
DIGEST

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Thierry

HB No. 540

Abstract: Authorizes the use of e-mail to provide notice of judgment of bond forfeiture.

Present law requires a commercial surety to inscribe its proper mailing address on the face of the power of attorney used to execute the bond for declaration of residence.

Proposed law retains present law and adds the option to provide an e-mail address.

Present law requires, after entering the signing of the judgment of bond forfeiture in the court minutes, the clerk of court to promptly mail notice of the signing of the judgment of bond forfeiture. Requires the notice of the signing of the judgment to be mailed by U.S. certified mail.

Proposed law retains the provisions of present law and further provides that the clerk of court may use e-mail to provide notice to the parties.

Proposed law further provides that the clerk shall only use e-mail if the defendant, the personal surety, the agent, or the bondsman have agreed to receive notice by e-mail and the clerk is in possession of a valid e-mail address provided by the defendant, the personal surety, the agent, or the bondsman.

(Amends C.Cr.P. Arts. 322(A) and 349.3)