

**GREEN SHEET REDIGEST**

**HB 475**

**2024 Regular Session**

**Bourriaque**

**REVENUE/TAXATION DEPT: Provides for digital transaction providers.**

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DIGEST

Proposed law allows the commissioner to enter into an agreement with public or private persons or agencies to be digital transaction providers who can provide and renew digital credentials and provides a contract can be denied if the person or organization has violated any rule or regulation of the office of motor vehicles.

Proposed law adds digital transaction providers to the system of public tag agents regulated by the commissioner of the office of motor vehicles as provided in present law (R.S. 47:532.1(A)(1)).

Proposed law provides that digital transaction providers may collect registration and renewal license taxes and fees associated with the issuance of vehicle registration, driver's license, or identification cards and may collect a convenience charge not to exceed 90% of the fee provided in present law.

Proposed law allows the commissioner to authorize the digital transaction provider to process additional applications or transactions.

Proposed law provides for the term of the contract to be for a term of two years and to be automatically renewed.

Proposed law provides that the digital transaction provider must execute a surety bond of \$100,000 naming the Dept. of Public Safety and Corrections, office of motor vehicles, as obligee. Requires the surety bond be delivered to the Dept. of Public Safety and Corrections, office of motor vehicles. Specifies that if the digital transaction provider, throughout the term of the bond, timely files all applications and pays all taxes and fees the obligation will be void.

Proposed law requires the digital transaction provider to acquire a cyber liability insurance policy for \$1,000,000 that names the state of La., the Dept. of Public Safety and Corrections, office of motor vehicles, department employees, and the office of technology services and its employees as additional insureds.

Proposed law requires the commissioner to promulgate rules as necessary to implement proposed law.

Proposed law requires the amount of charge collected by the digital transaction provider to be subject to review and recommendation by the state treasurer and approved by the Senate Committee on Revenue and Fiscal Affairs and the House Committee on Ways and Means.

(Amends R.S. 47:532.1(A)(1); adds R.S. 47:532.4)

Summary of Amendments Adopted by House

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

1. Add digital transaction providers to the system of public tag agents regulated by the commissioner of the office of motor vehicles as provided in present law (R.S. 47:532.1(A)(1)).

2. Add vehicle registration to proposed law for what fees digital transaction providers are authorized to collect.
3. Change the convenience fees digital transaction providers are required to collect in proposed law from the amount authorized by present law (R.S. 47:532.1(C)) to up to 90% of the amount authorized by present law (R.S. 47:532.1(C)).
4. Change the authorization for the commissioner to promulgate the necessary rules to implement proposed law to a requirement for the commissioner to promulgate the necessary rules to implement proposed law.
5. Require all taxes, in addition to fees and certain other requirements, be paid by the digital transaction provider for the bond obligation to be void.
6. Make technical changes.

#### Summary of Amendments Adopted by Senate

##### Committee Amendments Proposed by Senate Committee on Revenue and Fiscal Affairs to the engrossed bill

1. Requires the amount of charge collected by the digital transaction provider to be subject to review and recommendation by the state treasurer and approved by the Senate Committee on Revenue and Fiscal Affairs and the House Committee on Ways and Means.