

2023 Regular Session

HOUSE RESOLUTION NO. 260

BY REPRESENTATIVE GREGORY MILLER

CIVIL/PROCEDURE: Requests the House Committee on Civil Law and Procedure to study certain procedures relative to venue

1 A RESOLUTION

2 To authorize and request the House Committee on Civil Law, or a subcommittee thereof, to
3 study venue provisions related to foreign or alien insurers and forum non conveniens
4 and report its findings prior to the convening of the 2024 Regular Session of the
5 Legislature of Louisiana.

6 WHEREAS, Code of Civil Procedure Article 42 provides for general venue
7 provisions; and

8 WHEREAS, Code of Civil Procedure Article 42(7) specifically provides for venue
9 for actions against a foreign or alien insurer, and provides that such actions shall be brought
10 in the parish of East Baton Rouge; and

11 WHEREAS, Code of Civil Procedure Article 43 provides that the general rules of
12 venue are subject to exceptions; and

13 WHEREAS, Code of Civil Procedure Article 123 provides that, for the convenience
14 of parties and the witnesses, the court may transfer a civil case; and

15 WHEREAS, in cases involving a foreign or alien insurer, courts have questioned
16 whether the mandatory provisions of Code of Civil Procedure Article 42(7) are subject to
17 the provisions of Code of Civil Procedure Articles 71 through 124.

18 THEREFORE, BE IT RESOLVED that the House of Representatives of the
19 Legislature of Louisiana does hereby authorize and request the House Committee on Civil
20 Law and Procedure, or a subcommittee thereof, to study venue provisions related to foreign

1 or alien insurers and forum non conveniens and report its findings prior to the convening of
2 the 2024 Regular Session of the Legislature of Louisiana.

3 BE IT FURTHER RESOLVED that one print copy and one electronic copy of any
4 report produced pursuant to this Resolution shall be submitted to the David R. Poynter
5 Legislative Research Library as required by R.S. 24:772.

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)]

HR 260 Original

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Gregory Miller

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