

Regular Session, 2014

SENATE BILL NO. 675

BY SENATOR RISER

LAW ENFORCEMENT. Authorizes the appointment of deputy constables in Caldwell Parish. (8/1/14)

1 AN ACT

2 To enact R.S. 13:2583.6, relative to constables; to authorize a constable of a justice of the
3 peace court in Caldwell Parish to appoint a deputy; to require certain training; to
4 provide relative to the filing of certain oaths of office; to provide for compensation;
5 to provide for qualifications of office; to provide for residency requirements; to
6 provide for prohibitions; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 13:2583.6 is hereby enacted to read as follows:

9 **§2583.6. Deputies; oath; compensation; Caldwell Parish**

10 **A. Each duly elected constable of a justice of the peace court in Caldwell**
11 **Parish may appoint one deputy constable, if necessary, for whose acts the**
12 **constable shall be responsible. Before entering upon his duties, the deputy shall**
13 **take the oath required by the constitution and the laws of this state and meet the**
14 **requirements of R.S. 40:2402 through 2406. A duplicate copy of the oath of**
15 **office shall be filed with the office of the attorney general within seventy-two**
16 **hours after being administered. Any deputy constable appointed pursuant to**
17 **this Section shall not be entitled to any compensation from any local governing**

1 body or political subdivision, other than the constable's office, and shall not be
 2 entitled to any compensation from the state. Each constable may fix the
 3 compensation of his deputy. He may pay from the fees generated by his office
 4 any compensation due the deputy, the premiums on bonds required by him of
 5 a deputy in charge of public funds, insurance premiums, and any expenses
 6 necessary for the performance of duties required of the deputy. He may issue
 7 monthly or twice per month, at his discretion, to the deputy warrants or checks
 8 for the amounts due him.

9 B. Each deputy constable authorized by this Section shall have the same
 10 qualifications and training as required by law for a constable of a justice of the
 11 peace court. However, a deputy constable need not be a resident of the ward
 12 from which the constable is elected, but he must be a resident of Caldwell
 13 Parish.

14 C. The provisions of this Section shall have no effect on nor limit the
 15 authority of a justice of the peace to appoint a special deputy constable pursuant
 16 to R.S. 13:3477.

The original instrument and the following digest, which constitutes no part
 of the legislative instrument, were prepared by Cathy Wells.

DIGEST

Riser (SB 675)

Proposed law authorizes each duly elected constable of a justice of the peace court in Caldwell Parish to appoint and to fix the compensation of one deputy constable, for whose acts the constable shall be responsible.

Proposed law requires a copy of the oath of office to be filed with the office of the attorney general within 72 hours after the oath is administered.

Proposed law requires each deputy constable to have the same qualifications and training as required by law for a constable of a justice of the peace court and be a resident of Caldwell Parish.

Proposed law prohibits such deputy constable from being paid any compensation from any local governing body or political subdivision, other than the constable's office, and provides that such deputy constable shall not be entitled to any compensation from the state.

Effective August 1, 2014.

(Adds R.S. 13:2583.6)