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## DIGEST

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HB 1038 Reengrossed

2026 Regular Session

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. Further requires the minimum amount of insurance coverage to be \$3 million dollars.

Proposed law requires the marshal to pay, from fees collected by the court of his territorial jurisdiction, any costs associated with properly insuring deputy marshals, unless otherwise mutually agreed to with the respective local governing authority.

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.

Proposed law relative to the issuance of commissions does not pertain to any elected city marshal who also serves as the chief of police.

Proposed law does not apply to any marshal with a territorial jurisdiction that exceeds a population of 40,000 or more as provided in the most recent federal decennial census.

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

### Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Administration of Criminal Justice to the original bill:

1. Require the minimum amount of insurance coverage be \$3 million.
2. Require the marshal to pay any costs associated with properly insuring deputy marshals and clarify that the funding source for these costs are fees collected by the court of the marshal's territorial jurisdiction.
3. Clarify that proposed law relative to the issuance of deputy marshal commissions does not apply to any elected city marshal who also serves as the chief of police.
4. Make technical changes.

The House Floor Amendments to the engrossed bill:

1. Provide that proposed law does not apply to any marshal with a territorial jurisdiction that exceeds a population of 40,000 or more as provided in the most recent federal decennial census.
2. Make technical changes.