

SENATE SUMMARY OF HOUSE AMENDMENTS

SB 560 By Senator Gallot

KEYWORD AND SUMMARY AS RETURNED TO THE SENATE

MUNICIPALITIES. Establishes the Mayor's Court of the village of Creola. (gov sig)

SUMMARY OF HOUSE AMENDMENTS TO THE SENATE BILL

1. Limits jurisdiction of the mayor's court to traffic citations for minor speeding violations which exceed the posted limit by more than 10 mph.

DIGEST OF THE SENATE BILL AS RETURNED TO THE SENATE

Gallot (SB 560)

Proposed law, creates a mayor's court of the village of Creola.

Present law provides for mayor's court in certain Lawrason Act municipalities with jurisdiction over violations of municipal ordinances. Provides that the mayor may try all breaches of the ordinances and impose fines or imprisonment, or both, provided for the infraction thereof. Authorizes the mayor may also impose court costs not to exceed \$30 for each offense, as defined by ordinance, on any defendant convicted of a violation of a municipal ordinance. Authorizes the mayor to suspend the execution in whole or in part of a fine or imprisonment, or both, imposed for violation of a municipal ordinance and place the defendant on unsupervised or supervised probation with such conditions as the mayor may fix and, at any time during the probation, modify, add, or discharge.

Present law authorizes the board of aldermen, upon request of the mayor, to appoint one or more attorneys as court magistrate who serves at the pleasure of the mayor. Also authorizes the board, upon request of the mayor, to appoint one or more attorneys as prosecutor who shall serve at the pleasure of the mayor.

Present law provides the mayor with the power of a committing magistrate. Provides that the presiding officer of a mayor's court is entitled to judicial immunity for his official acts as presiding officer in the same capacity as a judge in this state.

Present law requires that the mayor keep a regular docket and a perfect record of all cases tried. Provides that he may hold his court at any time. Requires that the marshal attend the court and serve its process and act as its executive officer.

Proposed law provides that present law applies to provisions that govern and regulate the mayor's court of the village of Creola, the jurisdiction of the court, and the power and authority of the mayor and other officers of the court.

Proposed law limits the jurisdiction of the mayor's court to minor traffic citations issued for exceeding the posted speed limit by more than 10 mph.

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

(Adds R.S. 33:455)

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