
DIGEST

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HB 73 Original

2018 Regular Session

Bacala

Abstract: Requires the constable of a justice of the peace to collect a 6% fee for collecting money for execution of a writ of fieri facias, and provides for payment to the sheriff, marshal, or constable prior to payment to the seizing creditor.

Present law requires that in specific garnishment proceedings, a judgment shall be rendered which provides for payment to seizing creditors.

Proposed law allows the constable of a justice of the peace to receive a 6% fee for collecting money for execution of a writ of fieri facias, without either seizure or sale.

Proposed law amends present law to require that the sheriff, marshal, constable, or justice of the peace first receive the payment from certain garnishment proceedings for processing before the payment is made to the seizing creditor.

(Amends R.S. 13:2590(A)(intro. para.), (B) and (C) and 3921(A); Adds R.S. 13:2590(D))