

2026 Regular Session

HOUSE BILL NO. 1038

BY REPRESENTATIVE BOYER

LAW ENFORCEMENT: Provides relative to the authority of a marshal to issue commissions to deputy marshals

1 AN ACT

2 To amend and reenact R.S. 13:1881(B), relative to marshals; to provide relative to the  
3 appointment of deputy marshals; to provide for duties of local governing authorities;  
4 and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 13:1881(B) is hereby amended and reenacted to read as follows:

7 §1881. General powers and duties of marshal; deputy marshals

8 \* \* \*

9 B.(1) The marshal may appoint one or more deputy marshals having who are  
10 credentialed and have the same powers and authority as the marshal, ~~but the subject~~  
11 to approval from the local governing authority where the marshal has territorial  
12 jurisdiction. Any deputy marshal who is approved shall be insured by the local  
13 governing authority. Each local governing authority shall notify its respective  
14 marshal at the beginning of each fiscal year regarding the maximum number of  
15 commissions that may be issued. If a marshal's jurisdiction extends into a ward, the  
16 governing authority with the greater population amount as provided in the most  
17 recent federal decennial census shall serve as the governing authority with decision-  
18 making authority over the maximum amount of allowable commissions. The  
19 marshal ~~shall be~~ is responsible for ~~their~~ the actions of the deputy marshal.

1           (2) The compensation of the deputy marshals shall be fixed and paid by the  
2           governing authorities of the city or cities or parish, or all governing authorities,  
3           where the court has territorial jurisdiction. The city marshal may use funds available  
4           for expenses of his office, including proceeds from costs assessed in criminal matters  
5           pursuant to R.S. 13:1899, to pay an amount in excess of the fixed salary or to pay the  
6           amount fixed or any portion ~~thereof~~ of the fixed salary to deputy marshals or to  
7           employ additional deputies. ~~However, nothing~~ Nothing in this Subsection ~~shall~~  
8           ~~authorize~~ authorizes the city marshal to fix or supplement his own salary. ~~In and in~~  
9           no event shall the salary of any deputy exceed that of his city marshal.

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 1038 Original

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Boyer

**Abstract:** Authorizes a marshal to issue commissions to deputy marshals, and provides for related compensation.

Present law provides for general powers and duties of a marshal and the appointment of deputy marshals.

Proposed law amends present law to authorize the marshal to appoint one or more deputy marshals who are credentialed and have the same powers and authority as the marshal, subject to approval from the local governing authority where the marshal has territorial jurisdiction.

Proposed law requires the local governing authority to insure any approved deputy marshal.

Proposed law requires each local governing authority to notify its respective marshal at the beginning of each fiscal year regarding the maximum number of commissions that may be issued.

Proposed law provides that if a marshal's jurisdiction extends into a ward, the governing authority with the greater population amount is the governing authority with decision-making authority over the maximum amount of allowable commissions.

(Amends R.S. 13:1881(B))