
DIGEST

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Abramson

HB No. 450

Abstract: Provides that a claimant under the Private Works Act must file suit to enforce his claim or privilege within one year after filing his statement of claim or privilege.

Present law provides that a person shall file a statement of their claim or privilege within 30 days after filing of the notice of termination, if notice of contract is filed properly and the privilege is granted by R.S. 9:4802, or within sixty days after filing of the notice of termination for others.

Present law provides that a claimant under the Private Works Act must file suit within one year after the expiration of the time established by R.S. 9:4822.

Proposed law changes present law to require a claimant under the Private Works Act to file suit to enforce his claim or privilege within one year after filing his statement of claim or privilege. Further provides for a change in terminology to allow for consistency throughout present law.

Provisions of Section 1 of this Act are effective on Aug. 1, 2013; Provisions of Section 2 of this Act are effective Aug. 1, 2012.

(Amends R.S. 9:4823(A)(intro. para.) and (2), 4831(A), 4833(E), 4835(A) and (B), 4862(B)(3), 4865(C), 4872(A) and (B), and 4885(C))