

SENATE BILL NO. 149

BY SENATOR PERRY

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

1 AN ACT

2 To enact R.S. 9:2621, relative to the Louisiana Uniform Electronic Transactions Act; to  
3 provide for an online certification; to provide terms, conditions and requirements;  
4 and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 9:2621 is hereby enacted to read as follows:

7 **§2621. Certification of electronic records**

8 **A. Notwithstanding any provision of the law to the contrary, when a**  
9 **governmental agency offers online applications through an internet interface**  
10 **for any license or permit, and the particular law for such license or permit**  
11 **requires a sworn application for such license or permit, the governmental**  
12 **agency may accept an online certification from the applicant in lieu of the sworn**  
13 **application.**

14 **B.(1) The online certification shall require the applicant to certify that**  
15 **all of the information and documentation the applicant submits via the online**  
16 **application through an internet interface shall be true and correct, and that the**  
17 **applicant has not used a false or fictitious name in such application, and that the**  
18 **applicant has not knowingly made a false statement or has not knowingly**  
19 **concealed any material fact or otherwise committed any fraud in any such**  
20 **application for a license or permit.**

21 **(2) Use by a governmental agency of any online certification provisions**  
22 **included in a nationwide online licensing or registration system shall be**  
23 **permissible and deemed in compliance with Paragraph (1) of this Subsection.**

1                    C. A governmental agency that elects to accept online applications  
 2                    through an internet interface, and thus accepting an online certification in lieu  
 3                    of a sworn application, shall promulgate such rules and regulations in  
 4                    accordance with R.S. 9:2619 and the Administrative Procedure Act as are  
 5                    necessary to implement such online certification.

6                    D. The acceptance of an online application with the certification  
 7                    authorized by this Section, in lieu of the sworn application otherwise required  
 8                    by law, shall not result in, or create any liability on the part of the state or the  
 9                    governmental agency.

10                  Section 2. This Act shall become effective upon signature by the governor or, if not  
 11                  signed by the governor, upon expiration of the time for bills to become law without signature  
 12                  by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If  
 13                  vetoed by the governor and subsequently approved by the legislature, this Act shall become  
 14                  effective on the day following such approval.

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 PRESIDENT OF THE SENATE

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 SPEAKER OF THE HOUSE OF REPRESENTATIVES

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 GOVERNOR OF THE STATE OF LOUISIANA

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