

2022 Regular Session

HOUSE BILL NO. 28

BY REPRESENTATIVE MUSCARELLO

COURTS/CITY: Provides relative to certain eviction proceedings in the City Court of Hammond

1 AN ACT

2 To amend and reenact Code of Civil Procedure Article 4844, relative to the City Court of  
3 Hammond; to provide for the jurisdictional amount in certain eviction proceedings;  
4 and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. Code of Civil Procedure Article 4844 is hereby amended and reenacted  
7 to read as follows:

8 Art. 4844. Amount in dispute; eviction proceedings

9 A. ~~Except as otherwise provided in this Article,~~ a parish court or city court  
10 shall have jurisdiction, concurrent with the district court, over suits by owners and  
11 landlords for the possession of leased premises as follows:

12 (1) When the lease is by the day and the daily rental is one hundred fifty  
13 dollars or less.

14 (2) When the lease is by the week and the weekly rental is five hundred  
15 dollars or less.

16 (3) When the lease is by the month and the monthly rental is three thousand  
17 dollars or less.

18 (4) When the lease is by the year and the annual rental is thirty-six thousand  
19 dollars or less.

1           (5) When the suit is to evict an occupant as defined by Article 4704, if the  
2           annual value of the right of occupancy does not exceed the amount in dispute to  
3           which the jurisdiction of the court is limited by Articles 4842 and 4843 or as to the  
4           amounts set forth in Subparagraphs (3) and (4) of this Paragraph.

5           ~~(6)~~ B. In the City Court of East St. Tammany, the city court shall have the  
6           same jurisdictional limit for possession of leased premises in eviction proceedings  
7           as provided for in Article 4912 for justice of the peace courts.

8           C. In the City Court of Hammond, the city court shall have jurisdiction over  
9           suits by owners and landlords for the possession of leased premises when the lease  
10          is by the month and the monthly rental is five thousand dollars or less.

11          ~~B:~~ D. In computing the jurisdictional amount for purposes of eviction suits,  
12          the daily, weekly, monthly, annual, or other rental provided by the lease, exclusive  
13          of interest, penalties, or attorney fees, shall determine the amount in dispute.

#### 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 28 Original

2022 Regular Session

Muscarello

**Abstract:** Increases the jurisdictional amount for certain eviction proceedings in the City Court of Hammond from \$3,000 to \$5,000.

Present law provides, in part, that a parish court or city court has jurisdiction, concurrent with the district court, over suits by owners and landlords for the possession of leased premises when the lease is by the month and the monthly rental is \$3,000 or less.

Proposed law authorizes the City Court of Hammond to have jurisdiction over suits by owners and landlords for the possession of leased premises when the lease is by the month and the monthly rental is \$5,000 or less.

(Amends C.C.P. Art. 4844)