

RÉSUMÉ DIGEST

ACT 106 (HB 453)

2020 Regular Session

Hilferty

Existing law provides that a motion for modification may be filed by the district attorney, the child, his parents, the custodian of the child, a probation officer, or the court.

New law requires all motions for modification to be served upon all parties at least three days prior to the hearing except upon waiver by the parties.

Existing law provides that a motion to modify may be denied without a hearing. Prior law provided that a hearing is not required if the motion to modify seeks the imposition of less restrictive conditions and further provided that when the motion to modify seeks the imposition of more restrictive conditions, the court shall conduct a contradictory hearing, except upon the waiver of the parties.

New law retains the existing law provision authorizing the court to deny a motion for modification without a hearing. New law amends prior law to require all motions for modification to be tried at a contradictory hearing unless waived by the parties.

Effective Aug. 1, 2020.

(Amends Ch.C. Art. 910)