

SENATE SUMMARY OF HOUSE AMENDMENTS

SB 385

2018 Regular Session

Chabert

KEYWORD AND SUMMARY AS RETURNED TO THE SENATE

GOVERNMENT ORGANIZATION. Corrects statutory references remaining from the transfer of the state land office to the division of administration. (8/1/18)

SUMMARY OF HOUSE AMENDMENTS TO THE SENATE BILL

1. Adds provisions regarding citation and service on the register of the state land office of pleadings involving title to lands or water bottoms that is or may be at issue, and in all possessory actions, boundary disputes, trespass actions, actions involving alleged acquisitive prescription of immovable property, declaratory judgments, injunctions and concursus proceedings involving these lands or water bottoms.
2. Provides for citation and service of suits involving property rights, mineral rights or authorities under the jurisdiction of the State Mineral and Energy Board also be made on the secretary of DNR.

DIGEST OF THE SENATE BILL AS RETURNED TO THE SENATE

SB 385 Reengrossed

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Present law requires that in suits in which title to lands or water bottoms under the jurisdiction of the Department of Natural Resources (DNR) is or may be at issue, and in all possessory actions, boundary disputes, trespass actions, actions involving alleged acquisitive prescription of immovable property, declaratory judgments, injunctions and concursus proceedings involving these lands or water bottoms, citation and service of all pleadings shall be made on the secretary of DNR.

Proposed law requires that citation and service of all pleadings on these suits involving lands or water bottoms under the jurisdiction of the state land office be made on the register of the state land office. Provides that in all suits in which property rights, mineral rights, or authorities under the jurisdiction of the State Mineral and Energy Board may also be at issue, citation and service of all pleadings shall also be made on the secretary of the Department of Natural Resources.

Present law contains several references to agencies, such as the office of forestry and the Dept. of Public Works, that have changed names or have been consolidated with other agencies with regard to the state land office.

Proposed law corrects statutory references that remained after the transfer of the state land office from the Dept. of Natural Resources to the div. of admin.

Proposed law changes references of the Dept. of Natural Resources to state land office, Dept. of Public Works to DOTD, and office of forestry to Dept. of Ag. and Forestry, office of forestry.

Effective August 1, 2018.

(Amends R.S. 13:5107(C), R.S. 41:14, 51(intro para), 51(1), 1001-1006, 1008, 1009, 1042, 1044, 1082, 1084, 1132, 1133, 1213, 1701, 1703, 1706(B), 1713(A) and R.S. 50:171(A))

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