

2019 Regular Session

SENATE RESOLUTION NO. 149

BY SENATOR MORRISH

LEGIS POWERS/FUNCTIONS. Provides that certain liability insurance restatements are not statements of public policy.

1 A RESOLUTION

2 To express the will of the Louisiana Senate regarding certain Restatements of the Law.

3 WHEREAS, the Louisiana Senate recognizes its inherent and exclusive duty, shared
4 by the Louisiana House of Representatives, in determining and articulating public policy for
5 the betterment of the citizens of our great state; and

6 WHEREAS, public policy is set by the legislature through the legislative process;
7 and

8 WHEREAS, the sources of law in the state of Louisiana are legislation and custom;
9 and

10 WHEREAS, legislation is a solemn expression of legislative will, while custom
11 results from long-repeated practice generally accepted as having acquired the force of law;
12 however, custom may not abrogate legislation; and

13 WHEREAS, when a law is clear and unambiguous and its application does not lead
14 to absurd consequences, the law shall be applied as written and no further interpretation may
15 be made in search of the intent of the legislature; and

16 WHEREAS, it is the province of the Louisiana judiciary to interpret Louisiana law,
17 and when the meaning of a law cannot be ascertained by the application of the laws
18 governing statutory interpretation, the court shall consider the intent of the legislature; and

