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EC 10 2014

OFFICE OF THE STATE REGISTER

(SUBMIT A SEPARATE INSERTION ORDER PER DOCUMENT)

[ ] EMERGENCY RULE [ ] NOTICE OF INTENT [x] RULE [ ] POTPOURRI

REFER TO INSTRUCTIONS ON REVERSE SIDE

This is your authority to publish in the (month) December 20, 2014 Louisiana Register the document indicated above.

Office of Motor Vehicles
Office/Board/Commission promulgating this document

Dept. of Public Safety & Corrections
Department under which office/board/commission is classified

Jill P. Boudreaux Undersecretary
(name) (title)
Name and title of person whose signature will appear in the publication (at the end of the document)

Stephen Quidd 225-925-6103 925-3974
(name) (phone) (fax)
Name, phone number, and FAX number of person to contact regarding this document
stephen.quidd@dps.la.gov
E-mail address of contact person

Provide a short descriptive listing for this document to be used in the Louisiana Register's TABLE OF CONTENTS/INDEX (note: this description should match the fiscal statement title, if sending a Notice of Intent:

\*If sending a diskette, indicate the name of the file on diskette:

Dealer, Educator, & Retired Law Officer Plates

[Handwritten Signature]
Signature of Agency Head or Designee
Jill P. Boudreaux, Undersecretary
Print Name and Title of Agency Head or Designee

Important: If submitting both an Emergency Rule (ER) and a Notice of Intent (NOI) to be published this month, AND if the rule text in the ER is identical to the rule text in the NOI, check here: [ ]

CERTIFICATION OF AVAILABLE FUNDS DOCUMENT #

[x] ISIS AGENCY: I certify the availability of fiscal year 14-15 appropriated funds for the payment of the above referenced publication and authorize the processing of an Interagency Billing with the following coding on the 30th of the month of the publication. Attach supplemental sheet for additional lines of coding.

Table with 5 columns: AGENCY, ORGANIZATION #, OBJECT, SUB-OBJECT, REPORTING CATEGORY. Values: 420, 2987, 4960, 5102.

[ ] NON-ISIS AGENCY: I certify the availability of fiscal year appropriated funds for the payment of the above referenced publication and agree to place corresponding invoice in line for payment upon receipt.

Billing Address for Agencies:

Agency Name
Street Address or Post Office Box
City State Zip Code

[Handwritten Signature] 925-6032
Signature of Agency Head or Designee - Phone #

Lines/Other Charges Typesetting \$ TOTAL \$

**RULE**  
**NOTICE OF INTENT**

**Department of Public Safety and Corrections  
Office of Motor Vehicles**

Dealer, Educator, and Retired Law Officer Plates  
(LAC 55:III.Chapter 3)

In accordance with the provisions of R.S. 32:412.1, R.S. 47:463(A)(3)(a), R.S. 47:463.24, R.S. 47:463.44 and R.S. 47:473, relative to the authority of the Office of Motor Vehicles, the Office of Motor Vehicles hereby publishes, and proposes to adopt LAC 55:III, Chapter 3, Subchapter A, §§300, 331, 333, and 335, to implement the provisions of R.S. 32:412.1, R.S. 47:463, R.S. 47:463.24, R.S. 47:463.44 and R.S. 47:473 as those provisions relate to the authorization and issuance of special plates to dealers, educators, and retired law enforcement. These four Sections are new and do not amend or repeal any existing rules.

**Title 55**

**PUBLIC SAFETY**

**Part III. Motor Vehicles**

**Chapter 3. License Plates and Removal of Plates,  
Registrations, and Title Transactions**

**Subchapter A. Types of License Plates and Removal of  
Plates**

**§300. Issuance of Plates**

A. Unless otherwise provided in law, all special plates shall be assessed the handling charge imposed in R.S. 47:463(A)(3)(a) and the handling fee imposed in R.S. 32:412.1.

B. Unless otherwise provided in law, a replacement plate for lost plate, and all duplicate registrations, shall be assessed the respective charges for each as provided in R.S. 47:472.

AUTHORITY NOTE: Promulgated in accordance with R.S. 47:463(A)(3)(a), R.S. 32:412.1 and R.S. 47:472.

HISTORICAL NOTE: Promulgated by the Department of Public Safety and Corrections, Office of Motor Vehicles, LR 40:

**§331. Dealer Plates**

A. Dealer plates shall only be issued to dealer's that possess a current license issued by either the Louisiana Motor Vehicle Commission or the Louisiana Used Motor Vehicle Commission.

B. The fee shall be issued in accordance to R.S. 47:473(E). Plate shall be valid for one year.

C. Upon issuance or renewal of a dealer plate, the applicant shall submit a copy of the current license as described in Subsection A as well as proof of insurance.

D. Dealers licensed by the Louisiana Motor Vehicle Commission shall be issued dealer plates that differ in appearance from those issued to dealers licensed by the Louisiana Used Motor Vehicle Commission.

1. Plates issued to dealers licensed by the Louisiana New Motor Vehicle Commission shall be printed on a gold background with black lettering.

2. Plates issued to dealers licensed by Louisiana Used Motor Vehicle Commission shall be printed on a white background with blue lettering.

E. The Office of Motor Vehicles may suspend or revoke the privileges of any dealer who utilizes a dealer plate or has allowed the use of a dealer plate for purposes other than what is stated in law.

F. In the event the dealer's license is suspended, revoked, cancelled, or non-renewed by the appropriate commission, or the dealer ceases or suspends business for whatever cause, the dealer shall promptly surrender all dealer plates issued to said dealer to the office of motor vehicles. In the event a plate is lost, the dealer shall submit an affidavit describing the circumstances of the lost plate in detail.

AUTHORITY NOTE: Promulgated in accordance with R.S. 47:473.

HISTORICAL NOTE: Promulgated by the Department of Public Safety and Corrections, Office of Motor Vehicles, LR 40:

**§333. Louisiana Educator License Plate**

A. Eligibility. Applicants for the Louisiana educator license plate shall include any educator educated or employed in Louisiana.

B. Requirements. A notarized affidavit to certify that applicant is an educator who received his/her degree from a Louisiana college/university (must name college/university) or is currently employed as an educator (must name specific school). In lieu of the affidavit, proof of degree and employment will be acceptable. Applicant shall provide proof of employment as an educator. A photocopy of the registration certificate of the vehicle on which the plate will be placed if the vehicle is currently registered. If the vehicle is not registered, proper title documentation and fees must be submitted along with the request for the Louisiana educator license plate.

C. Fee. The fee for issuance of a Louisiana educator license plate shall be in accordance with R.S. 47:463.11. The fee for transferring such plate to another vehicle shall be a \$3 transfer fee in addition to a handling fee. The plates are subject to regular renewal requirements.

AUTHORITY NOTE: Promulgated in accordance with R.S. 47:463.44.

HISTORICAL NOTE: Promulgated by the Department of Public Safety and Corrections, Office of Motor Vehicles, LR 40:

**§335. Retired Law Officer License Plate**

A. Eligibility. Applicants for the retired law officer plate shall include any person who was employed as a law officer for 12 years or more.

B. Requirements. The applicant shall provide proof of employment as a law officer for twelve years or more, regardless of whether or not that person is a member of, or is receiving retirement benefits from a retirement system for law officers. A notarized affidavit from the applicant to include the applicant's place of employment and statements attesting that the applicant was not discharged for misconduct related to his employment and has not been convicted of any felony. The affidavit must be submitted at initial issuance and at each renewal. A photocopy of the registration certificate of the vehicle on which the plate will be placed if the vehicle is currently registered. If the vehicle is not registered in the applicant's name, then all necessary documentation required for titling of the vehicle must be submitted along with the request for the retired law officer license plate.

C. Fee. The fee for issuance of a retired law officer license plate shall be in accordance with R.S. 47:463.24. A \$3 fee and a handling fee shall be due to transfer the plate to another vehicle in the applicant's name. The plates are subject to regular renewal requirements.

AUTHORITY NOTE: Promulgated in accordance with R.S. 47:463.24.

HISTORICAL NOTE: Promulgated by the Department of Public Safety and Corrections, Office of Motor Vehicles, LR 40:

#### ~~Family Impact Statement~~

The proposed Rule will not have any known or foreseeable impact on any family as defined by R.S. 49:972(D), or on family formation, stability and autonomy. Specifically there should be no known or foreseeable effect on:

1. the stability of the family;
2. the authority and rights of parents regarding the education and supervision of their children;
3. the functioning of the family;
4. family earnings and family budget;
5. the behavior and personal responsibility of the children;
6. local governmental entities have the ability to perform the enforcement of the action proposed in accordance with R.S. 40:1730.23.

#### ~~Poverty Impact Statement~~

The proposed Rule amends LAC 55:III.325. These Rule changes should not have any known or foreseeable impact on any child, individual or family as defined by R.S. 49:973(B). In particular, there should be no known or foreseeable effect on:

1. the effect on household income, assets, and financial security;
2. the effect on early childhood development and preschool through postsecondary education development;
3. the effect on employment and workforce development;
4. the effect on taxes and tax credits;
5. the effect on child and dependent care, housing, health care, nutrition, transportation, and utilities assistance.

#### ~~Small Business Statement~~

The impact of the proposed Rule on small businesses has been considered and it is estimated that the proposed action is not expected to have a significant adverse impact on small businesses as defined in the Regulatory Flexibility Act. The agency, consistent with health, safety, environmental and economic welfare factors has considered and, where possible, utilized regulatory methods in the drafting of the proposed Rule that will accomplish the objectives of applicable statutes while minimizing the adverse impact of the proposed Rule on small businesses.

#### ~~Provider Impact Statement~~

The proposed rules do not impact or affect a "provider." "Provider" means an organization that provides services for individuals with developmental disabilities as defined in HCR 170 of the 2014 Regular Session of the Legislature. In particular, the proposed rules have no effect or impact on a "provider" in regards to:

1. the staffing level requirements or qualifications required to provide the same level of service;
2. the cost to the provider to provide the same level of service;
3. the ability of the provider to provide the same level of service.

#### ~~Public Comments~~

All interested persons are invited to submit written comments on the proposed regulation. Such comments should be submitted no later than October 15, 2014, at 4:30

p.m. to: Stephen A. Quidd, P.O. Box 66614, Baton Rouge, LA 70896; (225) 925-6103; fax: (225) 925-3974; or stephen.quidd@la.gov.

#### ~~Public Hearing~~

A public hearing is scheduled for October 23, 2014 at 10 a.m. at 7979 Independence Blvd. Suite 301, Baton Rouge, LA 70806. Please call or e-mail in advance to confirm the time and place of meeting, as the meeting will be cancelled if the requisite number of comments is not received.

Jill P. Boudreaux  
Undersecretary

### ~~FISCAL AND ECONOMIC IMPACT STATEMENT FOR ADMINISTRATIVE RULES RULE TITLE: Dealer, Educator, and Retired Law Officer Plates~~

#### ~~I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS (Summary)~~

There will be no implementation costs or savings to state or local governmental units as a result of the proposed rule change. The proposed rule change sets criteria for the issuance and/or removal of Dealer Plates to automotive dealers and the eligibility criteria for educator and retired law enforcement license plates. The rules are being implemented as a result of clarifying issuance and eligibility criteria that was omitted in law. The costs associated with the issuance of these plates are covered by the existing fees.

#### ~~II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS (Summary)~~

The proposed rule change will have no effect on revenue collections of state or local governmental units.

#### ~~III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NONGOVERNMENTAL GROUPS (Summary)~~

The proposed rule change may impact persons who received license plates before the eligibility criteria was established and are no longer eligible to receive the plates.

#### ~~IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT (Summary)~~

The proposed rule change will have no effect on competition and employment.

Jill P. Boudreaux  
Undersecretary  
1409#063

Evan Brasseaux  
Staff Director  
Legislative Fiscal Office

### ~~NOTICE OF INTENT~~

#### ~~Department of Public Safety and Corrections Office of Motor Vehicles~~

~~Driving Schools—Class D and E Licenses  
(LAC 55:III.Chapter 1)~~

Under the authority of R.S. 37:3270 et seq., and in accordance with the provisions of the Administrative Procedure Act, R.S. 49:950 et seq., the Office of Motor Vehicles hereby proposes to amend Sections 155, 156 and 157 under Chapter 1, Subchapter A, and Sections 185 and 187 under Chapter 1, Subchapter C to implement Act 307 of the 2011 Regular Session which required every person properly licensed as a private driving school to administer both the knowledge and on-road driving skills tests required for the issuance of a class "D" or "E" license in Louisiana.

## Stephen Quidd

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**From:** Stephen Quidd  
**Sent:** Friday, October 31, 2014 11:26 AM  
**To:** apa.h-thpw@legis.la.gov; apa.s-judb@legis.la.gov  
**Cc:** apa.housespeaker@legis.la.gov; apa.senatepresident@legis.la.gov; Catherine Brindley  
**Subject:** Oversight Report on behalf of La DPS&C, OMV for Proposed Rules for Dealer, Louisiana Educator and Retired Law Officer Special Plates  
**Attachments:** OMV 968D1b Oversight Report on Special Plate NOI from 9.20.14.pdf

Dear Committee Chairpersons,

Attached is the report required by RS 49:968(D)(1)(b) for the rules proposed by the Office of Motor Vehicles regarding Dealer, Louisiana Educator and Retired Law Officer Special Plates.

By copy of this e-mail, I am also providing the report to the Speaker of the House, the President of the Senate, and the Office of State Register (OSR).

Thank you.

Stephen A. Quidd  
Attorney Supervisor  
Office of Legal Affairs  
Department of Public Safety and Corrections  
7979 Independence Blvd., Ste 307 (70806)  
P.O. Box 66614  
Baton Rouge, LA 70896  
(225) 925-6736 or (225) 925-6103  
Wireless (225) 485-8295  
Fax: (225) 925-3974

## Stephen Quidd

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**From:** APA - Speaker <apa.housespeaker@legis.la.gov>  
**Sent:** Friday, October 31, 2014 11:26 AM  
**To:** Stephen Quidd  
**Subject:** Request received

### ELECTRONIC RECEIPT FROM THE OFFICE OF THE SPEAKER

Your Administrative Procedure Act (APA) submission has been received by the Office of the Speaker, Louisiana House of Representatives.

(Please do not respond to this automatically generated response.)

*If your communication is unrelated to an APA required submission, it has been deleted.*

*If you would like to contact your state legislator, click here <https://www.legis.la.gov/legis/HowDoI2.aspx?p=3#11> to determine the name of your state representative and state senator and to find their contact information.*

*If you would like to contact members of a particular committee, click here for House Committees <https://www.legis.la.gov/legis/Committees.aspx?c=H> and here for Senate Committees <https://www.legis.la.gov/legis/Committees.aspx?c=S>. The name and contact information of all committee members is available at these sites.*

## Stephen Quidd

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**From:** APA - House Transportation <apa.h-thpw@legis.la.gov>  
**Sent:** Friday, October 31, 2014 11:26 AM  
**To:** Stephen Quidd  
**Subject:** Request received

### ELECTRONIC RECEIPT BY COMMITTEE

Your Administrative Procedure Act (APA) submission has been received by the Committee on Transportation, Highways, and Public Works, Louisiana House.

(Please do not respond to this automatically generated response.)

*If your communication is unrelated to an APA required submission, it has been deleted.*

*If you would like to contact your state legislator, click here <https://www.legis.la.gov/legis/HowDoI2.aspx?p=3#11> to determine the name of your state representative and state senator and to find their contact information.*

*If you would like to contact members of a particular committee, click here for House Committees <https://www.legis.la.gov/legis/Committees.aspx?c=H> and here for Senate Committees <https://www.legis.la.gov/legis/Committees.aspx?c=S>. The name and contact information of all committee members is available at these sites.*

## Stephen Quidd

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**From:** APA - President <APA.senatepresident@legis.la.gov>  
**Sent:** Friday, October 31, 2014 11:26 AM  
**To:** Stephen Quidd  
**Cc:** APA - Request Senate  
**Subject:** Request received

### **ELECTRONIC RECEIPT FROM THE OFFICE OF THE PRESIDENT**

Your Administrative Procedure Act (APA) submission has been received by the Office of the President, Louisiana Senate.

(Please do not respond to this automatically generated response.)

*If your communication is unrelated to an APA required submission, it has been deleted.*

*If you would like to contact your state legislator, click here <https://www.legis.la.gov/legis/HowDoI2.aspx?p=3#11> to determine the name of your state representative and state senator and to find their contact information.*

*If you would like to contact members of a particular committee, click here for House Committees*

*<https://www.legis.la.gov/legis/Committees.aspx?c=H> and here for Senate Committees*

*<https://www.legis.la.gov/legis/Committees.aspx?c=S>. The name and contact information of all committee members is available at these sites.*

## Stephen Quidd

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**From:** APA - Senate Jud B <apa.s-judb@legis.la.gov>  
**Sent:** Friday, October 31, 2014 11:26 AM  
**To:** Stephen Quidd  
**Cc:** APA - Senate Jud B  
**Subject:** Request received

### ELECTRONIC RECEIPT BY COMMITTEE

Your Administrative Procedure Act (APA) submission has been received by the Committee on Judiciary B, Louisiana Senate.

(Please do not respond to this automatically generated response.)

*If your communication is unrelated to an APA required submission, it has been deleted.*

*If you would like to contact your state legislator, click here <https://www.legis.la.gov/legis/HowDoI2.aspx?p=3#11> to determine the name of your state representative and state senator and to find their contact information.*

*If you would like to contact members of a particular committee, click here for House Committees <https://www.legis.la.gov/legis/Committees.aspx?c=H> and here for Senate Committees <https://www.legis.la.gov/legis/Committees.aspx?c=S>. The name and contact information of all committee members is available at these sites.*



BOBBY JINDAL  
GOVERNOR



MICHAEL D. EDMONSON, COLONEL  
DEPUTY SECRETARY

State of Louisiana  
Department of Public Safety and Corrections  
Public Safety Services

October 31, 2014

**ELECTRONIC DELIVERY VIA E-MAIL**

House Committee on Transportation, Highways  
Public Works  
Representative Karen St. Germain, Chairman

Senate Committee on the Judiciary B and  
Senator Jean-Paul J. Morrell, Chairman

Re: Rules Proposed by the Louisiana Department of Public Safety and Corrections, Office of Motor Vehicles on Dealer, Louisiana Educator and Retired Law Officer Special Plates

Dear Chairmen,

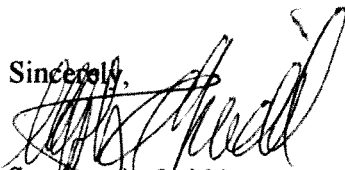
The Office of Motor Vehicles provides the following report to your committees as required by R.S. 49:968(D)(1)(b) for the proposed Notice of Intent that was published in the September 20, 2013 edition of the Louisiana Register on pages 1820 through 1821. This notice of intent proposed to adopt new the rules on the issuance of Dealer, Louisiana Educator and Retired Law Officer Special Plates in §§331, 333, and 335. Additionally, a new rule was proposed regarding the assessment of the statutory handling fee and the statutory fee for lost or duplicate license plates and registrations in §300. A copy of the notice of intent is attached.

The Office of Motor Vehicles did not receive any public comment on the proposed rules during the comment period. As a result, a public hearing was not requested and therefore no public hearing was conducted.

As a result, no changes to the proposed rule text are necessary.

Thank you for your attention to this matter.

Sincerely,

  
Stephen A. Quidd  
Attorney for La. DPS&C, OMV  
(225) 925-6103, 925-6736

Attachment  
c. Speaker of the House  
President of the Senate

COURTESY • LOYALTY • SERVICE  
"An Equal Opportunity Employer"  
P.O. BOX 66614, BATON ROUGE, LOUISIANA 70896

## NOTICE OF INTENT

### Department of Public Safety and Corrections Office of Motor Vehicles

#### Dealer, Educator, and Retired Law Officer Plates (LAC 55 III Chapter 3)

In accordance with the provisions of R.S. 32:412.1, R.S. 47:463(A)(3)(a), R.S. 47:463.24, R.S. 47:463.44 and R.S. 47:473, relative to the authority of the Office of Motor Vehicles, the Office of Motor Vehicles hereby publishes, and proposes to adopt LAC 55 III, Chapter 3, Subchapter A, §§300, 331, 333, and 335, to implement the provisions of R.S. 32:412.1, R.S. 47:463, R.S. 47:463.24, R.S. 47:463.44 and R.S. 47:473 as those provisions relate to the authorization and issuance of special plates to dealers, educators, and retired law enforcement. These four Sections are new and do not amend or repeal any existing rules.

#### Title 55

#### PUBLIC SAFETY

#### Part III. Motor Vehicles

#### Chapter 3. License Plates and Removal of Plates, Registrations, and Title Transactions

#### Subchapter A. Types of License Plates and Removal of Plates

#### §300. Issuance of Plates

A. Unless otherwise provided in law, all special plates shall be assessed the handling charge imposed in R.S. 47:463(A)(3)(a) and the handling fee imposed in R.S. 32:412.1.

B. Unless otherwise provided in law, a replacement plate for lost plate, and all duplicate registrations, shall be assessed the respective charges for each as provided in R.S. 47:472.

AUTHORITY NOTE: Promulgated in accordance with R.S. 47:463(A)(3)(a), R.S. 32:412.1 and R.S. 47:472.

HISTORICAL NOTE: Promulgated by the Department of Public Safety and Corrections, Office of Motor Vehicles, LR 40:32:412.1.

#### §331. Dealer Plates

A. Dealer plates shall only be issued to dealer's that possess a current license issued by either the Louisiana Motor Vehicle Commission or the Louisiana Used Motor Vehicle Commission.

B. The fee shall be issued in accordance to R.S. 47:473(E). Plate shall be valid for one year.

C. Upon issuance or renewal of a dealer plate, the applicant shall submit a copy of the current license as described in Subsection A as well as proof of insurance.

D. Dealers licensed by the Louisiana Motor Vehicle Commission shall be issued dealer plates that differ in appearance from those issued to dealers licensed by the Louisiana Used Motor Vehicle Commission.

1. Plates issued to dealers licensed by the Louisiana New Motor Vehicle Commission shall be printed on a gold background with black lettering.

2. Plates issued to dealers licensed by Louisiana Used Motor Vehicle Commission shall be printed on a white background with blue lettering.

E. The Office of Motor Vehicles may suspend or revoke the privileges of any dealer who utilizes a dealer plate or has allowed the use of a dealer plate for purposes other than what is stated in law.

F. In the event the dealer's license is suspended, revoked, cancelled, or non-renewed by the appropriate commission, or the dealer ceases or suspends business for whatever cause, the dealer shall promptly surrender all dealer plates issued to said dealer to the office of motor vehicles. In the event a plate is lost, the dealer shall submit an affidavit describing the circumstances of the lost plate in detail.

AUTHORITY NOTE: Promulgated in accordance with R.S. 47:473.

HISTORICAL NOTE: Promulgated by the Department of Public Safety and Corrections, Office of Motor Vehicles, LR 40:

#### §333. Louisiana Educator License Plate

A. Eligibility. Applicants for the Louisiana educator license plate shall include any educator educated or employed in Louisiana.

B. Requirements. A notarized affidavit to certify that applicant is an educator who received his/her degree from a Louisiana college/university (must name college/university) or is currently employed as an educator (must name specific school). In lieu of the affidavit, proof of degree and employment will be acceptable. Applicant shall provide proof of employment as an educator. A photocopy of the registration certificate of the vehicle on which the plate will be placed if the vehicle is currently registered. If the vehicle is not registered, proper title documentation and fees must be submitted along with the request for the Louisiana educator license plate.

C. Fee. The fee for issuance of a Louisiana educator license plate shall be in accordance with R.S. 47:463.11. The fee for transferring such plate to another vehicle shall be a \$3 transfer fee in addition to a handling fee. The plates are subject to regular renewal requirements.

AUTHORITY NOTE: Promulgated in accordance with R.S. 47:463.44.

HISTORICAL NOTE: Promulgated by the Department of Public Safety and Corrections, Office of Motor Vehicles, LR 40:

#### §335. Retired Law Officer License Plate

A. Eligibility. Applicants for the retired law officer plate shall include any person who was employed as a law officer for 12 years or more.

B. Requirements. The applicant shall provide proof of employment as a law officer for twelve years or more, regardless of whether or not that person is a member of, or is receiving retirement benefits from a retirement system for law officers. A notarized affidavit from the applicant to include the applicant's place of employment and statements attesting that the applicant was not discharged for misconduct related to his employment and has not been convicted of any felony. The affidavit must be submitted at initial issuance and at each renewal. A photocopy of the registration certificate of the vehicle on which the plate will be placed if the vehicle is currently registered. If the vehicle is not registered in the applicant's name, then all necessary documentation required for titling of the vehicle must be submitted along with the request for the retired law officer license plate.

C. Fee. The fee for issuance of a retired law officer license plate shall be in accordance with R.S. 47:463.24. A \$3 fee and a handling fee shall be due to transfer the plate to another vehicle in the applicant's name. The plates are subject to regular renewal requirements.

**AUTHORITY NOTE:** Promulgated in accordance with R.S. 47:463.24.

**HISTORICAL NOTE:** Promulgated by the Department of Public Safety and Corrections, Office of Motor Vehicles, LR 40.

**Family Impact Statement**

The proposed Rule will not have any known or foreseeable impact on any family as defined by R.S. 49:972(D), or on family formation, stability and autonomy. Specifically there should be no known or foreseeable effect on:

1. the stability of the family;
2. the authority and rights of parents regarding the education and supervision of their children;
3. the functioning of the family;
4. family earnings and family budget;
5. the behavior and personal responsibility of the children;
6. local governmental entities have the ability to perform the enforcement of the action proposed in accordance with R.S. 40:1730.23.

**Poverty Impact Statement**

The proposed Rule amends LAC 55:III.325. These Rule changes should not have any known or foreseeable impact on any child, individual or family as defined by R.S. 49:973(H). In particular, there should be no known or foreseeable effect on:

1. the effect on household income, assets, and financial security;
2. the effect on early childhood development and preschool through postsecondary education development;
3. the effect on employment and workforce development;
4. the effect on taxes and tax credits;
5. the effect on child and dependent care, housing, health care, nutrition, transportation, and utilities assistance.

**Small Business Statement**

The impact of the proposed Rule on small businesses has been considered and it is estimated that the proposed action is not expected to have a significant adverse impact on small businesses as defined in the Regulatory Flexibility Act. The agency, consistent with health, safety, environmental and economic welfare factors has considered and, where possible, utilized regulatory methods in the drafting of the proposed Rule that will accomplish the objectives of applicable statutes while minimizing the adverse impact of the proposed Rule on small businesses.

**Provider Impact Statement**

The proposed rules do not impact or affect a "provider." "Provider" means an organization that provides services for individuals with developmental disabilities as defined in HCR 170 of the 2014 Regular Session of the Legislature. In particular, the proposed rules have no effect or impact on a "provider" in regards to:

1. the staffing level requirements or qualifications required to provide the same level of service;
2. the cost to the provider to provide the same level of service;
3. the ability of the provider to provide the same level of service.

**Public Comments**

All interested persons are invited to submit written comments on the proposed regulation. Such comments should be submitted no later than October 15, 2014, at 4:30

p.m. to: Stephen A. Quidd, P.O. Box 66614, Baton Rouge, LA 70896; (225) 925-6103; fax: (225) 925-3974; or stephen.quidd@la.gov

**Public Hearing**

A public hearing is scheduled for October 23, 2014 at 10 a.m. at 7979 Independence Blvd. Suite 301, Baton Rouge, LA 70806. Please call or e-mail in advance to confirm the time and place of meeting, as the meeting will be cancelled if the requisite number of comments is not received.

Jill P. Boudreaux  
Undersecretary

**FISCAL AND ECONOMIC IMPACT STATEMENT  
FOR ADMINISTRATIVE RULES**

**RULE TITLE: Dealer, Educator, and  
Retired Law Officer Plates**

**I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO  
STATE OR LOCAL GOVERNMENTAL UNITS (Summary)**

There will be no implementation costs or savings to state or local governmental units as a result of the proposed rule change. The proposed rule change sets criteria for the issuance and/or removal of Dealer Plates to automotive dealers and the eligibility criteria for educator and retired law enforcement license plates. The rules are being implemented as a result of clarifying issuance and eligibility criteria that was omitted in law. The costs associated with the issuance of these plates are covered by the existing fees.

**II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE  
OR LOCAL GOVERNMENTAL UNITS (Summary)**

The proposed rule change will have no effect on revenue collections of state or local governmental units.

**III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO  
DIRECTLY AFFECTED PERSONS OR NONGOVERNMENTAL  
GROUPS (Summary)**

The proposed rule change may impact persons who received license plates before the eligibility criteria was established and are no longer eligible to receive the plates.

**IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT  
(Summary)**

The proposed rule change will have no effect on competition and employment.

Jill P. Boudreaux  
Undersecretary  
1409#063

Evan Brasseaux  
Staff Director  
Legislative Fiscal Office

**NOTICE OF INTENT**

**Department of Public Safety and Corrections  
Office of Motor Vehicles**

Driving Schools—Class D and E Licenses  
(LAC 55:III.Chapter 1)

Under the authority of R.S. 37:3270 et seq., and in accordance with the provisions of the Administrative Procedure Act, R.S. 49:950 et seq., the Office of Motor Vehicles hereby proposes to amend Sections 155, 156 and 157 under Chapter 1, Subchapter A, and Sections 185 and 187 under Chapter 1, Subchapter C to implement Act 307 of the 2011 Regular Session which required every person properly licensed as a private driving school to administer both the knowledge and on-road driving skills tests required for the issuance of a class "D" or "E" license in Louisiana.

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