

2026 Regular Session

HOUSE BILL NO. 1006

BY REPRESENTATIVE WILFORD CARTER

CIVIL/PROCEDURE: Extends the time delay for filing of oppositions to motions for summary judgment

1 AN ACT

2 To amend and reenact Code of Civil Procedure Article 966(B)(introductory paragraph) and
3 (C)(1)(introductory paragraph), relative to motions for summary judgment; to
4 provide relative to the time delay for filing oppositions; and to provide for related
5 matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. Code of Civil Procedure Article 966(B)(introductory paragraph) and
8 (C)(1)(introductory paragraph) are hereby amended and reenacted to read as follows:

9 Art. 966. Motion for summary judgment; procedure

10 * * *

11 B. Unless extended by the court ~~and agreed to by all of the parties~~, a motion
12 for summary judgment shall be filed, opposed, or replied to in accordance with the
13 following provisions:

14 * * *

15 C.(1) Unless otherwise ~~agreed to by all of the parties and~~ authorized by the
16 court:

17 * * *

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 1006 Reengrossed

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Wilford Carter

Abstract: Authorizes the court to grant extensions without approval by all the parties for filings regarding motions for summary judgment.

Present law permits the court, with agreement by all the parties, to extend the time delay for filings for motions for summary judgment.

Proposed law retains present law but removes language that requires the parties to agree to an extension for a time delay regarding motions for summary judgment.

(Amends C.C.P. Art. 966(B)(intro. para.) and (C)(1)(intro. para.))

Summary of Amendments Adopted by House

The House Floor Amendments to the engrossed bill:

1. Remove proposed language that changes the time delay to file an opposition to the motion for summary judgment.
2. Authorize the court to determine an extension on a time delay to file an opposition or other filings regarding motions for summary judgment without agreement from the involved parties.
3. Make technical changes.