SLS 19RS-153

ENGROSSED

2019 Regular Session

SENATE BILL NO. 70

BY SENATOR DONAHUE

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

COURTS. Provides relative to justice of the peace courts and constables in St. Tammany Parish. (gov sig)

1	AN ACT
2	To enact R.S. 13:2586(C)(6), 2587.3 and 2589(D), relative to justice of the peace courts in
3	St. Tammany Parish; to provide relative to jurisdiction and procedures; to provide
4	relative to property standards and nuisance violations; to provide for actions by
5	constables; to provide relative to procedures and reimbursement; and to provide for
6	related matters.
7	Be it enacted by the Legislature of Louisiana:
8	Section 1. R.S. 13: 2586(C)(6), 2587.3 and 2589(D) are hereby enacted to read as
9	follows:
10	§2586. Jurisdiction and procedure
11	* * *
12	С.
13	* * *
14	(6)(a) A constable of a justice of the peace court in St. Tammany Parish
15	may issue a summons or serve a subpoena anywhere within St. Tammany
16	Parish for a property standards or nuisance violation adopted pursuant to local
17	ordinance.

Page 1 of 3 Coding: Words which are struck through are deletions from existing law; words in **boldface type and underscored** are additions.

1	(b) A justice of the peace court in St. Tammany Parish shall have
2	concurrent jurisdiction over a property standards or nuisance violation adopted
3	pursuant to local ordinance, except as provided in Subparagraph (c) of this
4	Paragraph.
5	(c) In Ward 8, a property standards or nuisance violation adopted
6	pursuant to local ordinance shall be prosecuted in Slidell City Court or Ward
7	8 Justice of the Peace Court. In Ward 9, a property standards or nuisance
8	violation adopted pursuant to local ordinance shall be prosecuted in Slidell City
9	<u>Court.</u>
10	* * *
11	§2587.3 Prosecution of property standards and nuisance violations in justice of
12	the peace courts
13	When a justice of the peace court in St. Tammany Parish has concurrent
14	jurisdiction over a property standards or nuisance violation adopted pursuant
15	to local ordinance, the constable of that court may act as prosecutor if
16	authorized by the court, or the deputy constable if authorized may act as
17	prosecutor if the constable was the arresting officer, issued the citations of
18	summons, or is a witness. If there is no deputy constable, then the justice of the
19	peace may appoint a special deputy constable to prosecute the case or may
20	authorize a constable from another ward in the parish to prosecute the matter.
21	* * *
22	§2589. Compensation of justices of the peace and constables in criminal matters
23	* * *
24	D. In St. Tammany Parish, in addition to the reimbursement provided
25	in Subsection B of this Section, the justice of the peace courts and ward
26	constable offices shall also be reimbursed for handling property standards and
27	nuisance violations as defined per local ordinance.
28	Section 2. This Act shall become effective upon signature by the governor or, if not
29	signed by the governor, upon expiration of the time for bills to become law without signature

Page 2 of 3 Coding: Words which are struck through are deletions from existing law; words in **boldface type and underscored** are additions.

SLS 19RS-153

- 1 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
- 2 vetoed by the governor and subsequently approved by the legislature, this Act shall become
- 3 effective on the day following such approval.

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Xavier I. Alexander.

DIGEST

SB 70 Engrossed

2019 Regular Session

Donahue

<u>Proposed law</u> provides that the justice of the peace courts in St. Tammany Parish shall have concurrent jurisdiction with district courts over property standards and nuisance violations except in Ward 9, which shall be prosecuted in Slidell City Court, and in Ward 8, Slidell City Court, and Ward 8 Justice of the Peace Court.

<u>Proposed law</u> provides that the constable of the justice of the peace court in St. Tammany Parish or his deputy may, if authorized, act as a prosecutor to adjudicate property standards and nuisance violations.

<u>Proposed law</u> provides that the justice of the peace courts and constable offices in St. Tammany Parish shall be reimbursed for handling property standards and nuisance violations.

Effective upon signature of the governor or lapse of time for gubernatorial action.

(Adds R.S. 13: 2586(C)(6), 2587.3, and 2589(D))