
SENATE COMMITTEE AMENDMENTS

2022 Regular Session

Amendments proposed by Senate Committee on Judiciary A to Original Senate Bill No. 363
by Senator Foil

1 AMENDMENT NO. 1

2 On page 2, line 1, change "**subpoena**" to "**subpoena duces tecum**"

3 AMENDMENT NO. 2

4 On page 2, line 2, after "**at least**", change "**seven**" to "**fourteen**"

5 AMENDMENT NO. 3

6 On page 2, line 5, after, "**office of the seizing creditor or its attorney.**", insert the
7 following:

8 **"If the owner or servicer of the superior encumbrance has a registered**
9 **agent for service of process in the state, service of process shall be made by one**
10 **of following methods:**

11 **(1) The subpoena shall be served on the registered agent by the sheriff.**

12 **(2) If service is made through certified mail or overnight courier, the**
13 **envelope shall be directed to the attention of the registered agent."**

14 AMENDMENT NO. 4

15 On page 2, line 7, change "**subpoena**" to "**subpoena duces tecum**" and after "**at least**",
16 change "**seven**" to "**fourteen**"

17 AMENDMENT NO. 5

18 On page 2, line 16, change "**subpoena**" to "**subpoena duces tecum**"

19 AMENDMENT NO. 6

20 On page 2, line 18, after "**either in**" delete "**the manner required for other subpoenas**"
21 and insert "**accordance with the procedure for subpoenas in Chapter 1 of Title III of**
22 **Book II of this Code**"

23 AMENDMENT NO. 7

24 On page 2, line 20, change "**subpoena**" to "**subpoena duces tecum**"

25 AMENDMENT NO. 8

26 On page 2, line 25, delete "**The**", and insert "**If there is more than one superior**
27 **encumbrance, the**"

28 AMENDMENT NO. 9

29 On page 2, line 28, change "**seven**" to "**fourteen**"

30 AMENDMENT NO. 10

31 On page 2, line 29, after "**response is due.**", insert the following:

1 **"If the owner or servicer of the superior encumbrance has a registered**
2 **agent for service of process in the state, service of process shall be made by one**
3 **of following methods:**
4 **(1) The subpoena shall be served on the registered agent by the sheriff.**
5 **(2) If service is made through certified mail or overnight courier, the**
6 **envelope shall be directed to the attention of the registered agent."**

7 AMENDMENT NO. 11

8 On page 3, line 3, change "**subpoena**" to "**subpoena duces tecum**"

9 AMENDMENT NO. 12

10 On page 3, line 4, change "**subpoena**" to "**subpoena duces tecum**"

11 AMENDMENT NO. 13

12 On page 3, line 7, change "**subpoena**" to "**subpoena duces tecum**"

13 AMENDMENT NO. 14

14 On page 3, between lines 10 and 11, insert the following:

15 **"H. If the owner or servicer of the superior encumbrance is a bank as**
16 **defined in La. R.S. 6:333(A)(2) or an affiliate as defined in La. R.S. 6:333(A)(1),**
17 **then it will be entitled to charge a reasonable fee, not to exceed twenty-five**
18 **dollars, for each time that information is requested or updates of information**
19 **provided. The fee will be payable only after the requested information has been**
20 **provided to the person requesting the information, which fees shall be taxed as**
21 **costs."**

22 AMENDMENT NO. 15

23 On page 3, line 15, strike through "Article" and insert "**Articles 2336, 2336.1, and**"