



Louisiana Department of Public Safety

Office of Motor Vehicles

2-1.00 Affidavits

Revised Date: 09/17/2026

Purpose

This policy describes requirements for the following affidavit types [in lieu of](#), [written promise](#), [out-of-state](#), [Department of Transportation and Development](#), and [Louisiana State Police Motor Carrier](#). It also discusses the issuance of a [court ordered temporary driving permit for payment of criminal or traffic fines](#).

Definitions

- **Court Ordered Temporary Driving Permit for Payment of Criminal or Traffic Fines** – a type of temporary driving permit issued at the discretion of the court when a fine has been levied and an extension granted to allow an individual to make installment payments for any criminal offense or violation of the Louisiana Highway Regulatory Act or any municipal or parish ordinance regulating traffic.
 - **Department of Transportation & Development (DOTD) Affidavit** – Unpaid citations for driver violations issued by the Department of Transportation and Development.
 - **"In Lieu Of" Affidavit** – When an individual deposits his license in lieu of posting bond and then fails to appear in court on the appropriate court date.
 - **Louisiana State Police Motor Carrier (LSPMC) Affidavit** – Unpaid citations issued by the Louisiana State Police Motor Carrier Safety Section for failure to pay civil penalties in a timely manner in accordance with the Motor Carrier Safety Standards.
 - **Out-of-State Affidavit** - An order of suspension from another state issued to a Louisiana resident who failed to satisfy the ticket prior to the court date.
 - **Written Promise** – When the individual signs the traffic ticket issued by a law enforcement officer, giving the individual's written promise to appear in court at the date and time specified on the ticket in lieu of posting a bond or surrendering their driver's license.
 - **Written Promise Affidavit AKA Failure to Appear (FTA)** – Issued by the reporting court stating the individual failed to pay the traffic ticket by the appointed court date or failed to appear in court on the appointed court date.
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Affidavit Types

Type	Notes
In Lieu of	Authority: R.S. 32:411; R.S. 32:414; CCRP 885.1 Compliance: Proof of payment, final disposition of the affidavit, or a continuance (new court date) from the court that issued the order of suspension for failure to appear. - If a continuance was granted and the person failed to satisfy the traffic citation on the rescheduled court date, then the court will need to submit a court ordered suspension for failure to pay criminal fines as pursuant to 32:414(Q) and CCRP 885.1. Fees: \$60.00 reinstatement fee in addition to any fee(s) owed for other statutory requirements. Notes: - The affidavit must be received by the Office of Motor Vehicles within two years of the violation date. Exception: Due to federal requirements, a failure to appear by a licensed commercial driver shall be accepted and processed regardless of the date the affidavit was received. - Courts are required to submit Commercial Driver License and Commercial Motor Vehicle violations to the Office of Motor Vehicles within ten (10) days of the driver's failure to appear.
Written Promise	Authority: R.S. 32:57.1; R.S. 32:391; R.S. 32:414; CCRP 885.1 Compliance: Proof of payment, final disposition of the affidavit, or a continuance (new court date), from the court that issued the order of suspension for failure to appear. Proof that the individual has entered into an installment plan with the court is also acceptable. - If a continuance was granted and the person failed to satisfy the traffic citation on the rescheduled court date, then the court will need to submit a court ordered suspension for failure to pay criminal fines as pursuant to R.S. 32:414(Q) and CCRP 885.1. - If a continuance was granted and the person failed to appear on the rescheduled court date, then the failure to appear does not qualify for a suspension under R.S. 32:57.1. Fees: If compliance is received 180 days after the first official notice, a \$100.00 reinstatement fee is owed per traffic ticket, in addition to fee(s) owed for other statutory requirements. Notes: - The affidavit must be received by the Office of Motor Vehicles within two years of the violation date. Exception: Due to federal requirements, a failure to appear by a licensed commercial driver shall be accepted and processed regardless of the date the affidavit was received. - Courts are required to submit Commercial Driver License and Commercial Motor Vehicle violations to the Office of Motor Vehicles within ten (10) days of the driver's failure to appear.
Court Ordered Temporary Driving Permit for Payment of Criminal or Traffic Fines	Authority: R.S. 32:411; CCRP 885.1 Compliance: The violator must provide a final disposition from the court. Fees: \$60.00 reinstatement fee in addition to any fee(s) owed for other statutory requirements Notes: - The temporary driving permit is issued by the court, not OMV. - The court may order the surrender of the operator's license and issuance of the temporary driving permit for a period not to exceed 180 days. - After that period, if the fine has not been paid to the court, then the court will submit the court order, the operator's license and a copy of the temporary license issued to OMV for suspension. - The temporary driving permit books are furnished free of charge to any court and can be requested through the Impaired Driver Unit.

Type	Notes																																																
Out-of-State	Authority: R.S. 32:1441 Compliance: Proof of payment or final disposition of the affidavit from the court issuing the citation. Fees: If compliance is received 30 days after the official notice, a \$60.00 reinstatement fee is owed per traffic ticket, in addition to fee(s) owed for other statutory requirements. Notes: Members of the Non-Resident Violator's Compact:<table><tr><td>Alabama</td><td>Florida</td><td>Iowa</td><td>Massachusetts</td><td>New Hampshire</td><td>Ohio</td><td>Tennessee</td><td>West Virginia</td></tr><tr><td>Arizona</td><td>Georgia</td><td>Kansas</td><td>Minnesota</td><td>New Jersey</td><td>Oklahoma</td><td>Texas</td><td></td></tr><tr><td>Arkansas</td><td>Hawaii</td><td>Kentucky</td><td>Mississippi</td><td>New Mexico</td><td>Pennsylvania</td><td>Utah</td><td>Wyoming</td></tr><tr><td>Colorado</td><td>Idaho</td><td>Louisiana</td><td>Missouri</td><td>New York</td><td>Rhode Island</td><td>Vermont</td><td></td></tr><tr><td>Connecticut</td><td>Illinois</td><td>Maine</td><td>Nebraska</td><td>North Carolina</td><td>South Carolina</td><td>Washington</td><td></td></tr><tr><td>Delaware</td><td>Indiana</td><td>Maryland</td><td>Nevada</td><td>North Dakota</td><td>South Dakota</td><td>Washington, DC</td><td></td></tr></table> - All traffic related violations will be accepted as out of state violations. - The affidavit must be received by the Office of Motor Vehicles within six months of the date of the violation. Exception: Due to federal requirements, a failure to appear by a licensed commercial driver shall be accepted and processed regardless of the date the affidavit was received. - Courts are required to submit Commercial Driver License and Commercial Motor Vehicle violations to the Office of Motor Vehicles within ten (10) days of the driver's failure to appear.	Alabama	Florida	Iowa	Massachusetts	New Hampshire	Ohio	Tennessee	West Virginia	Arizona	Georgia	Kansas	Minnesota	New Jersey	Oklahoma	Texas		Arkansas	Hawaii	Kentucky	Mississippi	New Mexico	Pennsylvania	Utah	Wyoming	Colorado	Idaho	Louisiana	Missouri	New York	Rhode Island	Vermont		Connecticut	Illinois	Maine	Nebraska	North Carolina	South Carolina	Washington		Delaware	Indiana	Maryland	Nevada	North Dakota	South Dakota	Washington, DC	
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Department of Transportation and Development	Authority: R.S. 32:388-389; R.S. 47:501 Compliance Proof of payment or final disposition of the affidavit from Department of Transportation and Development (DOTD). Fees: \$50.00 reinstatement fee in addition to any fee(s) owed for other statutory requirements.																																																
Louisiana State Police Motor Carrier	Authority: R.S. 32:389 Compliance Proof of payment or final disposition of the affidavit from the State Police Motor Carrier Safety Section Fees: \$50.00 reinstatement fee in addition to any fee(s) owed for other statutory requirements.																																																