

SENATE BILL NO. 3

BY SENATOR MARTINY

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AN ACT

To amend and reenact R.S. 13:5107(D)(2), relative to service of citation and process; to clarify dismissal of a suit for failure to request service; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 13:5107(D)(2) is hereby amended and reenacted to read as follows:

§5107. Service of citation and process

* * *

D.

* * *

(2) If service is not requested by the party filing the action within ~~that period~~ **the period required in Paragraph (1) of this Subsection**, the action shall be dismissed without prejudice, after contradictory motion as provided in Code of Civil Procedure Article 1672(C), as to the state, state agency, or political subdivision, or any officer or employee thereof, ~~who has not been served~~ **upon whom service was not requested within the period required by Paragraph (1) of this Subsection.**

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PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____