

Regular Session, 2014

HOUSE BILL NO. 752

BY REPRESENTATIVE MORENO

CRIME/FELONIES: Expands the crime of filing a false lien against a law enforcement or court officer to include liens against any clerk of court, deputy clerk of court, and recorder of mortgages

1 AN ACT

2 To amend and reenact R.S. 14:133.6(B)(1), relative to the crime of filing a false lien; to
3 expand the crime of filing a false lien against a law enforcement or court officer; to
4 amend the definition of "court officer" to include clerk of court, deputy clerk of
5 court, and recorder of mortgages; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 14:133.6(B)(1) is hereby amended and reenacted to read as follows:

8 §133.6. Filing a false lien against a law enforcement or court officer

9 * * *

10 B. For purposes of this Section, the following definitions shall apply:

11 (1) "Court officer" means any active or retired justice of the peace, any
12 active or retired judge of a city, parish, state, or federal court located in this state, any
13 district attorney, assistant district attorney, or investigator within the office of a
14 district attorney, any city prosecutor, assistant city prosecutor, or investigator within
15 the office of a city prosecutor, ~~and~~ the attorney general and any assistant attorney
16 general or investigator within the office of the attorney general, and any clerk of
17 court, deputy clerk of court, and recorder of mortgages.

18 * * *

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)]

Moreno

HB No. 752

Abstract: Expands the crime of filing a false lien against a law enforcement or court officer to include any clerk of court, deputy clerk of court, and recorder of mortgages.

Present law provides for the crime of filing a false lien against a law enforcement or court officer which occurs when a person files any public records, or any private record which is generally available to the public, any false lien or encumbrance against the real or personal property of a law enforcement officer or court officer, as retaliation against the officer for the performance of his official duties, knowing or having reason to know that such lien or encumbrance is false or contains any materially false, fictitious, or fraudulent statement or representation.

Proposed law expands the definition of "court officer" to include any clerk of court, deputy clerk of court, and recorder of mortgages.

(Amends R.S. 14:133.6(B)(1))

Summary of Amendments Adopted by House

House Floor Amendments to the engrossed bill.

1. Made a technical correction to clarify that a deputy clerk of court is included in the definition of "court officer".