

2016 Regular Session

HOUSE RESOLUTION NO. 192

BY REPRESENTATIVE TERRY LANDRY

A RESOLUTION

To urge and request the Department of Public Safety and Corrections, public safety services, to make any necessary improvements to the system by which records of information are received from security providers.

WHEREAS, the Motor Vehicle Safety Responsibility Law, R.S. 32:851 et seq., requires that every motor vehicle registered in the state of Louisiana be covered by a motor vehicle liability policy or a motor vehicle liability bond, hereinafter referred to as "security"; and

WHEREAS, all entities providing security, hereinafter referred to as "security providers", are required to notify the Department of Public Safety and Corrections, public safety services, of the effective dates of each liability policy, liability bond, deposit, or other security within fifteen business days from the date that notice of such policy, bond, deposit, or other security was issued; and

WHEREAS, in addition, all such security providers are required to notify the Department of Public Safety and Corrections, public safety services, when any policy, bond, deposit, or other item of security is terminated, withdrawn, canceled, lapsed, or otherwise made ineffective within fifteen business days from the date that notice of the security becoming ineffective was issued by the security provider; and

WHEREAS, when a security provider does not provide the Department of Public Safety and Corrections, public safety services, with information regarding terminations and other grounds rendering a security item ineffective within the time limits set forth by law, the security provider is required to pay a late fee of not more than fifty dollars per policy, bond, or deposit, or other security item concerning which information is not supplied; and

WHEREAS, if the security provider has reported terminations and other grounds rendering a security item ineffective in an untimely manner, the Department of Public Safety and Corrections, public safety services, is required to impose the late fee unless it is determined that the security provider made a good faith effort to comply with these requirements but the delay was caused by circumstances outside the security provider's control; and

WHEREAS, the Department of Public Safety and Corrections, public safety services, is required to keep a record of the information received from security providers concerning coverage of vehicles and persons by security, which information may be stored through automated electronic data processing means; and

WHEREAS, these late fees are imposed on security providers in many instances, but in many other instances determinations cannot be made on whether the information was timely submitted or not due to problems with the system by which security providers report terminations and other grounds rendering a security item ineffective.

THEREFORE, BE IT RESOLVED that the House of Representatives of the Legislature of Louisiana does hereby urge and request the Department of Public Safety and Corrections, public safety services, to make any necessary improvements to the system by which records of information are received from security providers concerning coverage of vehicles and persons so that the appropriate fees can be collected from security providers who fail to timely notify the department when any policy, bond, deposit, or other item of security is terminated, withdrawn, canceled, lapsed, or otherwise made ineffective.

BE IT FURTHER RESOLVED that a copy of this Resolution be transmitted to the Department of Public Safety and Corrections, public safety services.

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SPEAKER OF THE HOUSE OF REPRESENTATIVES