

2015 Regular Session

HOUSE BILL NO. 118

BY REPRESENTATIVE JIM MORRIS

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

COURTS/JUSTICE OF PEACE: Provides relative to the appointment of a deputy constable of a justice of the peace court in Caddo Parish

1 AN ACT

2 To amend and reenact R.S. 13:2583.3(A) and (B), relative to constables; to provide with
3 respect to the constable of a justice of the peace court in Caddo Parish; to provide for
4 the appointment of one deputy constable; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 13:2583.3(A) and (B) are hereby amended and reenacted to read as
7 follows:

8 §2583.3. Deputies; oath; compensation; Caddo Parish

9 A. Each duly elected constable of a justice of the peace court in Caddo
10 Parish may appoint one ~~or more deputy constables~~ constable, if necessary, for whose
11 acts the constable shall be responsible. Before entering upon his duties, each deputy
12 shall take the oath required by the constitution and the laws of this state and meet the
13 requirements of ~~R.S. 40:2402 through 2406~~ R.S. 40:2405. A duplicate copy of the
14 oath of office shall be filed with the office of the attorney general within seventy-two
15 hours after being administered. Any deputy constable appointed pursuant to this
16 Section shall not be entitled to any compensation from any local governing body or
17 political subdivision, other than the constable's office, and shall not be entitled to any
18 compensation from the state. Each constable may fix the compensation of his deputy
19 ~~or deputies~~. He may pay from the fees generated by his office any compensation due
20 to a the deputy, the premiums on bonds required by him of a deputy in charge of

1 public funds, insurance premiums, and any expenses necessary for the performance
2 of duties required of a the deputy. He may issue monthly or twice per month, at his
3 discretion, warrants or checks for the amounts due to a the deputy.

4 B. Each deputy constable authorized by this Section shall have the same
5 qualifications and training as required by law for a constable of a justice of the peace
6 court. ~~A~~ The deputy constable need not be a resident of the ward from which the
7 constable is elected, but he must be a resident of Caddo Parish.

8 * * *

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)]

HB 118 Original

2015 Regular Session

Jim Morris

Abstract: Authorizes each constable of a justice of the peace court in Caddo Parish to appoint one deputy constable.

Present law authorizes each constable of a justice of the peace court in Caddo Parish to appoint one or more deputy constables to assist with the responsibilities of the constable's office. Present law further provides relative the oath of office, residency requirements, compensation, and payment of insurance premiums and expenses for the deputies.

Proposed law changes the number of appointments authorized by the constable from one or more deputy constables to one deputy constable and otherwise retains present law.

(Amends R.S. 13:2583.3(A) and (B))