

Regular Session, 2012

HOUSE BILL NO. 426

BY REPRESENTATIVE JAY MORRIS

COURTS/JUSTICE OF PEACE: Provides relative to venue in justice of the peace courts

1 AN ACT

2 To amend and reenact Code of Civil Procedure Article 4916, relative to justice of the peace
3 courts; to provide for venue; to provide for applicability of rules of venue; and to
4 provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. Code of Civil Procedure Article 4916 is hereby amended and reenacted
7 to read as follows:

8 Art. 4916. Venue; justice of the peace courts

9 The rules of venue provided in Articles 41 through 45; and in Articles 71, 73,
10 74, 75, 76, 77, 78, and through 79 apply to suits brought in justice of the peace ~~court~~
11 courts, except where these articles use the word "parish" it shall be construed to mean
12 the territorial jurisdiction of the justice of the peace court.

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)]

Jay Morris

HB No. 426

Abstract: Provides for venue in justice of the peace courts.

Present law provides for general rules, exceptions to, and waiver of objections to venue. Provides that rules of venue shall apply to jurisdiction of the justice of the peace courts.

Present law provides for exceptions to general venue rules including actions involving property, disavowal of filiation, custody, marriage of persons related by adoption, open accounts or promissory notes, adult adoption, and dissolution of a partnership.

Proposed law retains present law and makes present law provisions applicable to suits brought in justice of the peace courts.

(Amends C.C.P. Art. 4916)