

2026 Regular Session

HOUSE BILL NO. 762

BY REPRESENTATIVE BAYHAM

MTR VEHICLE/OFFICE: Prohibits the Office of Motor Vehicles from referring certain cases to the Office of Debt Recovery

1 AN ACT

2 To amend and reenact R.S. 32:8(B) and R.S. 47:1676(C)(2)(a)(i), relative to debt referral by  
3 the office of motor vehicles; to prohibit the office of motor vehicles from referring  
4 debts arising from unpaid reinstatement fees to the office of debt recovery; and to  
5 provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 32:8(B) is hereby amended and reenacted to read as follows:

8 §8. Final delinquent debt; office of motor vehicles

9 \* \* \*

10 B. The office of motor vehicles may refer a final delinquent debt for which  
11 a debtor has not entered into an installment agreement for payment to the office of  
12 debt recovery as provided in R.S. 47:1676, except for debts incurred pursuant to R.S.  
13 32:863(A)(3)(a). Final delinquent debt referrals shall include data and information  
14 in the required format necessary to institute collection procedures. All delinquent  
15 debts shall be authenticated by the office of motor vehicles prior to being referred  
16 to the office of debt recovery. Once the delinquent debt becomes final and prior to  
17 referral to the office of debt recovery, the office of motor vehicles shall notify the  
18 debtor in writing that failure to pay the debt in full within sixty days shall subject the  
19 debt to the amount owed, as specified in R.S. 32:57.1(B), 863(A)(3)(a), and 863.1,  
20 together with the additional fee collected by the office of debt recovery provided for

1 in R.S. 47:1676. Such notice shall also inform the debtor that the debtor may qualify  
2 to pay sums due by installment agreement, if eligible, and shall include instructions  
3 on how to inquire with the office of motor vehicles to determine eligibility and  
4 terms.

5 \* \* \*

6 Section 2. R.S. 47:1676(C)(2)(a)(i) is hereby amended and reenacted to read as  
7 follows:

8 §1676. Debt Recovery

9 \* \* \*

10 C.

11 \* \* \*

12 (2)(a)(i) Agencies that do not have collection contracts with the attorney  
13 general's office for the collection of delinquent debts shall refer all delinquent debts  
14 to the office as provided by rule. However, notwithstanding any provision of this  
15 Section to the contrary, debts incurred pursuant to R.S. 32:863(A)(3)(a) may be  
16 referred to the office at the discretion of the office of motor vehicles. Such referrals  
17 shall include data and information in the required format necessary as provided for  
18 in Item (ii) of this Subparagraph to institute collection procedures. All delinquent  
19 debts shall be authenticated by the agency or officer prior to being referred to the  
20 office. Once the debt becomes final, and prior to referral to the office, the agency  
21 shall notify the debtor that failure to pay the debt in full within sixty days shall  
22 subject the debt to an additional collection fee as provided for in this Section. All  
23 agencies shall refer nonfinal delinquent debts to the attorney general's office for  
24 collection when the debt has been delinquent for sixty days pursuant to the referral  
25 guidelines established by the attorney general as incorporated into agreements  
26 between the attorney general and other agencies or pursuant to the rules promulgated  
27 by the attorney general pursuant to the Administrative Procedure Act. Such nonfinal

1 delinquent debts shall be authenticated by the agency prior to their referral to the  
2 attorney general.

3 \* \* \*

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 762 Engrossed

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Bayham

**Abstract:** Prohibits the office of motor vehicles (OMV) from referring debt arising from unpaid reinstatement fees to the office of debt recovery.

Present law authorizes the OMV to refer certain authenticated final delinquent debts to the office of debt recovery for collection of the debt, including data and information needed to institute collection, 60 days after notice to the debtor.

Proposed law retains present law, but prohibits the OMV from referring any debt that arises from unpaid reinstatement fees due to a lack of insurance coverage or a lapse in coverage.

Present law authorizes agencies that do not have collection contracts with the attorney general's office for the collection of debt to refer delinquent debt to the office.

Proposed law retains present law and authorizes the OMV to refer debts incurred pursuant to present law (R.S. 32:863(A)(3)(a)) to the attorney general's office at OMV's discretion.

(Amends R.S. 32:8(B) and R.S. 47:1676(C)(2)(a)(i))

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Transportation, Highways and Public Works to the original bill:

1. Make technical changes.
2. Add a provision that clarifies that debts incurred pursuant to present law (R.S. 32:863(A)(3)(a)) may be referred to the attorney general's office at the discretion of the office of motor vehicles.