2016 Regular Session

HOUSE BILL NO. 898

BY REPRESENTATIVE GREGORY MILLER

CAMPAIGN FINANCE DISCLOS: Changes the definition of motor vehicles relative to the prohibition on purchasing motor vehicles with campaign funds to provide that such prohibition does not apply to trailers

AN ACT

To amend and reenact R.S. 18:1505.2(I)(6), relative to the use of campaign funds; to redefine the term "motor vehicle" for purposes of the prohibition on the purchase of motor vehicles with campaign funds; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 18:1505.2(I)(6) is hereby amended and reenacted to read as follows:

§1505.2. Contributions; expenditures; certain prohibitions and limitations

* * *

I.

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(6) No candidate, political committee, or other person required to file reports pursuant to this Chapter, shall use a contribution, loan, or transfer of funds received by such candidate, committee, or person to purchase immovable property or a motor vehicle. For purposes of this Paragraph, "motor vehicle" shall have the same meaning as provided in R.S. 32:781<u>, except that "motor vehicle" shall not include a "trailer" as that term is defined in R.S. 32:1252</u>.

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CODING: Words in ~~struck through~~ type are deletions from existing law; words <u>underscored</u> are additions.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 898 Engrossed 2016 Regular Session Gregory Miller

Abstract: Excludes trailers from the definition of "motor vehicle" for the purpose of the prohibition of using campaign funds to purchase a motor vehicle.

Present law prohibits a candidate, political committee, or other person required to file reports pursuant to the Campaign Finance Disclosure Act from using a contribution, loan, or transfer of funds received by such candidate or committee or person to purchase immovable property or a motor vehicle. Defines "motor vehicle" the same as in present law (R.S. 32:781) which provides that the term means any motor-driven car, van, or truck required to be registered pursuant to the Vehicle Registration License Tax Law (R.S. 47:451 et seq.) or any vehicle manufactured for off-road use and issued a manufacturer's statement or certificate of origin, as required by the La. Motor Vehicle Commission, that cannot be issued a registration certificate and license to operate on the public roads of this state because at the time of manufacture it does not meet the safety requirements prescribed by present law (R.S. 32:1301-1310) which is used or is designed to be used, for the transporting of passengers or goods for public, private, commercial, or for-hire purposes including but not limited to motor homes, motorcycles, all-terrain vehicles, recreational vehicles, travel trailers, boat trailers, ambulances, buses, fire trucks, conversion vehicles, wreckers, semitrailers, hearses, and marine products, as any of the terms are defined in present law (R.S. 32:1252).

Proposed law retains present law except it specifically excludes "trailers" as defined in present law (R.S. 32:1252) from the meaning of "motor vehicle". Present law (R.S. 32:1252) provides that "trailer" means every single vehicle without motor power designed for carrying property or passengers wholly on its own structure, drawn by a motor vehicle which carries no part of the weight and load of the trailer on its own wheels and having one or more load-carrying axles and provides that "trailer" includes but is not limited to utility trailers, boat trailers, recreational trailers, semitrailers, livestock trailers, tow dollies, and dump trailers.

(Amends R.S. 18:1505.2(I)(6))

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