
DIGEST

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HB 589 Engrossed

2018 Regular Session

Abramson

Abstract: Provides relative to the collection and application of court fees and costs of the Civil District Court for the Parish of Orleans.

Present law requires that the clerk of the Civil District Court for the Parish of Orleans collect the fees set forth in present law (R.S. 13:1213.1).

Present law requires that the clerk deposit no less than 60% of the amounts collected in the Clerk's Salary Fund, and that the remaining funds be deposited in the judicial expense fund.

Present law authorizes the clerk and the chief judge of the C.D.C. to renegotiate the 60% of fees collected, but in no case shall the percentage be reduced below 50%.

Proposed law requires that the clerk deposit no less than 50% of the amounts collected to the Clerk's Salary Fund and 50% to the judicial expense fund after deductions of statutorily mandated charges and fees. The money shall be deposited into the Clerk's Salary Fund no later than the 25th day of the month following the preceding month's collection.

Present law requires the clerk of court as the parish recorder to collect all charges and fees which are in effect for the recordation of records and documents in the parish of Orleans on Jan. 1, 2009, and remitted in accordance with present law, and provides that any increase or decrease in fees shall be as provided by the legislature.

Proposed law deletes the present law provision relating to an increase or decrease in fees.

(Amends R.S. 13:1213.2 and R.S. 44:181.4)

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Judiciary to the original bill:

1. Reduce the deposit amount collected in the Clerk's Salary Fund from 60% to 50%.
2. Require the clerk to remit to the judicial expense fund 50% of collected fees no later than the 25th day of the month following the previous month's collection.