

Regular Session, 2013

HOUSE BILL NO. 332

BY REPRESENTATIVE GAROFALO

COURTS/COURT COSTS: Provides for an increase in court costs for justice of the peace courts

1 AN ACT

2 To amend and reenact R.S. 13:2590(A)(1) through (21) and (25) and to enact R.S.
3 13:2590(A)(32), relative to justice of the peace court costs; to provide for an increase
4 in court costs collected by a justice of the peace for certain filings and services in
5 civil matters; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 13:2590(A)(1) through (21) and (25) are hereby amended and
8 reenacted and R.S. 13:2590(A)(32) is hereby enacted to read as follows:

9 §2590. Security for costs; advanced costs deposit

10 A. A justice of the peace may demand and receive up to the following
11 amounts and no others for filings and services in civil matters:

12 (1) New suit: ~~eighty~~ one hundred dollars, and ~~ten~~ twenty dollars per
13 additional defendant.

14 (2) Eviction proceeding: ~~eighty~~ one hundred dollars, and ~~ten~~ twenty dollars
15 per additional defendant.

16 (3) Writ of execution: ~~thirty~~ forty dollars, and ~~ten~~ twenty dollars per
17 additional defendant.

18 (4) Appointment of keeper/curator: sixty dollars, plus storage cost if
19 necessary.

1 (5) Writ of sequestration: thirty dollars, and ~~ten~~ twenty dollars per additional
2 defendant.

3 (6) Motion and order to show cause (leased movables): sixty dollars, and ~~ten~~
4 twenty dollars per additional defendant.

5 (7) Petition to make judgment executory (except garnishment): sixty dollars,
6 and ~~ten~~ twenty dollars per additional defendant.

7 (8) ~~Answer and reconventional~~ Reconventional or ~~third-party~~ third-party
8 demand; cross-claim; intervention: thirty dollars, and ~~ten~~ twenty dollars per
9 additional party.

10 (9) Writ of fieri facias and execution: sixty dollars, and ~~ten~~ twenty dollars
11 per additional defendant.

12 (10) Garnishment, writ of attachment through garnishment: sixty dollars, and
13 ~~ten~~ twenty dollars per additional defendant, plus fifteen dollars for attorney
14 answering any interrogatories.

15 (11) Service of garnishment pleadings and order on defendant when
16 garnishee is a financial institution: forty dollars, and ~~ten~~ twenty dollars per additional
17 defendant.

18 (12) Interrogatories to be served: forty dollars, and ~~ten~~ twenty dollars per
19 additional party.

20 (13) Motion for new trial: forty dollars, and ~~ten~~ twenty dollars per additional
21 party.

22 (14) Petition for deficiency judgment (executory process): eleven dollars and
23 fifty cents, and forty dollars for one defendant, and ~~ten~~ twenty dollars per additional
24 defendant.

25 (15) Reissuance of citation and petition: forty dollars, and ~~ten~~ twenty dollars
26 per additional defendant.

27 (16) Request for admissions to be served: forty dollars, and ~~ten~~ twenty
28 dollars per additional party.

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(17) Rule to show cause: forty dollars, and ~~ten~~ twenty dollars per additional

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party.

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(18) Supplemental or amended pleading: thirty dollars, and ~~ten~~ twenty

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dollars per additional party.

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(19) Motion to amend judgment: thirty dollars, and ~~ten~~ twenty dollars per

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additional party.

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(20) Judgment debtor rule: ~~forty~~ eighty dollars, and ~~ten~~ twenty dollars per

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additional defendant.

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(21) Motion for summary judgment: forty dollars, and ~~ten~~ twenty dollars per

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additional party.

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(25) Act of congress: eleven dollars, and ~~ten~~ twenty dollars per additional

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party.

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(32) Any other pleading or motion not listed, thirty dollars.

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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)]

Garofalo

HB No. 332

Abstract: Provides for an increase in court costs collected by a justice of the peace for certain filings in civil matters.

Present law provides for a justice of the peace to demand and receive certain amounts for filings and services in civil matters.

Proposed law provides for an increase in court costs collected by a justice of the peace for certain filings and services in civil matters.

Proposed law provides for an increase of \$10 in court costs for each additional defendant on certain filings in civil matters.

(Amends R.S. 13:2590(A)(1)-(21) and (25); Adds R.S. 13:2590(A)(32))

Summary of Amendments Adopted by House

Committee Amendments Proposed by House Committee on Judiciary to the original bill.

1. Changed the fee for new suit filings from \$10 to \$20 per additional defendant.
2. Made technical amendments.