

SENATE BILL NO. 43

BY SENATOR MARTINY

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

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AN ACT

To amend and reenact R.S. 13:2590(B), the introductory paragraph of 2590.1(B), and (C), relative to justice of the peace courts; to provide for court costs; to provide for distribution of court costs; to provide for court costs in certain parishes; to provide for agreements in cases with out-of-constable jurisdiction; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 13:2590(B), the introductory paragraph of 2590.1(B), and (C) are hereby amended and reenacted to read as follows:

§2590. Security for costs; ~~advanced costs deposit~~

* * *

B.(1) Fifty percent of ~~each fee and deposit~~ **such court costs** shall be retained by the justice of the peace for ~~fees~~ **compensation** and operational expenses of the office and court, and fifty percent of ~~the fees and deposits~~ **such court costs** shall be used for ~~fees~~ **compensation** and operational expenses of the ward constable's office.

(2) Notwithstanding Paragraph (1) of this Subsection, in cases with out-of-constable jurisdiction, the justice of the peace and his ward constable's office may enter into an agreement whereby the justice of the peace shall pay any applicable fees directly to the out-of-jurisdiction server. The justice of the peace shall pay such fees from his ward constable office's portion of the court costs.

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§2590.1. Appointment of clerk of court; security for costs; ~~advanced costs deposit;~~

East Baton Rouge Parish; Jefferson Parish

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1 B. A justice of the peace in East Baton Rouge Parish and Jefferson Parish
2 may demand and receive up to the following amounts in addition to or in lieu of the
3 ~~fees and~~ costs provided for in R.S. 13:2590 for filings and services in civil matters:

4 * * *

5 C. Each ~~fee and deposit~~ **All amounts** received pursuant to Subsection B shall
6 be retained by the justice of the peace in a separate account for ~~fees~~ **compensation**
7 and operational expenses of the clerk of court's office.

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PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____