CLERKS OF COURT. Authorizes governing authorities to adopt ordinances to increase certain fees in the parishes of St. Tammany and Washington. (8/1/22)

1   AN ACT

2   To amend and reenact R.S. 33:1236(55)(a), relative to the powers of parish governing

3   authorities; to provide for certain fees in St. Tammany and Washington parishes; and

4   to provide for related matters.

5   Be it enacted by the Legislature of Louisiana:

6   Section 1. R.S. 33:1236(55)(a) is hereby amended and reenacted to read as follows:

7   §1236. Powers of parish governing authorities

8   The police juries and other parish governing authorities shall have the

9   following powers:

10   *   *   *

11   (55)(a) The governing authorities of the parishes of St. Tammany and

12   Washington may enact ordinances requiring the clerk of court to impose, collect, and

13   remit to the parish for operational expenses of the judicial system and its related

14   agencies an additional charge, not exceeding ~~five~~ **fifteen** dollars, for the registration

15   and recordation of any document in the mortgage and conveyance records; and an

16   additional charge, not exceeding ~~fifteen~~ **twenty-five** dollars, for the filing and

17   recordation of adoptions, successions, and any other new civil suits and written

1   motions for hearings filed in or with the clerk of court's office. No additional charge

2   shall be made for criminal court filings, civil court filings in forma pauperis, oaths

3   of office, U.C.C. filings, sheriff's commissions, marriage licenses, notary or

4   appearance bonds, or any other filing for which no filing fee is charged. The clerk

5   of court may retain five percent of such additional charge to defray costs associated

6   therewith. Additionally, the governing authorities of the parishes may enact

7   ordinances requiring the sheriff to impose, collect, and remit to the parish for

8   operational expenses of the respective judicial system and its related agencies such

9   additional charge, not exceeding ~~five~~ **fifteen** dollars, for each tax certificate issued

10   or filed by the sheriff of the parish. The charges authorized in this Subparagraph

11   shall be in addition to all other charges authorized by law.

12   *   *   *

The original instrument and the following digest, which constitutes no part
of the legislative instrument, were prepared by Alan Miller.

DIGEST

SB 401 Original   2022 Regular Session   McMath

Present law authorizes the governing authorities of the parishes of St. Tammany and Washington to enact ordinances requiring the clerk of court to impose, collect, and remit to the parish for operational expenses of the judicial system and its related agencies an additional charge, not exceeding $5, for the registration and recordation of any document in the mortgage and conveyance records.

Proposed law authorizes the governing authorities to increase the fee provided for in present law from $5 to $15.

Present law authorizes the governing authorities to enact ordinances requiring the clerk of court to impose, collect, and remit to the parish for operational expenses of the judicial system and its related agencies an additional charge not exceeding $15, for the filing and recordation of adoptions, successions, and any other new civil suits and written motions for hearings filed in or with the clerk of court's office.

Proposed law authorizes the governing authorities to increase the fee provided for in present law from $15 to $25.

Present law authorizes the governing authorities to enact ordinances requiring the sheriff to impose, collect, and remit to the parish for operational expenses of the respective judicial system and its related agencies such additional charge, not exceeding $5, for each tax certificate issued or filed by the sheriff of the parish.

Coding: Words which are ~~struck through~~ are deletions from existing law;
words in **boldface type and underscored** are additions.

<u>Proposed law</u> authorizes the governing authorities to increase the fee provided for in <u>present law</u> <u>from</u> $5 <u>to</u> $15.

Effective August 1, 2022.

(Amends R.S. 33:1236(55)(a))