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

DIGEST

Gallot (SB 560)

Proposed law, creates a mayor's court of the village of Creola.

Present law provides for mayor's court in certain Lawrason Act municipalities with jurisdiction over violations of municipal ordinances. Provides that the mayor may try all breaches of the ordinances and impose fines or imprisonment, or both, provided for the infraction thereof. Authorizes the mayor may also impose court costs not to exceed \$30 for each offense, as defined by ordinance, on any defendant convicted of a violation of a municipal ordinance. Authorizes the mayor to suspend the execution in whole or in part of a fine or imprisonment, or both, imposed for violation of a municipal ordinance and place the defendant on unsupervised or supervised probation with such conditions as the mayor may fix and, at any time during the probation, modify, add, or discharge.

Present law authorizes the board of aldermen, upon request of the mayor, to appoint one or more attorneys as court magistrate who serves at the pleasure of the mayor. Also authorizes the board, upon request of the mayor, to appoint one or more attorneys as prosecutor who shall serve at the pleasure of the mayor.

Present law provides the mayor with the power of a committing magistrate. Provides that the presiding officer of a mayor's court is entitled to judicial immunity for his official acts as presiding officer in the same capacity as a judge in this state.

Present law requires that the mayor keep a regular docket and a perfect record of all cases tried. Provides that he may hold his court at any time. Requires that the marshal attend the court and serve its process and act as its executive officer.

Proposed law provides that present law shall be applicable to and govern and regulate the mayor's court of the village of Creola, the jurisdiction of the court, and the power and authority of the mayor and other officers of the court.

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

(Adds R.S. 33:455)