

LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **SB 157** SLS 15RS 327

Bill Text Version: **ENGROSSED**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

Date: May 13, 2015	8:56 AM	Author: MARTINY
Dept./Agy.: Judiciary		Analyst: Matthew LaBruyere
Subject: Courts of Appeal Filing Fees		

COURTS EG INCREASE SG RV See Note Page 1 of 1
Provides for the increase of certain fees for the courts of appeal. (7/1/15)

Proposed law provides for an increase in the following fees: 1) filing the record of appeal, increases from \$100 to \$300; 2) filing an application for writs for supervisory jurisdiction, increases from \$50 to \$150; 3) filing any other miscellaneous civil matter, up to \$100; and 4) filing an application for rehearing from any civil appeal or supervisory writ from \$70 to \$100.

Effective July 1, 2015.

EXPENDITURES	2015-16	2016-17	2017-18	2018-19	2019-20	5 -YEAR TOTAL
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
Annual Total	\$0	\$0	\$0	\$0	\$0	\$0

REVENUES	2015-16	2016-17	2017-18	2018-19	2019-20	5 -YEAR TOTAL
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	INCREASE	INCREASE	INCREASE	INCREASE	INCREASE	
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
Annual Total						

EXPENDITURE EXPLANATION

There is no anticipated direct material effect on governmental expenditures as a result of this measure.

REVENUE EXPLANATION

The proposed legislation will result in an increase in self-generated revenue for Courts of Appeal as a result of increasing certain filing fees. In FY 14 there were 4,739 civil filings among the five courts of appeal, which generated approximately \$267,000 in filing fees by all five courts. To the extent the number of filings remain constant, the increased filing fees will generate approximately \$806,000, an increase of \$540,000. The chart below details the increases in filing fees:

Filing Fee	# of Filings	Previous Fee	New Fee	Previous Revenue	New Revenue	Increase
Appeal	1,329	\$100	\$300	\$132,900	\$398,700	\$265,800
Writ	1,323	\$50	\$150	\$66,150	\$198,450	\$132,300
Miscellaneous*	1,819	\$0-\$35	\$100	\$47,845	\$181,900	\$134,055
Rehearing	268	\$70	\$100	\$18,760	\$26,800	\$8,040
Total	4,739			\$265,655	\$805,855	\$540,195

*NOTE: For some miscellaneous civil matters the courts charge \$25 and other civil matters are filed at no cost. Certain filing in the 4th Circuit have a \$35 fee. The number of filings listed above is from information received upon request by the LFO from the five courts of appeal. There may be miscellaneous filings not included in the count above since the information received was part of an informal survey conducted by the LFO.

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|--|---|--------------------------------|---|
| <input type="checkbox"/> Senate | <input type="checkbox"/> Dual Referral Rules | <input type="checkbox"/> House | <input type="checkbox"/> 6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S} |
| <input type="checkbox"/> 13.5.1 >= \$100,000 Annual Fiscal Cost {S&H} | <input type="checkbox"/> 6.8(F)(2) >= \$500,000 Rev. Red. to State {H & S} | | |
| <input checked="" type="checkbox"/> 13.5.2 >= \$500,000 Annual Tax or Fee Change {S&H} | <input checked="" type="checkbox"/> 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S} | | |

Evan Brasseaux
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Staff Director