

LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **HB 412** HLS 14RS 277

Bill Text Version: **ORIGINAL**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

Date: April 9, 2014	5:53 PM	Author: HARRISON
Dept./Agy.: Judiciary		Analyst: Matthew LaBruyere
Subject: Court Costs		

CIVIL/PROCEDURE

OR SEE FISC NOTE LF EX

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Provides with respect to the payment of court costs and attorney fees in certain cases

Proposed law provides for the payment of certain costs, including court costs, attorneys fees and expert witness costs and fees regarding the following civil matters: signing of pleadings, peremptory exception, ex parte, motion to strike, motion for judgment on pleadings, affidavits, affirmative defenses, and alternative defenses.

Proposed law requires district courts to maintain records of awards of attorney fees and court costs and report such records to the judicial administrator of the Supreme Court.

EXPENDITURES	2014-15	2015-16	2016-17	2017-18	2018-19	5 -YEAR TOTAL
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	
Annual Total						

REVENUES	2014-15	2015-16	2016-17	2017-18	2018-19	5 -YEAR TOTAL
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
Annual Total	\$0	\$0	\$0	\$0	\$0	\$0

EXPENDITURE EXPLANATION

The proposed legislation may result in an increase in local fund expenditures as a result of maintaining records related to the awarding of attorney fees and court costs. The district court judges will submit a report to the Judicial Council that includes the number of requests for attorney fees and court costs, the total number of awards of attorney fees and court costs, and the provision of the Civil Code Procedure that authorizes the award of attorney fees and court costs.

REVENUE EXPLANATION

There is no anticipated direct material effect on governmental revenues as a result of this measure.

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|---|----------------------------|--------------|--|
| <u>Senate</u> | <u>Dual Referral Rules</u> | <u>House</u> | <input type="checkbox"/> 6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S} |
| <input type="checkbox"/> 13.5.1 >= \$100,000 Annual Fiscal Cost {S&H} | | | <input type="checkbox"/> 6.8(F)(2) >= \$500,000 State Rev. Reduc. {H & S} |
| <input type="checkbox"/> 13.5.2 >= \$500,000 Annual Tax or Fee Change {S&H} | | | <input type="checkbox"/> 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S} |

Evan Brasseaux

Evan Brasseaux
Staff Director