

2018 Regular Session

HOUSE BILL NO. 493

BY REPRESENTATIVE GARY CARTER

JUDGES: Provides relative to the Judicial Council of the Supreme Court of Louisiana

1 AN ACT

2 To amend and reenact R.S. 13:62(B), relative to the Judicial Council of the Supreme Court
3 of Louisiana; to provide for the content of recommendations made by the council to
4 the legislature; to provide for the deadlines relative thereto; and to provide for related
5 matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 13:62(B) is hereby amended and reenacted to read as follows:

8 §62. Court costs and fees; submission to Judicial Council; recommendation

9 * * *

10 B. No law to provide for a new court cost or fee or to increase an existing
11 court cost or fee shall be enacted unless first submitted to the Judicial Council for
12 review and recommendation to the legislature. Such review and recommendation
13 shall include, but not be limited to, factors such as ~~to~~ whether the court cost or fee
14 is reasonably related to the operation of the courts or court system. A copy of the
15 proposal for a new or increased court cost or fee shall be submitted to the Judicial
16 Council no later than ~~January~~ October fifteenth of the calendar year ~~in which~~ before
17 the proposal is intended to be introduced in the legislature, and a copy shall be
18 provided to the legislature, through the clerk of the House of Representatives and the
19 secretary of the Senate, at the time it is submitted to the Judicial Council for review.

20 The Judicial Council shall notify the legislature of its recommendation, through the

1 clerk of the House of Representatives and the secretary of the Senate, by March
 2 ~~fifteenth~~ first of ~~that same~~ each year.

3 * * *

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 493 Reengrossed

2018 Regular Session

Gary Carter

Abstract: Provides for factors to be considered in the review and recommendation by the Judicial Council of the Supreme Court of La. (the council) relative to laws creating or increasing court costs or fees and provides earlier deadlines for submission of laws to the council for its review and for notification of the council's recommendations to the legislature.

Present law provides that laws providing for a new or increased court cost or fee shall only be enacted if they are first submitted to the council for review and recommendation to the legislature as to whether the court cost or fee is reasonably related to the operation of the courts or court system. Proposed law requires that the review and recommendation include factors such as whether the court cost or fee is reasonably related to the operation of the courts or court system.

Proposed law changes the deadline for submitting a copy of the proposal to the Judicial Council from Jan. 15th of the calendar year in which the proposal is to be introduced to Oct. 15th of the calendar year before the proposal to be introduced. Proposed law changes the deadline for the council to notify the legislature of its recommendation from March 15th to March 1st.

(Amends R.S. 13:62(B))

Summary of Amendments Adopted by House

The House Floor Amendments to the engrossed bill:

1. Provide that the review by the Judicial Council include factors such as whether the court cost is reasonably related to the operation of the courts or court system.