

2025 Regular Session

HOUSE BILL NO. 385

BY REPRESENTATIVE BRYANT

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

PUBLIC OFFICIALS: Provides that the oath or affirmation of a public official shall be recorded at no charge to the official

1 AN ACT

2 To amend and reenact R.S. 42:162(A), relative to charges for the recordation of an oath or
3 affirmation of office for a public official; to provide that the oath or affirmation shall
4 be recorded at no charge to the official; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 42:162(A) is hereby amended and reenacted to read as follows:

7 §162. Administration and recordation of oath or affirmation

8 A. The oath or affirmation of all officers of the state may be administered
9 by the governor, any judge, justice of the peace, notary public, or clerk of court.

10 Except as otherwise provided in Subsection B of this Section, the oath or affirmation
11 shall be subscribed to by the party taking it, and certified in his commission by the
12 person administering it and shall be deposited in the office of the secretary of state
13 and recorded by him at no charge to the elected or appointed official. The oath or
14 affirmation of all parish officers shall also be recorded in the clerk of court's office
15 of the parish where the same may have been administered, to be recorded by the
16 clerk of court in a book kept for that purpose at no charge to the elected or appointed
17 official.

18 * * *

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 385 Engrossed

2025 Regular Session

Bryant

Abstract: Provides that the oath or affirmation of a public official shall be recorded at no charge to the official.

Present law provides that all officers of the state be administered an oath or affirmation. Provides that the person administering the oath or affirmation be a certified commissioner. Provides that the oath or affirmation be deposited and recorded by the secretary of state.

Present law provides that oaths and affirmations for all parish officers be recorded by the clerk of court where the oath or affirmation was administered.

Present law provides that clerks of district courts charge a fee for filing and recording documents.

Proposed law provides that the oath or affirmation shall be recorded at no cost to the official taking the oath or affirmation.

(Amends R.S. 42:162(A))

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on House and Governmental Affairs to the original bill:

1. Make technical changes.