

2023 Regular Session

HOUSE BILL NO. 178

BY REPRESENTATIVE GREGORY MILLER

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

CIVIL/VENUE: Provides for venue for actions involving certain insurers

1 AN ACT

2 To amend and reenact Code of Civil Procedure Article 42(7), relative to venue of foreign or
3 alien insurers; to authorize proper venue in a parish under certain circumstances; and
4 to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. Code of Civil Procedure Article 42(7) is hereby amended and reenacted
7 to read as follows:

8 Art. 42. General rules

9 The general rules of venue are that an action against:

10 * * *

11 (7) A foreign or alien insurer ~~shall~~ may be brought in the parish of East
12 Baton Rouge.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 178 Original

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Gregory Miller

Abstract: Authorizes proper venue in the parish of East Baton Rouge for activities against foreign or alien insurers.

Present law (C.C.P. Art. 42(7)) requires that actions against foreign or alien insurers be brought in the parish of East Baton Rouge.

Proposed law changes present law by removing the requirement that cases against foreign or alien insurers shall be brought in the parish of East Baton Rouge.

Proposed law provides that actions against foreign or alien insurers may be filed under the general rules of venue (C.C.P. Art. 42-45), including the parish of East Baton Rouge, or under the exceptions to the general rules of venue (C.C.P. Arts. 71-78).

(Amends C.C.P. Art. 42(7))