
HOUSE COMMITTEE AMENDMENTS

2018 Regular Session

Amendments proposed by House Committee on Judiciary to Original House Bill No. 73 by Representative Bacala

1 AMENDMENT NO. 1

2 On page 1, line 2, change "3921(A)" to "3921"

3 AMENDMENT NO. 2

4 On page 1, line 5, after "courts;" and before "and" insert "to provide for the use of such fees;
5 to provide with respect to the seizure of creditor;"

6 AMENDMENT NO. 3

7 On page 1, line 8, change "3921(A)" to "3921"

8 AMENDMENT NO. 4

9 On page 1, delete lines 14 through 16 in their entirety

10 AMENDMENT NO. 5

11 On page 1, at the beginning of line 17, delete "C." and insert "B."

12 AMENDMENT NO. 6

13 On page 2, between lines 7 and 8, insert the following:

14 "C. The constable of a justice of the peace court shall be entitled to a fee of
15 six percent for collecting money for execution of a writ of fieri facias, without either
16 seizure or sale. The collected money shall be used for compensation and operational
17 expenses of the ward constable's office."

18 AMENDMENT NO. 7

19 On page 2, between lines 25 and 26, insert the following:

20 "B. Prior to releasing or terminating any garnishment under this Part because
21 of amounts due under the garnishment have been paid or because the amount due as
22 reflected in the statement furnished pursuant to R.S. 13:3923 has been reached, the
23 garnishee or the sheriff, marshal, or constable shall make a reasonable effort to
24 contact the seizing creditor, and obtain the current balance due.

25 B.C. The court shall also provide in the judgment for a processing fee of
26 three dollars to be deducted by the employer from the nonexempt income of the
27 employee for each pay period during which the judgment of garnishment is in effect.
28 The processing fee shall be for the costs of the employer in complying with the
29 judgment of garnishment.

30 E.D. In garnishment proceedings in which the employee is a state officer or
31 employee, the processing fee provided by Subsection B shall be paid into the state
32 treasury and, in accordance with Article VII, Section 9 of the Constitution of
33 Louisiana, shall be credited to the Bond Security and Redemption Fund."