

2022 Regular Session

HOUSE BILL NO. 264

BY REPRESENTATIVE SEABAUGH

1 AN ACT

2 To amend and reenact Code of Civil Procedure Article 1201(C), relative to service of
3 citation; to provide for the serving of the original petition with the supplemental or
4 amended petition to additional defendants; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. Code of Civil Procedure Article 1201(C) is hereby amended and
7 reenacted to read as follows:

8 Art. 1201. Citation; waiver; delay for service

9 * * *

10 C. Service of the citation shall be requested on all named defendants within
11 ninety days of commencement of the action. When a supplemental or amended
12 petition is filed naming any additional defendant, service of citation shall be
13 requested within ninety days of its filing, and the additional defendant shall be served
14 with the original petition and the supplemental or amended petition. The defendant
15 may expressly waive the requirements of this Paragraph by any written waiver. The
16 requirement provided by this Paragraph shall be expressly waived by a defendant
17 unless the defendant files, in accordance with the provisions of Article 928, a
18 declinatory exception of insufficiency of service of process specifically alleging the
19 failure to timely request service of citation.

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____