HLS 13RS-753 ORIGINAL

Regular Session, 2013

HOUSE BILL NO. 174

1

BY REPRESENTATIVE ARNOLD

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

AN ACT

CLERKS OF COURT: Provides for an increase in salary for clerks of court

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2	To amend and reenact R.S. 13:782(A) and to repeal R.S. 13:782(K), relative to clerks of
3	districts courts; to provide for an increase in annual compensation for clerks of
4	district courts; to require annual certification training; and to provide for related
5	matters.
6	Be it enacted by the Legislature of Louisiana:
7	Section 1. R.S. 13:782(A) is hereby amended and reenacted to read as follows:
8	§782. Compensation of clerks
9	A.(1) Clerks of district courts of the various parishes shall establish their
10	own rates of annual compensation for their services, payable out of the clerk's salary
11	fund, which rates shall not exceed the following amounts based on the applicable
12	population of the respective parishes, according to the latest United States census or
13	the population estimates published pursuant to the United States Bureau of the
14	Census Federal State Cooperative Program for Population Estimates as follows:
15	Population Compensation
16	(a) Less than 50,000 \$ 88,000
17	(b) 50,000-200,000 \$ 98,000
18	(c) Over 200,000 \$108,000
19	(d) Beginning in Fiscal Year 2012-2013, the compensation for each
20	population class shall be increased by four percent for each year through Fiscal Year

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CODING: Words in struck through type are deletions from existing law; words <u>underscored</u> are additions.

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1 2016-2017. The applicable compensation for each fiscal year shall be used to 2 calculate any compensation granted by Subsection J of this Section for the fiscal 3 year. 4 (2) A clerk is eligible to receive a salary increase as provided for by this 5 Subsection if the clerk completes the annual certification updates and renewal courses as provided for in Subparagraph (I)(4)(c) of this Section. 6 7 (3) Nothing in this Section shall be construed to limit clerks from 8 participation in an approved state deferred compensation plan as specified in R.S. 9 42:1301 et seq. A clerk shall not authorize or receive an employer contribution that 10 would be more favorable than that offered to the employees of the clerk's office. 11 12 Section 2. R.S. 13:782(K) is hereby repealed in its entirety. Section 3. This Act shall become effective upon signature by the governor or, if not 13 14 signed by the governor, upon expiration of the time for bills to become law without signature 15 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If

DIGEST

vetoed by the governor and subsequently approved by the legislature, this Act shall become

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Abstract: Authorizes a 4% increase in compensation for clerks of district courts.

<u>Present law</u> authorizes clerks of district courts of the various parishes to establish their own rates of annual compensation not to exceed a certain amount, based on the population of their parishes according to the latest U.S. census or estimates published pursuant to the U.S. Bureau of the Census Federal State Cooperative Program for Population Estimates.

<u>Present law</u> further provides that the annual compensation cannot exceed the following amounts based on population:

Population: Compensation:

(1) Less than 50,000 \$ 88,000

effective on the day following such approval.

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(2) 50,000-200,000 \$ 98,000

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(3) Over 200,000

\$108,000

Proposed law authorizes a 4% increase beginning in FY 2012-2013 through FY 2016-2017.

<u>Proposed law</u> provides that the applicable fiscal year compensation should be used to calculate the increase authorized by <u>present law</u> for approved completion of the clerks of court certification program.

<u>Proposed law</u> requires that a clerk must complete the annual certification update and renewal course to be eligible to receive the salary increase.

<u>Proposed law</u> deletes an obsolete provision of <u>present law</u> which provides that the clerks' salary begins in FY 1997-1998.

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

(Amends R.S. 13:782(A); Repeals R.S. 13:782(K))