

2017 Regular Session

HOUSE BILL NO. 381

BY REPRESENTATIVE BAGNERIS

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

CLERKS OF COURT: Provides relative to employees of the Clerk of the Orleans Parish  
Criminal District Court

1 AN ACT

2 To amend and reenact R.S. 13:1381.7(A), relative to Orleans Parish Criminal District Court;  
3 to provide relative to the office of Clerk of the Orleans Parish Criminal District  
4 Court; to provide relative to funding; to provide for a certain number of employees;  
5 and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 13:1381.7(A) is hereby amended and reenacted to read as follows:

8 §1381.7. Clerk of the Orleans Parish Criminal District Court

9 A. The legislature finds that adequate funding of the office of Clerk of the  
10 Criminal District Court for the parish of Orleans is necessary for the efficient  
11 performance of the powers and duties required of a judicial officer of the state.  
12 Pursuant to the exercise of the police power of the state, actions for obtaining  
13 adequate funding are necessary to promote judicial efficiency and to protect and  
14 promote the lives, health, morals, comfort, and general welfare of people as a whole.  
15 The amounts to be appropriated and paid by the city of New Orleans for expenses,  
16 including salaries and maintenance of constitutional officers, their deputies,  
17 subordinates, and ninety and one-half employees shall not be reduced by the city of  
18 New Orleans without the consent of the legislature.

19 \* \* \*

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

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#### DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

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HB 381 Engrossed

2017 Regular Session

Bagneris

**Abstract:** Provides for a certain number of employees for the office of Clerk of the Orleans Parish Criminal District Court.

Present law provides that the amount of money paid by the city of New Orleans to the office of the Clerk of the Orleans Parish Criminal District Court for expenses, including the salaries and maintenance of constitutional officers, their deputies, subordinates, and employees, must adequately fund the office of the Clerk of the Criminal District Court for Orleans Parish.

Present law further provides that the legislature finds funding necessary for the efficient performance of the powers and duties required of a judicial officer of the state and prohibits reduction of these amounts by the city without the consent of the legislature.

Proposed law retains present law but specifies the exact number of employees (90½) that the city of New Orleans shall appropriate funding for and pay to the office of Clerk of the Orleans Parish Criminal District Court.

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

(Amends R.S. 13:1381.7(A))

#### Summary of Amendments Adopted by House

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

1. Adds an emergency effective date.