

RÉSUMÉ DIGEST

ACT 457 (HB 315)

2018 Regular Session

Carpenter

Existing law provides a fee schedule for all city marshals and constables except for those serving in Orleans Parish and the cities of Natchitoches, Minden, Springhill, Franklin, Winnfield, Slidell, Bogalusa, Ruston, and Houma. Existing law contains specific provisions applicable to those cities and Orleans Parish.

Prior law contained different fees for each type of service performed. Prior law also contained a separate fee schedule for the city of Hammond and contained provisions regarding the salary of the Hammond City Marshal.

New law increases these fees to \$30 for all matters that pertain to service or returns of all legal documents, execution of writs, newspaper advertisements, and executions of writs of possession or ejectment. New law repeals the prior law provisions applicable only to the city of Hammond.

New law provides that 60% of the funds collected, except for funds collected for execution of an order of seizure and sale, execution of a writ, and certain other services or duties, shall be used for the purchase or updating of necessary equipment and officer training to carry out the efficient performance of the duties of constables and marshals. Further requires the money to be deposited into an equipment and training fund which shall be audited annually.

New law is contingent upon the recommendation by the Judicial Council in its 2019 report.

Effective August 1, 2018.

(Amends R.S. 13:5807; Repeals R.S. 13:5807.2)