

RÉSUMÉ DIGEST

ACT 387 (SB 424)

2026 Regular Session

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Existing law (C.C.P. Art. 1313) provides that except as otherwise provided by law, every pleading subsequent to the original petition, and every pleading which under an express provision of law may be served as provided in existing law, may be served either by the sheriff or by:

- (1) Mailing a copy of the pleading to the counsel of record, or if there is no counsel of record, to the adverse party at his last known address, this service being complete upon mailing.
- (2) Delivering a copy of the pleading to the counsel of record, or if there is no counsel of record, to the adverse party.
- (3) Delivering a copy of the pleading to the clerk of court, if there is no counsel of record and the address of the adverse party is not known.
- (4) Transmitting a copy by electronic means to counsel of record, or if there is no counsel of record, to the adverse party, at the number or addresses expressly designated in a pleading or other writing for receipt of electronic service. Service by electronic means is complete upon transmission but is not effective and shall not be certified if the serving party learns that the transmission did not reach the party to be served. If electronic service cannot be effected in accordance with existing law, service may be effected in accordance with other provisions of existing law.

New law retains existing law but clarifies that for purposes of existing law counsel of record means a counsel who is representing a party in an action.

Effective August 1, 2026.

(Adds C.C.P. Art. 1313(E))