

2024 Regular Session

SENATE BILL NO. 77

BY SENATOR MILLER

CHILDREN. Provides for the filiation of children. (8/1/24)

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AN ACT

To enact R.S. 9:410, relative to filiation actions; to provide relative to civil actions; to provide with respect to succession proceedings; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 9:410 is hereby enacted to read as follows:

**§410. Filiation; ordinary proceedings**

**A filiation action pursuant to Civil Code Article 197 shall be a civil action brought in an ordinary proceeding under Book II of the Code of Civil Procedure, and may be instituted separately or cumulated in a succession proceeding. However, the mere commencement of a succession proceeding under Book VI of the Code of Civil Procedure shall not constitute the instituting of a filiation action for purposes of Civil Code Article 197.**

Section 2. The provisions of this Act shall be interpretive, procedural, and remedial.

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The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Hanna Gettys.

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## DIGEST

SB 77 Engrossed

2024 Regular Session

Miller

Proposed law provides that a filiation action pursuant to present law shall be a civil action brought in an ordinary proceeding under Book II of the C.C.P., and may be instituted separately or cumulated in a succession proceeding. Proposed law further provides that the mere commencement of a succession proceeding under Book VI of the C.C.P. shall not constitute the instituting of a filiation action for purposes of present law.

Proposed law provides that the provisions of proposed law shall be interpretive, procedural, and remedial.

Effective August 1, 2024.

(Adds R.S. 9:410)