

Regular Session, 2014

HOUSE BILL NO. 709

BY REPRESENTATIVE GAROFALO

JUDGES/JUSTICE OF PEACE: Provides relative to the duties and authority of justices of the peace

1 AN ACT

2 To amend and reenact R.S. 9:203(A)(5) and R.S. 13:2592(A), relative to justices of the
3 peace; to authorize a justice of the peace to perform marriage ceremonies within
4 certain territorial limits; to provide for certain notification requirements when
5 appointing an ad hoc justice of the peace; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 9:203(A)(5) is hereby amended and reenacted to read as follows:

8 §203. Officiant; judges and justices of the peace

9 A. Judges and justices of the peace may perform marriage ceremonies within
10 the following territorial limits:

11 * * *

12 (5) A justice of the peace within the parish in which the court of that justice
13 of the peace is situated, and in any parish within the same supreme court district or
14 in a parish, which has no justice of the peace court.

15 * * *

16 Section 2. R.S. 13:2592(A) is hereby amended and reenacted to read as follows:

17 §2592. Justice of the peace ad hoc; appointment; qualifications

18 A. A justice of the peace may appoint a person residing within the territorial
19 boundaries of the court as a justice of the peace ad hoc to serve for a maximum of
20 thirty days in each year. The justice of the peace must notify the office of the

1 attorney general within seventy-two hours of the appointment and provide the name,
 2 address, and telephone number of the ad hoc justice of the peace. The justice of the
 3 peace ad hoc shall meet the qualifications required by law for the office of justice of
 4 the peace. He shall be paid the same compensation from the same sources as is paid
 5 to the justice of the peace while he serves, and he shall during that time have the
 6 powers and duties of a regular justice of the peace.

7 * * *

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

Garofalo

HB No. 709

Abstract: Authorizes a justice of the peace to perform marriage ceremonies within certain territorial limits and provides for certain notification requirements.

Present law authorizes a justice of the peace to perform marriage ceremonies within the parish where the court of that justice of the peace is situated, and in any parish within the same supreme court district, which has no justice of the peace court.

Proposed law retains present law and adds that a justice of the peace may perform a marriage ceremony in any parish within the same supreme court district or in a parish which has no justice of the peace court.

Present law authorizes a justice of the peace to appoint a person residing within the territorial boundaries of the court to serve as a justice of the peace ad hoc for a maximum of 30 days in each year.

Proposed law requires the justice of the peace to notify the office of the attorney general within 72 hours of the appointment and provide the name, address, and telephone number of the ad hoc justice of the peace.

Present law provides that the justice of the peace ad hoc shall meet the qualifications required by law for the office of justice of the peace and be paid the same compensation from the same sources and have the powers and duties of a regular justice of the peace.

Proposed law retains present law.

(Amends R.S. 9:203(A)(5) and R.S. 13:2592(A))