

Existing law provides for service of citation or other legal process on a bank to be made by personal service on a registered agent.

Existing law provides relative to injunctions prohibiting a spouse from disposing of property during divorce proceedings.

New law provides that a bank shall only be required to comply with injunctions that are served personally on a registered agent of the bank. Further provides that such injunctions shall be effective only against accounts, safe deposit boxes, or other assets in the name of one or both of the spouses or any other entity specifically listed in the injunction. Provides for limited liability of the bank for compliance with an injunction.

Existing law provides for the issuance of temporary restraining orders and preliminary injunctions.

New law provides that a bank shall only be required to comply with temporary restraining orders and preliminary injunctions that are served personally on a registered agent of the bank. Further provides that such orders or injunctions shall be effective only against accounts, safe deposit boxes, or other assets in the name of one or both of the spouses or any other entity specifically listed in the injunction. Provides for limited liability of the bank for compliance with a temporary restraining order or preliminary injunction.

Effective August 1, 2012.

(Amends R.S. 9:371 and C.C.P. Art. 3604(B)(intro. para.) and (3); Adds C.C.P. Art. 3604(D) and (E))