AN ACT

To enact R.S. 13:2496.2 and 2562.25 and R.S. 33:441.28 and 441.29, relative to certain courts; to provide with respect to the First and Second Parish Courts for the parish of Jefferson; to authorize the filing of paper by facsimile transmission in civil actions; to provide for the payment of certain expenses of certain courts of a parish which are municipal courts; to provide with respect to the mayor’s courts in Lutcher and Gramercy in the parish of St. James; to authorize the appointment of a court magistrate; and to provide for related matters.

Notice of intention to introduce this Act has been published.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 13:2496.2 and 2562.25 are hereby enacted to read as follows:

§2496.2. Expenses of municipal court

R.S. 13:2496.2 is all new law.

A. Notwithstanding any other law to the contrary, a majority of the judges of any municipal court in a parish with a population of not less than four hundred seventy thousand may authorize a payment from the judicial expense fund of the court to defray any expense of the court including salary supplements for any personnel as in their discretion may be necessary to expedite the business and function of the court.
B. Nothing in this Section shall authorize an increase in salary for any judge of such court.

*          *          *

§2562.25. Facsimile transmission; filings in civil actions; fees; equipment and supplies

R.S. 13:2562.25 is all new law.

A. Any document in a civil action may be filed with the First and Second Parish Courts of Jefferson Parish by facsimile transmission. The clerk of court of the parish of Jefferson as the ex officio clerk of court for the First and Second Parish Courts of Jefferson Parish shall make available for his use equipment to accommodate facsimile filing in civil actions. Filing shall be deemed complete at the time that the facsimile transmission is received and a receipt of transmission has been transmitted to the sender by the clerk of court. The facsimile when filed has the same force and effect as the original.

B. Within five days, exclusive of legal holidays, after the clerk of court has received the transmission, the party filing the document shall forward the following to the clerk:

(1) The original signed document.

(2) The applicable filing fee, if any.

(3) A transmission fee of five dollars.

C. If the party fails to comply with the requirements of Subsection B of this Section, the facsimile filing shall have no force or effect. The First and Second Parish Courts of Jefferson Parish may provide by court rule for other matters related to filings by facsimile transmission.

D. The clerk of court of the parish of Jefferson as the ex officio
clerk for the First and Second Parish Courts of Jefferson Parish may purchase equipment and supplies necessary to accommodate facsimile filings out of the clerk's salary fund.

Section 2. R.S. 33:441.28 and 441.29 are hereby enacted to read as follows:

§441.28. Town of Lutcher; appointment of court magistrate; duties; salary

R.S. 33:441.28 is all new law.

The board of aldermen of the town of Lutcher shall, upon request of the mayor, appoint an attorney who shall be designated as court magistrate and who shall serve at the pleasure of the mayor and may from time to time be designated by the mayor to serve in his stead as the presiding official over the mayor's court. Whenever the magistrate is so designated by the mayor to preside over the mayor's court, he shall exercise the powers and authority of the mayor over said court. The magistrate shall receive a salary fixed and paid by the board of aldermen.

§441.29. Town of Gramercy; appointment of court magistrate; duties; salary

R.S. 33:441.29 is all new law.

The board of aldermen of the town of Gramercy shall, upon request of the mayor, appoint an attorney who shall be designated as court magistrate and who shall serve at the pleasure of the mayor and may from time to time be designated by the mayor to serve in his stead as the presiding official over the mayor's court. Whenever the magistrate is so designated by the mayor to preside over the mayor's court, he shall exercise the powers and authority of the mayor over said
court. The magistrate shall receive a salary fixed and paid by the board
of aldermen.

*          *          *

Section 3. This Act shall become effective upon signature by the
governor or, if not signed by the governor, upon expiration of the time for bills
to become law without signature by the governor, as provided by Article III,
Section 18 of the Constitution of Louisiana. If vetoed by the governor and
subsequently approved by the legislature, this Act shall become effective on
the day following such approval.

_________________________________________________________
PRESIDENT OF THE SENATE

_________________________________________________________
SPEAKER OF THE HOUSE OF REPRESENTATIVES

_________________________________________________________
GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _______________