

Regular Session, 2013

SENATE BILL NO. 155

BY SENATOR MURRAY

COURTS. Increases certain filing fees and costs levied by Louisiana Supreme Court. (gov sig) (2/3 - CA7s2.1)

1 AN ACT
2 To amend and reenact R.S. 13:126, relative to courts and judicial procedure; to provide
3 relative to the Louisiana Supreme Court; to provide for the imposition of certain
4 chargeable fees and costs; to provide for the increase of certain fees; and to provide
5 for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 13:126 is hereby amended and reenacted to read as follows:

8 §126. Fees chargeable

9 A. The clerk of the supreme court shall be entitled to receive the following
10 fees:

11 (1) For every certificate of admission of any attorney or counselor at law,
12 twenty-five dollars.

13 (2) In all civil cases and in all proceedings connected with civil cases, he
14 shall be entitled to receive from the appellant or petitioner the sum of ~~one hundred~~
15 ~~and fifty~~ **three hundred** dollars per case ~~which shall cover all costs due him.~~

16 (3) In cases to remove district judges, to disbar attorneys, and other original
17 proceedings, the clerk is permitted to charge the same fees allowed clerks of the

1 district courts for issuing petitions, citations, etc. **Such fee shall be not less than the**
 2 **fee amount authorized in Paragraph (2) of this Subsection.**

3 (4) For copies of records and documents not covered by the foregoing
 4 provisions, he is allowed to charge one dollar per page, plus a fee of five dollars for
 5 certifying any record or document.

6 (5) In all criminal cases and in all proceedings connected with criminal
 7 cases, and in all cases involving sentences imposed for the violation of municipal or
 8 parochial ordinances, the entire costs of the clerk of the supreme court shall be
 9 twenty-five dollars per case which shall be paid by the parish in which the cases or
 10 proceedings shall have originated, and in cases involving sentences imposed for the
 11 violation of ordinances, shall be paid by the parish or municipality, as the case may
 12 be, which shall have adopted the ordinance in contestation.

13 **B. If other chargeable fees are established by court rule, the clerk of the**
 14 **supreme court shall be entitled to charge such fee amounts as the court may**
 15 **determine and adopt by rule.**

16 Section 2. This Act shall become effective upon signature by the governor or, if not
 17 signed by the governor, upon expiration of the time for bills to become law without signature
 18 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
 19 vetoed by the governor and subsequently approved by the legislature, this Act shall become
 20 effective on the day following such approval.

The original instrument and the following digest, which constitutes no part
 of the legislative instrument, were prepared by Jerry G. Jones.

DIGEST

Present law relative to the Louisiana Supreme Court provides that the clerk of the supreme
 court shall be entitled to charge certain fees.

Present law provides that in all civil cases and in all proceedings connected with civil cases,
 the clerk shall be entitled to receive from the appellant or petitioner the sum of \$150 per case
 which shall cover all costs due him. Proposed law provides that in all civil cases and in all
 proceedings connected with civil cases, the clerk shall be entitled to receive from the
 appellant or petitioner the sum of \$300 per case.

Present law also provides that in cases to remove district judges, to disbar attorneys, and
 other original proceedings, the clerk is permitted to charge the same fees allowed clerks of
 the district courts for issuing petitions, citations, etc. Proposed law retains present law and

adds that such fee shall be not less than the fee amount authorized to be charged in civil cases and proceedings connected with them.

Proposed law further provides that if other chargeable fees are established by court rule, the clerk of the supreme court shall be entitled to charge such fee amounts as the court may determine and adopt by rule.

Effective upon signature of the governor or lapse of time for gubernatorial action.

(Amends R.S. 13:126)