

Regular Session, 2013

HOUSE BILL NO. 332

BY REPRESENTATIVE GAROFALO

COURTS/COURT COSTS: Provides for an increase in court costs for justice of the peace courts

1 AN ACT

2 To amend and reenact R.S. 13:2590(A)(1) through (21) and (25) and to enact R.S.
3 13:2590(A)(31), relative to justice of the peace court costs; to provide for an increase
4 in court costs collected by a justice of the peace for certain filings and services in
5 civil matters; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 13:2590(A)(1) through (21) and (25) are hereby amended and
8 reenacted and R.S. 13:2590(A)(31) is hereby enacted to read as follows:

9 §2590. Security for costs; advanced costs deposit

10 A. A justice of the peace may demand and receive up to the following
11 amounts and no others for filings and services in civil matters:

12 (1) New suit: ~~eighty~~ one hundred dollars, and ten dollars per additional
13 defendant.

14 (2) Eviction proceeding: ~~eighty~~ one hundred dollars, and ~~ten~~ twenty dollars
15 per additional defendant.

16 (3) Writ of execution: ~~thirty~~ forty dollars, and ~~ten~~ twenty dollars per
17 additional defendant.

18 (4) Appointment of keeper/curator: sixty dollars, plus storage cost if
19 necessary.

1 (5) Writ of sequestration: thirty dollars, and ~~ten~~ twenty dollars per additional
2 defendant.

3 (6) Motion and order to show cause (leased movables): sixty dollars, and ~~ten~~
4 twenty dollars per additional defendant.

5 (7) Petition to make judgment executory (except garnishment): sixty dollars,
6 and ~~ten~~ twenty dollars per additional defendant.

7 (8) ~~Answer and reconventional~~ Reconventional or ~~third-party~~ third-party
8 demand; cross-claim; intervention: thirty dollars, and ~~ten~~ twenty dollars per
9 additional party.

10 (9) Writ of fieri facias and execution: sixty dollars, and ~~ten~~ twenty dollars
11 per additional defendant.

12 (10) Garnishment, writ of attachment through garnishment: sixty dollars, and
13 ~~ten~~ twenty dollars per additional defendant, plus fifteen dollars for attorney
14 answering any interrogatories.

15 (11) Service of garnishment pleadings and order on defendant when
16 garnishee is a financial institution: forty dollars, and ~~ten~~ twenty dollars per additional
17 defendant.

18 (12) Interrogatories to be served: forty dollars, and ~~ten~~ twenty dollars per
19 additional party.

20 (13) Motion for new trial: forty dollars, and ~~ten~~ twenty dollars per additional
21 party.

22 (14) Petition for deficiency judgment (executory process): eleven dollars and
23 fifty cents, and forty dollars for one defendant, and ~~ten~~ twenty dollars per additional
24 defendant.

25 (15) Reissuance of citation and petition: forty dollars, and ~~ten~~ twenty dollars
26 per additional defendant.

27 (16) Request for admissions to be served: forty dollars, and ~~ten~~ twenty
28 dollars per additional party.

1 (17) Rule to show cause: forty dollars, and ~~ten~~ twenty dollars per additional
2 party.

3 (18) Supplemental or amended pleading: thirty dollars, and ~~ten~~ twenty
4 dollars per additional party.

5 (19) Motion to amend judgment: thirty dollars, and ~~ten~~ twenty dollars per
6 additional party.

7 (20) Judgment debtor rule: ~~forty~~ eighty dollars, and ~~ten~~ twenty dollars per
8 additional defendant.

9 (21) Motion for summary judgment: forty dollars, and ~~ten~~ twenty dollars per
10 additional party.

11 * * *

12 (25) Act of congress: eleven dollars, and ~~ten~~ twenty dollars per additional
13 party.

14 * * *

15 (31) Any other pleading or motion not listed, thirty dollars.

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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)]

Garofalo

HB No. 332

Abstract: Provides for an increase in court costs collected by a justice of the peace for certain filings in civil matters.

Present law provides for a justice of the peace to demand and receive certain amounts and no other amount for filings and services in civil matters.

Proposed law provides for an increase in court costs collected by a justice of the peace for certain filings and services in civil matters.

Proposed law provides for an increase of \$10 in court costs for each additional defendant on certain filings in civil matters.

(Amends R.S. 13:2590(A)(1)-(21) and (25); Adds R.S. 13:2590(A)(31))