

# ACT No. 716

2022 Regular Session

HOUSE BILL NO. 790

BY REPRESENTATIVE HOLLIS

1 AN ACT

2 To amend and reenact R.S. 32:707(I)(1)(b)(iv), relative to the application for certificates of  
3 ownership and salvage title for total loss motor vehicles; to provide requirements for  
4 lien satisfaction; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 32:707(I)(1)(b)(iv) is hereby amended and reenacted to read as  
7 follows:

8 §707. Application for certificates of title; exception; salvage title; antique vehicles;  
9 reconstructed title

10 \* \* \*

11 I.(1)

12 \* \* \*

13 (b) If an insurance company or its authorized agent is unable to obtain the  
14 certificate of title from the owner or lienholder within thirty days from the settlement  
15 of the property damages claim, the insurance company or its authorized agent may  
16 submit an application for a salvage title and signed under penalty of perjury, which  
17 application shall be accompanied by all of the following:

18 \* \* \*

19 (iv) A release of lien executed by each current holder of a security interest  
20 in the motor vehicle. Alternatively, if after satisfaction of all liens, any lien that is  
21 not released after sixty days from the date of the loss, an insurance company or its  
22 authorized agent may submit proof of full payment, a copy of the most recent letter

1           of guarantee from each holder of a lien that has not been released indicating the  
2           payoff amount, and evidence of two attempts to contact the lienholder as provided  
3           in Item (b)(i) of this Paragraph. If payment is made by check, proof of payment shall  
4           consist of a copy of the front and back of the paid check listing all endorsements of  
5           the named payees. If payment is made by electronic transfer, proof of payment shall  
6           consist of evidence of the payment transaction from the account of the payer,  
7           including submission of a screenshot of payment. In addition, submission shall  
8           certify that any payoff funds were not returned by the lienholder. The insurance  
9           company shall sign a hold harmless affidavit, on a form approved by the department.  
10          The office of motor vehicles may charge a fee of no more than one hundred dollars  
11          for each transaction.

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

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PRESIDENT OF THE SENATE

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

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