

2020 First Extraordinary Session

HOUSE CONCURRENT RESOLUTION NO. 20

BY REPRESENTATIVE SEABAUGH

CIVIL/JURY TRIALS: Suspends provision of law relative to jury trial threshold (Item #40)

1                                    A CONCURRENT RESOLUTION  
2 To suspend until sixty days after final adjournment of the 2021 Regular Session of the  
3        Legislature of Louisiana Code of Civil Procedure Article 1732(1), relative to the jury  
4        trial threshold for a petitioner's cause of action.  
5        WHEREAS, Article III, Section 20 of the Constitution of Louisiana provides that  
6        "only the legislature may suspend a law"; and  
7        WHEREAS, Code of Civil Procedure Article 1732(1) provides that a jury trial is not  
8        available in suits where no individual petitioner's cause of action exceeds fifty thousand  
9        dollars exclusive of interest and costs; and  
10        WHEREAS, substantial revisions to Code of Civil Procedure Article 1732(1) are  
11        required in order to achieve the goals of the Legislature of Louisiana concerning tort reform  
12        and lowering motor vehicle insurance premiums; and  
13        WHEREAS, the purpose of this Resolution is to allow the Legislature of Louisiana  
14        additional opportunity to make necessary revisions to Code of Civil Procedure Article  
15        1732(1).  
16        THEREFORE, BE IT RESOLVED that the Legislature of Louisiana hereby suspends  
17        the provision of Code of Civil Procedure Article 1732(1).  
18        BE IT FURTHER RESOLVED that this suspension shall become effective upon  
19        adoption of this Resolution and shall extend through the sixtieth day after final adjournment  
20        of the 2021 Regular Session of the Legislature of Louisiana.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

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HCR 20 Engrossed

2020 First Extraordinary Session

Seabaugh

Suspends C.C.P. Art. 1732(1) relative to the jury trial threshold requirement for causes of action exceeding \$50,000.

(Suspends C.C.P. Art. 1732(1))

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Civil Law and Procedure to the original bill:

1. Make technical changes.