

ACT No. 56

2025 Regular Session

HOUSE BILL NO. 91

BY REPRESENTATIVE THOMAS

1 AN ACT

2 To amend and reenact R.S. 6:333(C)(2)(b) and (G), relative to disclosure of financial
3 records; to require satisfaction of certain conditions before a bank may disclose
4 financial records; to provide for notification and service requirements; and to provide
5 for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 6:333(C)(2)(b) and (G) are hereby amended and reenacted to read
8 as follows:

9 §333. Disclosure of financial records; reimbursement of costs

10 * * *

11 C. A bank may disclose financial records pursuant to a disclosure demand
12 if each of the following conditions are met:

13 * * *

14 (2) Prior to the return date, the person requesting the issuance of the
15 disclosure demand furnishes the bank with an affidavit certifying both of the
16 following:

17 * * *

18 (b) That such service was made at least thirty ~~business~~ calendar days prior
19 to the return date.

20 * * *

G. A bank shall be given a reasonable period of time prior to the return date, and in no event less than thirty ~~business~~ calendar days prior thereto, in which to complete the action necessary to disclose financial records which are the subject of a request. Whether the bank is a party to litigation or not, prior to making any disclosure and notwithstanding any contrary provisions of this Section, R.S. 13:4521, Code of Civil Procedure Article 2411, or of any other law, the bank shall be reimbursed by the requesting person for the reasonable fees and costs incurred or to be incurred by the bank in the course of compliance with the request, including but not limited to document reproduction costs, research and processing costs, personnel costs, and travel expenses, whether any or all such costs are internal costs or are costs incurred by the bank in favor of a person acting on behalf of or performing services for the bank. If the bank and the requesting party disagree as to the amount of the fees and costs to be reimbursed to the bank under this Section, the bank need not produce the financial records until the court or other appropriate body issuing the disclosure demand has fixed the amount to be paid to the bank upon a motion of any party or the bank. The court or other appropriate body, in its discretion, may order a contradictory hearing to fix the fees and costs to be reimbursed.

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____