
DIGEST

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Abramson

HB No. 607

Abstract: Provides for continuous revision of the Code of Civil Procedure including requiring the deadline for answering incidental demands the same as provided for the incidental demand, clarifying that a party is under no obligation to identify a testifying expert absent a discovery request or order for an expert report, extending the time period within which the state has to respond to a request for production of documents, and authorizing the court to award costs and attorney's fees when a party unreasonably delays the response to discovery.

Present law (C.C.P. Art.1035) provides for answer in incidental demands.

Proposed law makes the deadline for answering incidental demands the same as provided for principal demands.

Present law (C.C.P. Art.1425) provides for identifying testifying experts.

Proposed law specifies that a party is under no obligation to identify a testifying expert absent a discovery request or order for an expert report.

Present law (C.C.P. Art.1462) provides for discovery-production of documents and things.

Proposed law extends the period for the state and its political subdivisions to respond to a request for production of documents and things from 15 to 30 days.

Present law (C.C.P. Art.1469) provides for the motion for an order compelling discovery.

Proposed law authorizes the court to award costs and attorney's fees when a party unreasonably delays the response to discovery.

(Amends C.C.P. Arts. 1035, 1425(C), 1462(B)(1), and 1469(4))