

Regular Session, 2012

ACT No. 815

HOUSE BILL NO. 1010

BY REPRESENTATIVES ARNOLD, EDWARDS, AND MACK

AN ACT

To amend and reenact R.S. 13:392 and to enact R.S. 13:352(D), (E), and (F), and 588, relative to furniture and equipment purchased or owned by the courts of appeal and each judicial district court; to require the title of all furniture and equipment purchased and in possession of the courts of appeal to vest in the purchasing court; to require an itemized statement of furniture and equipment requested for purchase; to authorize certain persons to complete the sale of furniture or equipment; to authorize any judge to purchase furniture and equipment with nonpublic funds upon termination of office; to provide for the disposition of the sale proceeds; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 13:392 is hereby amended and reenacted and R.S. 13:352(D), (E), and (F) and 588 are hereby enacted to read as follows:

§352. Fees; bond premiums; equipment, supplies, and other expenses; reimbursement of expenses of judges of courts of appeal

* * *

D. Title to all furniture and equipment purchased pursuant to the provisions of this Section shall vest in the purchasing court.

E. Notwithstanding the provisions of Part XI of Chapter 1 of Title 39 of the Louisiana Revised Statutes of 1950, upon termination of office, each judge having possession of equipment or furniture purchased with the fees provided in this Section may purchase such property with nonpublic funds at a cost of the standard depreciated value of the property. The clerk, or presiding judge, or any judge by

1 direction of the court, is authorized to complete such sales, and the proceeds of the
2 sales are to be retained by the clerk and expended as provided for in this Section.

3 F. The provisions of this Section shall apply to all furniture and equipment
4 in the possession of the courts of appeal regardless of the date of acquisition.

5 * * *

6 §392. Payment of expenses

7 A. The presiding judge of each of the courts of appeal, or any one of the
8 judges, by the direction of the court, may draw a monthly warrant on the state for
9 one-twelfth of the amount of the annual appropriation as made by the legislature for
10 the expense of operation and maintenance of the ~~said~~ court.

11 B. Title to all furniture and equipment purchased pursuant to the provisions
12 of this Section shall vest in the purchasing court. Furniture and equipment shall be
13 purchased by the presiding judge, or any judge, by direction of the court in
14 accordance with purchasing policies of the Judicial Budgetary Control Board upon
15 presentation of itemized statements from judges setting forth in detail the furniture
16 and equipment desired to be purchased.

17 C. Notwithstanding the provisions of Part XI of Chapter 1 of Title 39 of the
18 Louisiana Revised Statutes of 1950, upon termination of office, each judge having
19 possession of equipment or furniture purchased with the fees provided in this Section
20 may purchase such property with nonpublic funds at a cost of the standard
21 depreciated value of the property. The presiding judge, or any judge, by direction
22 of the court, is authorized to complete such sale and the proceeds of the sales are to
23 be retained by the court in the generated revenue account and expended as provided
24 for in R.S. 13:352.

25 D. The provisions of this Section shall apply to all furniture and equipment
26 in the possession of the courts of appeal regardless of the date of acquisition.

27 * * *

28 §588. Authority of judges to purchase furniture and equipment

29 Notwithstanding the provisions of Part XI of Chapter 1 of Title 39 of the
30 Louisiana Revised Statutes of 1950, upon termination of office, each judge having

1 ~~possession of equipment or furniture purchased by the judicial district court, may~~
2 ~~purchase such property with nonpublic funds at a cost of the standard depreciated~~
3 ~~value of the property. The presiding judge, or any judge, by direction of the court,~~
4 ~~is authorized to complete such sale and the proceeds of the sales are to be deposited~~
5 ~~in the account from which the funds were expended to purchase the furniture and~~
6 ~~equipment.~~

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____