

Regular Session, 2014

SENATE BILL NO. 318

BY SENATOR GARY SMITH

WARRANTIES. Provides relative to the performance of warranty repairs. (8/1/14)

1 AN ACT

2 To amend and reenact R.S. 32:1261(A)(1)(t), relative to warranty repairs; to provide relative  
3 to unauthorized acts; to provide for exemptions; to provide for certain terms and  
4 conditions; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 32:1261(A)(1)(t) is hereby amended and reenacted to read as  
7 follows:

8 §1261. Unauthorized acts

9 A. It shall be a violation of this Chapter:

10 (1) For a manufacturer, a distributor, a wholesaler, distributor branch, factory  
11 branch, converter or officer, agent, or other representative thereof:

12 \* \* \*

13 (t) To operate a satellite warranty and repair center, to authorize a person to  
14 perform warranty repairs who is not a motor vehicle dealer, or to authorize a motor  
15 vehicle dealer to operate a satellite warranty and repair center within the community  
16 or territory of a same-line or make motor vehicle dealer. This Subparagraph shall not  
17 apply to ~~recreational~~ **any of the following**:



- lbs or more manufactured or sold by the manufacturer or distributor who is authorizing the warranty work to be performed.
- (2) A fleet owner or governmental entity that is authorized to perform warranty repairs on a vehicle owned by the fleet owner or governmental entity provided such fleet owner or governmental entity receives written permission to perform such repairs from the motor vehicle dealer in whose community or territory the fleet owner or governmental entity is located.

Proposed law defines "fleet owner or governmental entity" as a person or unit of government who owns or leases for its own use or a renting or leasing company who rents to a third party, 10 or more motor vehicles with a gross vehicle weight rating of 12,000 lbs or more manufactured or sold by the manufacturer or distributor who authorizes the warranty repairs to be performed.

Proposed law provides that warranty repairs that are subject to the provisions of law shall meet the same requirements for facilities and technician certification as are required for a franchise dealer.

Effective August 1, 2014.

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