SLS 14RS-1588 ENGROSSED

Regular Session, 2014

SENATE BILL NO. 605

BY SENATOR MARTINY

COMMERCIAL REGULATIONS. Provides relative to the Louisiana Motor Commission. (8/1/14)

1	AN ACT
2	To amend and reenact R.S. 32:1261(A)(1)(m) and to repeal R.S. 32:1270.1(1)(j) and
3	1270.11(1)(i), relative to the Louisiana Motor Vehicle Commission; to provide
4	relative to unauthorized acts of a manufacturer, a distributor, a wholesaler,
5	distributor branch, or factory branch of motor vehicles, marine products, and
6	motorcycles and all-terrain vehicles or any officer, agent or representative thereof;
7	and to provide for related matters.
8	Be it enacted by the Legislature of Louisiana:
9	Section 1. R.S. 32:1261(A)(1)(m) is hereby amended and reenacted to read as follows:
10	§1261. Unauthorized acts
11	A. It shall be a violation of this Chapter:
12	(1) For a manufacturer, a distributor, a wholesaler, distributor branch, factory
13	branch, converter or officer, agent, or other representative thereof:
14	* * *
15	(m) To fail to compensate its dealers for the work and services they are
16	required to perform in connection with the dealer's delivery and preparation
17	obligations according to the terms of compensation that shall be filed with the

1 commission on or before October first of each year. The commission shall find the 2 compensation to be reasonable or the manufacturer shall remedy any deficiencies.

* * *

Section 2. R.S. 32:1270.1(1)(j) and 1270.11(1)(i) are hereby repealed.

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

DIGEST

Martiny (SB 605)

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<u>Present law</u> provides for the regulations of new cars, marine products, and motorcycles and all-terrain vehicles by the La. Motor Vehicle Commission (commission).

<u>Present law</u> provides that it is a violation for a manufacturer, a distributor, a wholesaler, distributor branch, or facility branch of new cars, marine products, motorcycles and all-terrain vehicles or any officer, agent, or representative thereof to fail to compensate its dealers for the work and services that are required to be performed in connection with the dealer's delivery and preparation of obligations according to the terms of compensation that shall be filed with the commission on or before October first of each year. The commission shall find the compensation to be reasonable or the manufacturer shall remedy any deficiencies.

<u>Proposed law</u> repeals <u>present law</u> as it relates to marine products and motorcycles and all-terrain vehicles.

<u>Proposed law</u>, as it relates to new cars, revises the filing requirement with the commission.

Effective August 1, 2014.

(Amends R.S. 32:1261(A)(1)(m); repeals R.S. 32:1270.1(1)(j) and 1127.11(1)(i))

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Commerce, Consumer Protection, and International Affairs to the original bill

1. Adds language relative to new cars and motorcycles and all-terrain vehicles.