

Regular Session, 2014

HOUSE BILL NO. 1130

BY REPRESENTATIVE MACK

COURTS/CITY: Provides with respect to the collection and disposition of fines, forfeitures, penalties, and costs in city court

1 AN ACT

2 To amend and reenact R.S. 13:1898(A), relative to the collection of fines in city courts; to
3 authorize municipal governing authorities to contract with private collection agencies
4 for purposes of collecting debt; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 13:1898(A) is hereby amended and reenacted to read as follows:

7 §1898. Collection and disposition of fines, forfeitures, penalties, and costs in city
8 court

9 A. Except as otherwise provided by special law and in Subsection B thereof,
10 the clerk of the city court or the marshal, as designated by the judge, or a private
11 collection agency as authorized by contract with the municipal governing authority,
12 shall collect all fines, forfeitures, penalties, and costs, and all funds so collected by
13 them, excluding costs, shall be paid into the city treasury when the prosecution is on
14 behalf of the city and into the parish treasury to be deposited in the parish general
15 fund and used as a general expenditure of ~~said~~ the parish, in parishes other than
16 Orleans, when the prosecution is on behalf of the state or parish. The amount of the
17 debt shall not be reduced if collected by a private collection agency.

18 * * *

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored are additions.

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)]

Mack

HB No. 1130

Abstract: Authorizes municipal governing authorities to contract with private collection agencies for purposes of collecting debt.

Present law requires the clerk of each city court or the marshal, as designated by the judge, to collect all fines, forfeitures, penalties, and costs, excluding costs to be paid into the city treasury when the prosecution is on behalf of the city and into the parish treasury to be deposited in the parish general fund and used as a general expenditure of the parish, in parishes other than Orleans, when the prosecution is on behalf of the state or parish.

Proposed law retains present law and adds authorization for a municipal governing authority to contract with a private collection agency for purposes of collecting fines, forfeitures, penalties, and costs.

(Amends R.S. 13:1898(A))