

2020 Regular Session

HOUSE BILL NO. 214

BY REPRESENTATIVE STEFANSKI

ATTORNEYS: (Constitutional Amendment) Provides relative to removal of supreme court jurisdiction over attorney advertisements

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A JOINT RESOLUTION

Proposing to amend Article V, Section 5(B) of the Constitution of Louisiana, relative to the supreme court's exclusive jurisdiction over members of the bar; to provide for the removal of supreme court jurisdiction over attorney advertisements; to allow attorney advertisements to be regulated and subject to change by law; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Section 1. Be it resolved by the Legislature of Louisiana, two-thirds of the members elected to each house concurring, that there shall be submitted to the electors of the state of Louisiana, for their approval or rejection in the manner provided by law, a proposal to amend Article V, Section 5(B) of the Constitution of Louisiana, to read as follows:

§5. Supreme Court; Jurisdiction; Rule-Making Power; Assignment of Judges

* * *

(B) Original Jurisdiction. The supreme court has exclusive original jurisdiction of disciplinary proceedings against a member of the bar, except with regard to advertising. Advertisements by a member of the bar shall be regulated and subject to change by law effective January 1, 2023.

* * *

1 Section 2. Be it further resolved that this proposed amendment shall be submitted
2 to the electors of the state of Louisiana at the statewide election to be held on November 3,
3 2020.

4 Section 3. Be it further resolved that on the official ballot to be used at the election,
5 there shall be printed a proposition, upon which the electors of the state shall be permitted
6 to vote YES or NO, to amend the Constitution of Louisiana, which proposition shall read as
7 follows:

8 Do you support an amendment to have attorney advertisements regulated and
9 subject to change by law, effective January 1, 2023? (Amends Article V,
10 Section 5(B))

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 214 Original

2020 Regular Session

Stefanski

Abstract: Allows attorney advertisements to be regulated and subject to change by law effective Jan. 1, 2023.

Present constitution provides that the supreme court has exclusive jurisdiction over members of the bar.

Proposed constitutional amendment retains present constitution with the exception that advertising by members of the bar would be regulated and subject to change by law effective Jan. 1, 2023.

Provides for submission of the proposed amendment to the voters at the statewide election to be held Nov. 3, 2020.

(Amends Const. Art. V, §5(B))