2015 Regular Session

HOUSE BILL NO. 772

BY REPRESENTATIVE TIM BURNS

1	AN ACT
2	To amend and reenact R.S. 23:1634(A), relative to unemployment compensation; to provide
3	for the determination of claims; to provide for appeals; to provide for the judicial
4	review of a board of review decision; and to provide for related matters.
5	Be it enacted by the Legislature of Louisiana:
6	Section 1. R.S. 23:1634(A) is hereby amended and reenacted to read as follows:
7	§1634. Judicial review; procedure
8	A. Within the time specified in R.S. 23:1630, the administrator, or any party
9	to the proceedings before the board of review, may obtain judicial review thereof by
10	filing in the district court of the domicile of the claimant a petition for review of the
11	decision, and in such proceeding any other party to the proceeding before the board
12	of review shall be made a party defendant. If the claimant is not domiciled in
13	Louisiana at the time for filing a petition for review, the petition or request for
14	review may be filed in the district court of the parish in which the claimant was
15	domiciled at the time the claim was filed or in the parish in which the Louisiana
16	Workforce Commission is domiciled. The petition for review need not be verified
17	but shall state the grounds upon which such review is sought. The administrator
18	shall be deemed to be a party to any such proceeding. If the administrator is a party
19	defendant, a certified copy of the petition shall be served upon him by leaving with
20	him, or such representative as he may have designated for that purpose, as many
21	copies of the petition as there are defendants. With his answer or petition, the
22	administrator shall certify and file with the court, within sixty days of service of
23	process, a certified copy of the record of the case, including all documents and
24	papers and a transcript of all testimony taken in the matter, together with the board

ENROLLED

ACT No. 360

Page 1 of 2

CODING: Words in struck through type are deletions from existing law; words <u>underscored</u> are additions.

5

ENROLLED

1	of review's findings, conclusions, and decision. If the administrator fails to file the
2	record with the court within the time provided herein, the court, upon hearing
3	sufficient evidence, may issue a judgment directing payment of benefits to the
4	claimant based on the evidence.

* * *

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____