

2018 Regular Session

SENATE BILL NO. 273

BY SENATOR MILKOVICH

CIVIL PROCEDURE. Provides relative to appellate panels. (8/1/18)

1 AN ACT

2 To amend and reenact R.S. 13:319 and to enact Code of Civil Procedure Art. 2164.1,  
3 relative to appeals; to provide relative to appellate procedure; to provide relative to  
4 assignment of appellate panels; to provide certain terms and conditions; and to  
5 provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 13:319 is hereby amended and reenacted to read as follows:

8 §319. Assignment and allotment of cases

9 Each civil and criminal ~~proceeding~~ **appeal** and each application for writs  
10 shall be randomly assigned by the clerk, subject to the direct supervision of the court.

11 Section 2. Code of Civil Procedure Art. 2164.1 is hereby enacted to read as follows:

12 **Art. 2164.1. Assignment of appellate panels**

13 **The provisions of R.S. 13:319 shall be applicable to assignment of**  
14 **appellate panels.**

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The original instrument was prepared by Angela Lockett De Jean. The following digest, which does not constitute a part of the legislative instrument, was prepared by Jerry G. Jones.

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DIGEST

SB 273 Engrossed                      2018 Regular Session                      Milkovich

Proposed law adds in Code of Civil Procedure that assignment of appellate panels shall be in accordance with the provisions of R.S. 13:319.

Present law relative to assignment and allotment of cases provides in R.S. 13:319 that each civil and criminal proceeding and each application for writs shall be randomly assigned by the clerk, subject to the direct supervision of the court. Proposed law changes "proceeding" to "appeal" and retains remainder of present law.

Effective August 1, 2018.

(Amends R.S. 13:319; adds C.C.P. Art. 2164.1)

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Judiciary A to the original bill

1. Removed provisions relative to random selection of appellate panels.
2. Added that R.S. 13:319 shall be applicable to assignment of panels.
3. Added change to R.S. 13:319.