

2017 Regular Session

HOUSE BILL NO. 73

BY REPRESENTATIVE MACK

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

COURTS/CITY: Authorizes an increase in fees by the Hammond city marshal and provides for the use of fees

1 AN ACT

2 To amend and reenact R.S. 13:5807.2, relative to the collection and use of fees by the  
3 marshal of the city of Hammond; to provide for a maximum fee in certain civil  
4 matters; to provide for an increase in the maximum use of fees for operational  
5 expenses of the office; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 13:5807.2 is hereby amended and reenacted to read as follows:

8 §5807.2. Fees and costs; Hammond city marshal

9 A. Notwithstanding the provisions of R.S. 13:5807, the marshal of the city  
10 of Hammond shall be entitled to ~~the following fees of office and no more in a fee of~~  
11 up to fifteen dollars in the following civil matters:

12 (1) For making service and return of citation with or without petition on each  
13 defendant, ~~nine dollars.~~

14 (2) For making service and return of supplemental or amended petition with  
15 or without accompanying citation, ~~nine dollars.~~

16 (3) For making service and return of interrogatories and notice of cross  
17 interrogatories, ~~nine dollars.~~

18 (4) For making service and return of garnishment under writ of fieri facias;  
19 ~~twelve dollars.~~

1 (5) For making service and return of writ of attachment on each witness, ~~ten~~  
2 ~~dollars.~~

3 (6) For making service and return of writ of sequestration, ~~ten dollars.~~

4 (7) For taking bond authorized by law, ~~ten dollars.~~

5 (8) For making service and return of notice of judgment, ~~nine dollars.~~

6 (9) For making service and return of citation and petition for appeal and  
7 order, ~~nine dollars.~~

8 (10) For return on writ of fieri facias, ~~ten dollars.~~

9 (11) For making service and return of citations requiring personal service,  
10 ~~ten dollars~~ including a rule nisi, subpoena, subpoena duces tecum, and judgment  
11 debtor.

12 (12) ~~For keeping property under seizure by any writ or process, fees to be~~  
13 ~~fixed by the court after service of notice to the parties or their attorneys of record in~~  
14 ~~the suit.~~

15 (13) ~~For collecting money pursuant to an execution of an order of seizure~~  
16 ~~and sale or a writ, without either seizure or sale, six percent, with a minimum of ten~~  
17 ~~dollars for each execution or order of seizure and sale.~~

18 (14) For serving ~~each order~~ all other orders of court not otherwise herein  
19 specially provided for, nine dollars specified in this Section.

20 (15) ~~For each mile or fraction thereof actually and necessarily traveled in~~  
21 ~~going to and returning from the service of any process of court, the marshal of the~~  
22 ~~city of Hammond shall be reimbursed at a rate equal to that rate established for state~~  
23 ~~employees by the division of administration.~~

24 B. The marshal of the city of Hammond shall be entitled to the following  
25 additional fees in civil matters:

26 (1) For keeping property under seizure by any writ or process, fees shall be  
27 fixed by the court after service of notice to the parties or their attorneys of record in  
28 the suit.



Proposed law increases the available fees for use for operational expenses from \$15,500 to \$50,000.

(Amends R.S. 13:5807.2)