

CONFERENCE COMMITTEE REPORT

HB 227

2017 Regular Session

Shadoin

June 5, 2017

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 227 by Representative Shadoin, recommend the following concerning the Reengrossed bill:

1. That Senate Legislative Bureau Amendment No. 1 (#2061) be adopted.
2. That Senate Floor Amendment No. 1 by Senator Martiny (#2236) be rejected.

Respectfully submitted,

Representative Rob Shadoin

Senator Rick Ward, III

Representative Ray Garofalo

Senator Daniel "Danny" Martiny

Representative Greg Miller

Senator Jay Luneau

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)]

CONFERENCE COMMITTEE REPORT DIGEST

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Keyword and oneliner of the instrument as it left the House

COURTS/COURT REPORTERS: Provides relative to sealing and delivering depositions

Report adopts Senate amendments to:

1. Add technical Legislative Bureau amendments.

Report rejects Senate amendments which would have:

1. Specified that the electronic sealing of the deposition was with the consent of all parties, and not at the request of the parties.

Digest of the bill as proposed by the Conference Committee

Present law provides the procedures for taking, certifying, and sealing the deposition of a witness in civil matters.

Present law requires the court reporter to securely seal the deposition in an envelope endorsed with the title of the action and promptly send it by U.S. mail or by courier to the party at whose request the deposition was taken, who shall become the custodian of the deposition.

Proposed law retains present law but specifies that the deposition shall be simultaneously sent to the party requesting that the deposition be taken and to all other parties to the action who order a copy of the deposition.

Proposed law adds an alternate procedure for sealing the deposition electronically by secure electronic means and simultaneously delivering the deposition electronically to all parties to the action who have ordered a copy of the deposition, with the party at whose request the deposition was taken becoming the custodian of the deposition.

(Amends C.C.P. Art. 1446(A)(1))