

ACT No. 61

2016 Regular Session

HOUSE BILL NO. 637

BY REPRESENTATIVE STOKES

1 AN ACT

2 To enact Chapter 27-B of Title 51 of the Louisiana Revised Statutes of 1950, comprised of
3 R.S. 51:1949.1, relative to fees for automobile rentals; to authorize the inclusion of
4 certain mandatory fees as separate charges in a rental agreement; and to provide for
5 related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. Chapter 27-B of Title 51 of the Louisiana Revised Statutes of 1950,
8 comprised of R.S. 51:1949.1, is hereby enacted to read as follows:

9 CHAPTER 27-B. MOTOR VEHICLE RENTAL AGREEMENTS

10 §1949.1. Imposition of certain fees in motor vehicle rental agreements

11 A. A motor vehicle lessor, in a rental agreement, may list mandatory charges
12 separately, including but not limited to vehicle license recovery fees, airport access
13 fees, airport concession fees, and all applicable taxes.

14 B. If a motor vehicle lessor includes a vehicle license recovery fee as a
15 separate charge in a rental agreement, the amount of the fee shall represent the motor
16 vehicle lessor's good-faith estimate of the lessor's average per vehicle portion of the
17 lessor's total annual titling and registration costs incurred pursuant to the provisions
18 of R.S. 47:451 et seq.

19 C. If the total amount of the vehicle license recovery fees collected by a
20 motor vehicle lessor pursuant to this Section in any one calendar year exceeds the
21 lessor's actual costs to license, title, and register the motor vehicles for that year, the
22 lessor shall do the following:

23 (1) Retain the excess amount collected.

1 (2) Adjust the estimated average per vehicle titling and registration charge
2 for the following calendar year by a corresponding amount.

3 D. As used in this Section, the following terms have the following meanings:

4 (1) "Motor vehicle" means that term as defined in R.S. 32:1252.

5 (2) "Motor vehicle lessor" means that term as defined in R.S. 32:1252 and
6 subject to the licensing provisions of R.S. 32:1254(A).

7 (3) "Vehicle license recovery fee" means a charge that is included in a
8 vehicle rental transaction to recover costs incurred by a motor vehicle lessor to
9 license, title, and register rental vehicles.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____