

2026 Regular Session

HOUSE BILL NO. 1104

BY REPRESENTATIVE DANA HENRY

CRIME: Prohibits relative to the manufacturing and sale of motor vehicle key programming or emulation devices

1 AN ACT

2 To enact R.S. 14:406, relative to the manufacture, transfer, or sale of motor vehicle key
3 programming or emulating devices or relay attack devices; to prohibit the
4 manufacture, transfer, or sale of such devices; to provide for definitions; to provide
5 for exceptions; to provide for penalties; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 14:406 is hereby enacted to read as follows:

8 §406. Motor vehicle key programming and emulating devices

9 A. For the purposes of this Section, the following terms have the following
10 meanings:

11 (1) "Motor vehicle key programming or emulating device" means any
12 device, computer program, application, or software designed or used to electronically
13 communicate with a motor vehicle for the purpose of programming or emulating a
14 motor vehicle key fob that is capable of being used to unlock or start the motor
15 vehicle.

16 (2) "Relay attack device" means any device, computer program, application,
17 or software designed or used to intercept the signal from the key fob of a motor
18 vehicle to unlock or start the motor vehicle.

19 B.(1) Except as provided in Subsection C of this Section, no person shall
20 knowingly manufacture, sell, offer to sell, or transfer a motor vehicle key

1 programming or emulating device or a relay attack device. No person shall
2 knowingly possess such a device under circumstances indicating an intent to use or
3 permit the use of the device to commit a theft, unauthorized entry into a motor
4 vehicle, or any other criminal offense.

5 (a) Possession alone of a motor vehicle key programming or emulating
6 device or a relay attack device does not constitute a violation of this Section.

7 (b) Criminal intent may be inferred from the circumstances, including but
8 not limited to the following:

9 (i) Possession while attempting to enter a motor vehicle without
10 authorization.

11 (ii) Possession of multiple such devices without a lawful purpose.

12 (iii) Possession in conjunction with tools commonly used for vehicle theft.

13 (2) Whoever violates Paragraph (1) of this Subsection shall be fined not
14 more than one thousand dollars or imprisoned for not more than six months, or both.

15 C. This Section does not apply to the manufacture, sale, offer to sell,
16 transfer, or use of a motor vehicle key programming or emulating device or a relay
17 attack device for a lawful and reasonable purpose by or to a law enforcement officer,
18 an employee of the National Insurance Crime Bureau, or an employee of a licensed
19 dealer, distributor, or manufacturer of motor vehicles or motor vehicle locks, a motor
20 vehicle mechanic shop, locksmith company, or repossession agency.

21 D.(1) A person authorized to manufacture, sell, offer to sell, transfer, or
22 possess a motor vehicle key programming or emulating device or a relay attack
23 device, or aid or permit another to use a motor vehicle key programming or
24 emulating device or a relay attack device, shall report the loss or theft of such device
25 to a law enforcement agency within the jurisdiction where the device is known or
26 reasonably believed to have been lost or stolen, within forty-eight hours after
27 becoming aware of the loss or theft.

28 (2) Whoever violates Paragraph (1) of this Subsection shall be fined not
29 more than one thousand dollars or imprisoned for not more than six months, or both.

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 1104 Engrossed

2026 Regular Session

Dana Henry

Abstract: Prohibits the manufacturing, selling, or offering to sell of a motor vehicle key programming or emulating device or a relay attack device, with exceptions for professionals.

Proposed law provides definitions for "motor vehicle key programming or emulating device" and "relay attack device".

Proposed law prohibits manufacturing, selling, or offering to sell either device and provides a penalty of a fine up to \$1,000 or six months imprisonment, or both.

Proposed law creates exceptions for a law enforcement officer, an employee of the Nat'l Insurance Crime Bureau, and an employee of a licensed dealer, distributor, or manufacturer of motor vehicles or motor vehicle locks, a motor vehicle mechanic shop, locksmith company, or repossession agency.

Proposed law provides that possession alone is not a violation of proposed law, but criminal intent may be inferred from the circumstances, including but not limited to the following:

- (1) Possession while attempting to enter a motor vehicle without authorization.
- (2) Possession of multiple devices without a lawful purpose.
- (3) Possession in conjunction with tools commonly used for vehicle theft.

Proposed law requires a person authorized to manufacture, sell, or offer to sell a motor vehicle key programming or emulating device or a relay attack device to report a lost or stolen device within 48 hours of becoming aware that it was lost or stolen.

Proposed law provides that anyone who does not report a stolen device within 48 hours shall be fined not more than \$1,000 or imprisoned not more than six months, or both.

(Adds R.S. 14:406)

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Administration of Criminal Justice to the original bill:

1. Provide that possession alone of a motor vehicle key programming or emulating device or relay attack device is not a violation of proposed law.
2. Provide an illustrative list of conditions under which criminal intent may be inferred.
3. Make technical changes.