

- (5) A proceeding to determine custody, visitation, alimony, or child support.
- (6) A proceeding to review an action by an administrative or municipal body.
- (7) All cases where a jury trial is specifically denied by law.

Proposed law provides that a trial by jury shall not be available in:

- (1) (a) A suit commenced in a parish or city court, wherein the individual petitioner stipulates or otherwise judicially admits that the amount of the individual petitioner's cause of action does not exceed the amount in dispute to which the jurisdiction of the court is limited by present law, exclusive of interest, penalties, attorney fees, and costs.

(b) Proposed law shall not apply to delictual or quasi-delictual actions.
- (2) A suit on an unconditional obligation to pay a specific sum of money, unless the defense thereto is forgery, fraud, error, want, or failure of consideration.
- (3) A summary, executory, probate, partition, mandamus, habeas corpus, quo warranto, injunction, concursus, workers' compensation, emancipation, tutorship, interdiction, curatorship, filiation, annulment of marriage, or divorce proceeding.
- (4) A proceeding to determine custody, visitation, alimony, or child support.
- (5) A proceeding to review an action by an administrative or municipal body.
- (6) All cases where a jury trial is specifically denied by law.

Present law provides that in a suit for damages arising from a delictual or quasi-delictual action where an individual petitioner stipulates or otherwise judicially admits that his cause of action exceeds \$10,000 and is less than \$50,000, a party may obtain a trial by jury by filing a pleading demanding a trial by jury and providing a cash deposit of \$5,000 no later than 60 days after filing the request for a trial by jury.

Proposed law retains present law but removes the \$10,000 limitation upon jury trials, and changes the cash deposit from \$5,000 to \$4,000.

Effective January 1, 2025.

(Amends C.C.P. Arts. 1732 and 1733(A)(2)(a))

Summary of Amendments Adopted by Senate

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

1. Makes technical changes.
2. Includes an exception for the limitation upon jury trials if an individual petitioner stipulates that notwithstanding the amount of his cause of action, any other party entitled to a jury trial retains that right.
3. Changes the cash deposit for jury trials from \$5,000 to \$4,000.

Senate Floor Amendments to engrossed bill

1. Makes technical changes.
2. Removes an exception to the right to a jury trial.
3. Removes the \$10,000 limitation upon jury trials.
4. Adds a January 1, 2025 effective date.