

ACT No. 109

2016 Regular Session

HOUSE BILL NO. 331

BY REPRESENTATIVE GREGORY MILLER

1 AN ACT

2 To amend and reenact R.S. 13:850(A), (B), and (C) and 2562.25(A), (B), and (C) and Code
3 of Criminal Procedure Article 14.1(A), (B), and (C), relative to the filing of certain
4 documents in civil and criminal court; to provide procedures and requirements for
5 facsimile filing; to provide for the effectiveness of filing; to provide for the payment
6 of filing fees; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 13:850(A), (B), and (C) and 2562.25(A), (B), and (C) are hereby
9 amended and reenacted to read as follows:

10 §850. Facsimile transmission; filings in civil actions; fees; equipment and supplies

11 A. Any ~~paper~~ document in a civil action may be filed with the clerk of court
12 by facsimile transmission. All clerks of court shall make available for their use
13 equipment to accommodate facsimile filing in civil actions. Filing shall be deemed
14 complete at the time ~~that~~ the facsimile transmission is received ~~and a receipt of~~
15 ~~transmission has been transmitted to the sender~~ by the clerk of court. No later than
16 on the first business day after receiving a facsimile filing, the clerk of court shall
17 transmit to the filing party via facsimile a confirmation of receipt and include a
18 statement of the fees for the facsimile filing and filing of the original document. The
19 facsimile filing fee and transmission fee are incurred upon receipt of the facsimile
20 filing by the clerk of court and payable as provided in Subsection B of this Section.
21 The facsimile ~~when filed has~~ filing shall have the same force and effect as filing the
22 original document, if the filing party complies with Subsection B of this Section.

23 B. Within seven days, exclusive of legal holidays, after the clerk of court ~~has~~
24 ~~received the transmission, the party filing the document shall forward the following~~

