

2019 Regular Session

HOUSE BILL NO. 401

BY REPRESENTATIVE EMERSON

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

CIVIL/PROCEDURE: Provides relative to the Louisiana Mediation Act

1 AN ACT

2 To amend and reenact R.S. 9:4103(A), relative to mediation orders; to provide relative to the
3 filing of an objection to a mediation order; to provide relative to rescinding a
4 mediation order; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 9:4103(A) is hereby amended and reenacted to read as follows:

7 §4103. Referral of a case for mediation; exceptions

8 A. On motion of any party, a court may order the referral of a civil case for
9 mediation. ~~Upon filing of an objection to mediation by any party within fifteen days~~
10 ~~after receiving notice of the order, the mediation order shall be rescinded.~~

11 * * *

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)]

HB 401 Original

2019 Regular Session

Emerson

Abstract: Removes the requirement that a mediation order be rescinded after an objection is filed.

Present law provides that on motion of any party, a court may order the referral of a civil case for mediation.

Present law provides that upon filing of an objection to mediation by any party within 15 days after receiving notice of the order, the mediation order shall be rescinded. Proposed law repeals present law.

(Amends R.S. 9:4103(A))