
DIGEST

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HB 368 Original

2016 Regular Session

Berthelot

Abstract: Provides procedures for the filing and recordation of certain judgments dismissing all claims against governmental entities exempt from court costs, and prohibits the clerk of court from attempting to collect court costs from such entities.

Proposed law provides that if a governmental entity, exempt from the payment of court costs, is the prevailing party-defendant following a hearing on an exception or is the prevailing party following a hearing on a motion for summary judgment, the result of which is dismissal of all claims against the exempted governmental entity with all costs assessed to opposing litigants, the clerk of court shall file the proposed judgment evidencing the court's ruling immediately upon receipt of the judgment and shall timely process the execution and recordation of the judgment.

Proposed law prohibits the clerk of court from attempting to collect court costs from an exempted entity subject to the provisions of present law.

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

(Adds R.S. 13:4521(D))