribution and sale of motor vehicles.

Present law defines "trailer" as every single vehicle without motive power designed for carrying property or passengers wholly on its own structure, drawn by a motor vehicle which carries no part of the weight and load of the trailer on its own wheels and having one or more load carrying axles, including but not limited to utility trailers, boat trailers, recreational trailers, semitrailers, livestock trailers, and dump trailers.

Proposed law changes the present law definitions of "recreational product" and "trailer" to exclude trailers having a gross vehicle weight rating of 65,000 pounds or more.

Proposed law changes present law by exempting those who are manufacturers, dealers, distributors, brokers, factory branches, factory representatives, franchisees, lease facilitators, motor vehicle lessors, motor vehicle lessor agents, motor vehicle lessor franchisers, motor vehicle salesmen, recreational products dealers, used motor vehicle dealers, or used motor vehicle facilities that handle such trailers from licensure by the commission.

(Amends R.S. 32:1252(37) and (45))