

2021 Regular Session

HOUSE BILL NO. 147

BY REPRESENTATIVE HORTON

1 AN ACT

2 To amend and reenact R.S. 6:969.18(A)(3), R.S. 9:3530(F), and R.S. 47:532.1(A)(7)(c), (C),  
3 and (D), relative to public license tag agents; to authorize a maximum convenience  
4 charge for certain transactions; to increase the convenience charges collected by  
5 public license tag agents for certain services; to authorize the collection of a  
6 convenience charge in addition to other authorized fees, sales taxes, and transactions;  
7 and to provide for related matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S. 6:969.18(A)(3) is hereby amended and reenacted to read as follows:  
10 §969.18. Documentation and compliance fees; notary fees; transfer of equity and  
11 other fees; disclosure

12 A.

13 \* \* \*

14 (3) The seller or extender of credit may additionally ~~charge the consumer~~  
15 collect a convenience ~~fee~~ charge from the consumer, as provided by R.S.  
16 47:532.1(A)(7)(c), for services performed in obtaining a motor vehicle license or title  
17 on the consumer's behalf.

18 \* \* \*

19 Section 2. R.S. 9:3530(F) is hereby amended and reenacted to read as follows:

20 §3530. Fees; origination; notary, documentation; over-the-credit-limit fee

21 \* \* \*

22 F.(1) A lender may ~~charge the consumer the~~ collect a convenience ~~fee~~ charge  
23 authorized by R.S. 47:532.1(C) for services performed by a public license tag agent

1 as well as any E.L.T. fees pursuant to R.S. 32:707.2. Such charge or fees shall not  
2 be ~~charged~~ assessed to the consumer more than once.

3 (2) Notwithstanding any other law to the contrary, the convenience ~~fee~~  
4 charge authorized by R.S. 47:532.1(C) as well as any E.L.T. fees shall not be  
5 considered as interest, nor shall they be included in the calculation of interest.

6 \* \* \*

7 Section 3. R.S. 47:532.1(A)(7)(c), (C), and (D) are hereby amended and reenacted  
8 to read as follows:

9 §532.1. Public license tag agents; auto title companies; rules and regulations; surety  
10 bonds; fees

11 A.

12 \* \* \*

13 (7)

14 \* \* \*

15 (c) Public license tag agents shall also be authorized to provide information  
16 on the status of registration privileges and to process reinstatements of driving and  
17 motor vehicle registration privileges when these privileges were revoked due to the  
18 failure to maintain the compulsory motor vehicle liability security or the failure to  
19 provide proof of such security. Public license tag agents shall be authorized to  
20 ~~charge collect~~ a convenience ~~fee charge~~ not to exceed ~~eighteen~~ twenty-three dollars,  
21 to provide information on the status of registration privileges and a ~~fee charge~~ not  
22 to exceed ~~eighteen~~ twenty-three dollars per reinstatement, provided that the ~~fees~~  
23 charges are disclosed immediately to the consumer prior to the initiation of the  
24 transaction; and ~~the fees~~ are posted in a conspicuous manner in the business office  
25 of the public license tag agent.

26 \* \* \*

27 C. Public license tag agents shall be authorized to collect a convenience ~~fee~~  
28 charge in addition to the registration license tax or other authorized fees, sales taxes,  
29 and transactions. The convenience ~~fee charge~~ shall not exceed ~~eighteen~~ twenty-three  
30 dollars per ~~license~~ authorized transaction. However, the public license tag agents

1 shall collect and retain the full amount of the convenience ~~fee~~ charge. The seller is  
2 authorized to ~~charge~~ collect the convenience ~~fee~~ charge authorized by this  
3 Subsection in connection with any retail sale, in addition to the fees authorized in  
4 Chapter 10-B of Title 6 of the Louisiana Revised Statutes of 1950.

5 D.(1) Each public license tag agent approved by the office of motor vehicles  
6 shall disclose information to the consumer that a license tag may be purchased at the  
7 office of motor vehicles without payment of the convenience ~~fee~~ charge.

8 (2) Itemization of this convenience ~~fee~~ charge in compliance with federal  
9 laws regarding truth and lending shall be considered compliance with this Section.

10 \* \* \*

11 Section 4. The Department of Public Safety and Corrections, office of motor  
12 vehicles, shall promulgate rules and regulations in accordance with the Administrative  
13 Procedure Act to implement the provisions of this Act.

\_\_\_\_\_  
SPEAKER OF THE HOUSE OF REPRESENTATIVES

\_\_\_\_\_  
PRESIDENT OF THE SENATE

\_\_\_\_\_  
GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_