

2018 Regular Session

HOUSE BILL NO. 190

BY REPRESENTATIVE CARMODY

DISTRICT ATTORNEYS: Provides relative to fees for pretrial programs in the parishes of Caddo and Bossier

1 AN ACT

2 To amend and reenact R.S. 16:17(E) and to enact R.S. 16:18, relative to pretrial diversion
3 or intervention programs in the parishes of Caddo and Bossier; to provide relative
4 to the assessment of a reasonable fee; to provide for the disbursement of proceeds
5 of such fee; and to provide for related matters.

6 Notice of intention to introduce this Act has been published
7 as provided by Article III, Section 13 of the Constitution of
8 Louisiana.

9 Be it enacted by the Legislature of Louisiana:

10 Section 1. R.S. 16:17(E) is hereby amended and reenacted and R.S. 16:18 is hereby
11 enacted to read as follows:

12 §17. Victims assistance program; creation

13 * * *

14 E. Except in the parishes of Caddo and Bossier, the ~~The~~ district attorney may
15 assess and collect a reasonable fee from participants in pretrial diversion or pretrial
16 intervention programs to support and maintain victims assistance and/or diversionary
17 programs.

18 §18. Pretrial diversion in the parishes of Caddo and Bossier; fees

19 A district attorney may assess a reasonable fee to a participant in a pretrial
20 diversion or pretrial intervention program operated in the parishes of Caddo or

- 1 Bossier. The participant shall pay this fee to the sheriff and the sheriff shall disburse
2 the proceeds of the fee as follows:
- 3 (1) Twenty-eight percent to the criminal court fund.
4 (2) Eighteen percent to the office of the district public defender.
5 (3) Twelve percent to the office of the district attorney.
6 (4) Twelve percent to the criminalistics laboratory which performs the
7 majority of crime lab services for the district.
8 (5) Eight percent to the sheriff's general fund.
9 (6) Eight percent to the juror and witness fee fund.
10 (7) Five percent to the clerk of court.
11 (8) Four percent to the juvenile detention fund.
12 (9) Four percent to the judicial expense fund.
13 (10) One percent to the state treasury to be deposited into the Traumatic
14 Head and Spinal Cord Injury Fund.
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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 190 Original

2018 Regular Session

Carmody

Abstract: In the parishes of Caddo and Bossier, requires the disbursement of a reasonable fee for participation in pretrial programs to specific entities.

Present law authorizes a district attorney to assess and collect a reasonable fee from participants in pretrial diversion or pretrial intervention programs. Provides that such fees are to be used to support and maintain victims assistance programs, diversionary programs, or both.

Proposed law retains present law, but requires, in the parishes of Caddo and Bossier, that the fees be disbursed in various percentages to the criminal court fund, the office of the district public defender, the office of the district attorney, the criminalistics laboratory which performs the majority of crime lab services for the district, the sheriff's general fund, the juror and witness fee fund, the clerk of court, the juvenile detention fund, the judicial expense fund, and the Traumatic Head and Spinal Cord Injury Fund.

(Amends R.S. 16:17(E); Adds R.S. 16:18)