

2017 Regular Session

HOUSE BILL NO. 227

BY REPRESENTATIVE SHADOIN

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

COURTS/COURT REPORTERS: Provides relative to sealing and delivering depositions

1 AN ACT

2 To amend and reenact Code of Civil Procedure Article 1446(A)(1), relative to depositions;
3 to provide procedures for the sealing of certain depositions; to provide for delivery
4 of electronically sealed depositions; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. Code of Civil Procedure Article 1446(A)(1) is hereby amended and
7 reenacted to read as follows:

8 Art. 1446. Certification by officer; custody of deposition; exhibits; copies; notice
9 of availability for inspection or copying; cost of originals and copies of
10 transcripts

11 A.(1)(a) The officer as defined in Article 1434(B) shall certify on the
12 deposition that the witness was duly sworn and that the deposition is a true record
13 of the testimony given by the witness.

14 (b)(i) The officer ~~He~~ shall then securely seal the deposition in an envelope
15 endorsed with the title of the action and marked "Deposition of (here insert name of
16 witness)" and shall promptly send it by United States mail or by courier to the party
17 at whose request the deposition was taken, who shall become the custodian of the
18 deposition.

19 (ii) Alternatively, at the request of the parties, the officer may seal the
20 deposition electronically by secure electronic means approved by rules promulgated

2. Specify that copies of the electronic deposition are promptly and simultaneously delivered to all parties attending the deposition.