

2016 Regular Session

HOUSE BILL NO. 79

BY REPRESENTATIVE TERRY BROWN

1 AN ACT

2 To amend and reenact R.S. 15:571.11(A)(1)(a) and to enact R.S. 13:3049(B)(1)(e)(vi),
3 relative to the use of funds in the Thirty-Ninth Judicial District Court; to provide for
4 the use of surplus monies in the juror compensation fund; to provide for certain
5 prohibitions relative to the required minimum balance in the juror compensation
6 fund; to provide for the use of certain funds in the Thirty-Ninth Judicial District
7 Court's "Criminal Court Fund"; and to provide for related matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S. 13:3049(B)(1)(e)(vi) is hereby enacted to read as follows:

10 §3049. Cash deposit; bond; duty to attend; compensation; procedure; filing fees

11 * * *

12 B.(1)

13 * * *

14 (e)(i)

15 * * *

16 (vi)(aa) In the Thirty-Ninth Judicial District, the parish governing authority
17 may adopt an ordinance which provides that surplus monies in the juror
18 compensation fund that exceed fifty thousand dollars at the end of each calendar year
19 may be used to defray the expenses of the criminal court system. Notwithstanding
20 any provision of law to the contrary, all surplus monies in the special fund at the end
21 of each calendar year shall be transmitted by the governing authority to the Thirty-
22 Ninth Judicial District Court for deposit into the court's criminal court fund no later
23 than January thirty-first of each calendar year.

1 (bb) As used in this Item, "special fund" means the special fund provided for
 2 in this Subparagraph, and "surplus monies" means the amount of money that is in
 3 each special fund at the end of each calendar year and that is in excess of the total
 4 amount paid from costs of court collected as provided in Item (i) of this
 5 Subparagraph in that calendar year. No money obligated to be paid to any juror shall
 6 be considered surplus money pursuant to this Item.

7 (cc) For the purposes of this Item, the balance of fifty thousand dollars
 8 required to be maintained in the juror compensation fund shall mean fifty thousand
 9 dollars in unexpended and unencumbered funds, and under no circumstances shall
 10 the balance in the fund be reduced below fifty thousand dollars as a result of an
 11 expenditure made under the provisions of this Item.

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13 Section 2. R.S. 15:571.11(A)(1)(a) is hereby amended and reenacted to read as
 14 follows:

§571.11. Dispositions of fines and forfeitures

16 A.(1)(a) All fines and forfeitures, except for forfeitures of criminal bail
 17 bonds posted by a commercial security imposed by district courts and district
 18 attorneys, conviction fees in criminal cases, and prosecutions for violations of state
 19 law or parish ordinances, upon collection by the sheriff or executive officer of the
 20 court, shall be paid into the treasury of the parish in which the court is situated and
 21 deposited in a special "Criminal Court Fund" account, which, on motion by the
 22 district attorney and approval order of the district judge, may be used or paid out in
 23 defraying the expenses of the criminal courts of the parish as provided in ~~Ch.C.~~
 24 Children's Code Articles 419 and 421 and R.S. 16:6, in defraying the expenses of
 25 those courts in recording and transcribing of testimony, statements, charges, and
 26 other proceedings in the trial of indigent persons charged with the commission of
 27 felonies, in defraying their expenses in the preparation of records in appeals in such
 28 cases, for all expenses and fees of the petit jury and grand jury, for witness fees, for
 29 attendance fees of the sheriff and clerk of court, for costs and expenses of a parish
 30 law library, and for other expenses related to the judges of the criminal courts and

1 the office of the district attorney. In the Second Judicial District, the criminal court
 2 fund shall be used to defray the expenses of the criminal court system. In the Thirty-
 3 Ninth Judicial District, the criminal court fund shall be used to defray the expenses
 4 of the criminal court system.

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____