

---

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Michelle Ridge.

---

SB 243 Original

DIGEST  
2015 Regular Session

John Smith

Present law provides that it shall be a violation of law for a manufacturer, a distributor, a wholesaler, distributor branch, factory branch, converter or officer, agent, or other representative thereof, to operate a satellite warranty and repair center, to authorize a person to perform warranty repairs who is not a motor vehicle dealer, or to authorize a motor vehicle dealer to operate a satellite warranty and repair center within the community or territory of a same-line or make motor vehicle dealer. The provisions of present law do not apply to recreational product manufacturers.

Proposed law provides that a manufacturer can authorize a fleet owner and an emergency services company or emergency services related company to perform warranty repairs, including emergency repairs.

Proposed law defines a "fleet owner" as a person, including a governmental entity, who is approved and authorized by a manufacturer to perform warranty repairs and owns or leases vehicles for its own use or a renting or leasing company that rents or leases vehicles to a third party.

Proposed law provides that the manufacturer may authorize a fleet owner to perform warranty repairs if the manufacturer determines that the fleet owner has the same basic level of requirements for special tools, technician certification, and training that are required of a franchise dealer, but only those as determined by the manufacturer, in its sole discretion, that are necessary to perform the specified limited type of warranty repairs on the makes and models of motor vehicles for which the fleet owner is authorized to perform warranty repairs.

Proposed law provides that a manufacturer that authorizes a fleet owner to perform warranty repairs shall give notification of the authorization to the dealer located in the same area of responsibility where the fleet owner intends to perform the authorized warranty repairs.

Proposed law provides that the La. Motor Vehicle Commission has no direct authority over a fleet owner or an emergency services company or emergency services related company with respect to the requirements of proposed law.

Effective August 1, 2015

(Amends R.S. 32:1261(A)(1)(t))