

RÉSUMÉ DIGEST

ACT 679 (HB 207)

2018 Regular Session

Bagley

Existing law requires a sheriff, or a private person, after serving citation or other process, to return a copy to the clerk of court who issued the citation or process.

New law requires that when the citation or other process is an enumerated temporary restraining order or protective order, the sheriff or private person shall transmit proof of service to the judicial administrator's office for entry into the Louisiana Protective Order Registry by the end of the next business day after making service, exclusive of weekends and holidays. The proof of service shall include, at a minimum, the case caption, docket number, type of order, serving agency and officer, and the date and time service was made.

Existing law requires a law enforcement officer serving a previously issued temporary restraining order or ex parte protective order to note service in the police report in order to be deemed sufficient evidence of service of process.

New law adds to existing law and requires the law enforcement officer to transmit proof of service to the judicial administrator's office for entry into the Louisiana Protective Order Registry by the end of the next business day after making service, exclusive of weekends and holidays. The proof of service shall include, at a minimum, the case caption, docket number, type of order, serving agency and officer, and the date and time service was made.

Effective August 1, 2018.

(Amends C.C.P. Art. 1292, R.S. 14:79(A)(1)(b) and R.S. 46:2136.2(A); Adds C.C.P. Art. 1293(D))