SLS 20RS-246

ENGROSSED

2020 Regular Session

SENATE BILL NO. 102

BY SENATOR FIELDS

MOTOR VEHICLES. Prohibits OMV authorized third party vendors from requiring only cash for transactions. (7/1/20)

| 1 | AN ACT |
|----|--|
| 2 | To amend and reenact R.S. 32:402(B)(3) and to enact R.S. 47:532.1(F), relative to payments |
| 3 | to public license tag agents and auto title companies for the office of motor vehicles; |
| 4 | to provide with respect to acceptable payment methods to public license tag agents |
| 5 | and auto title companies; and to provide for related matters. |
| 6 | Be it enacted by the Legislature of Louisiana: |
| 7 | Section 1. R.S. 32:402(B)(3) is hereby amended and reenacted to read as follows: |
| 8 | §402. Mandatory licensure; exceptions; violations |
| 9 | * * * |
| 10 | B.(1)(a)(i) * * * * |
| 11 | (3)(a) The department shall by rule establish a system to regulate public |
| 12 | license tag agents issuing drivers' licenses, and these regulations shall have the full |
| 13 | force and effect of law. The department shall promulgate rules and regulations in |
| 14 | accordance with the Administrative Procedure Act to implement the provisions of |
| 15 | this Section. |
| 16 | (b) Public license tag agents shall be prohibited from requiring and |
| 17 | accepting only cash as payment for authorized transactions. Public license tag |

Page 1 of 2 Coding: Words which are struck through are deletions from existing law; words in **boldface type and underscored** are additions.

| 1 | agents shall accept credit and debit cards and may accept checks as payment for |
|----|--|
| 2 | authorized transactions. |
| 3 | * * * |
| 4 | Section 2. R.S. 47:532.1(F) is hereby enacted to read as follows: |
| 5 | §532.1. Public license tag agents; auto title companies; rules and regulations; surety |
| 6 | bonds; fees |
| 7 | * * * |
| 8 | F. Public license tag agents and auto title companies shall be prohibited |
| 9 | from requiring and accepting only cash as payment for authorized transactions. |
| 10 | Public license tag agents and auto title companies shall accept credit and debit |
| 11 | cards and may accept checks as payment for authorized transactions. |
| 12 | Section 3. This Act shall become effective on July 1, 2020. |
| | |

The original instrument was prepared by Sharon F. Lyles. The following digest, which does not constitute a part of the legislative instrument, was prepared by Alan Miller.

DIGEST 2020 Regular Session

Fields

<u>Present law</u> authorizes the office of motor vehicles to contract with public license tag agents and auto title companies to provide governmental services relative to drivers' licenses and registration of motor vehicles.

<u>Present law</u> is silent on the methods of payment a public license tag agent and auto title company may require or accept to pay for authorized transactions.

<u>Proposed law</u> requires public license tag agents and auto title companies to accept debit and credit cards, authorizes the acceptance of checks, and prohibits requirement of cash only to pay for authorized transactions.

Effective July 1, 2020.

SB 102 Engrossed

(Amends R.S. 32:402(B)(3); adds R.S. 47:532.1(F))

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Transportation, Highways, and Public Works to the original bill

1. Deletes the requirement that checks be accepted, but authorizes the acceptance of checks.

Page 2 of 2 Coding: Words which are struck through are deletions from existing law; words in **boldface type and underscored** are additions.