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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 Benjamin A. Huxen, II.

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SB 242 Engrossed

DIGEST  
2016 Regular Session

Milkovich

Proposed law provides that notwithstanding any provision of law to the contrary, a party shall have the right to present oral argument, in addition to written briefs, at all contradictory hearings in civil cases.

Proposed law provides that oral argument may be waived if all parties agree in writing to such waiver.

Proposed law provides that a final judgment obtained without allowing oral argument as provided by proposed law shall be considered a relative nullity.

Proposed law provides that a motion to annul a judgment as provided in proposed law shall be brought within 30 days after the clerk has mailed, or the sheriff has served, the notice of judgment as required by present law.

Effective upon signature of the governor or lapse of time for gubernatorial action.

(Adds C.C.P. Art. 1636.1)

Summary of Amendments Adopted by Senate

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

1. Changed absolute nullity to relative nullity.