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**SENATE COMMITTEE AMENDMENTS**

2015 Regular Session

Amendments proposed by Senate Committee on Judiciary A to Original Senate Bill No. 237  
by Senator Murray

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1 AMENDMENT NO. 1

2 On page 1, line 2, after "Article 4843" delete the remainder of the line and insert

3 "(C), (E), and (G) and R.S. 13:1311, 2154, and 2163, relative to courts"

4 AMENDMENT NO. 2

5 On page 1, line 5, delete "fifty thousand dollars" and insert "certain amounts"

6 AMENDMENT NO. 3

7 On page 1, line 7, after "New Orleans" delete the remainder of the line and insert

8 and the City Court of Ville Platte; to provide for the powers and duties of the  
9 constable of the First City Court of New Orleans and the exemption from liability  
10 for the actions of the constable and his deputies; and to provide for related  
11 matters."

12 AMENDMENT NO. 4

13 On page 1, line 9, after "Article 4843" delete "(E) and (H)" and insert "(C), (E), and (G)"

14 AMENDMENT NO. 5

15 On page 1, between lines 13 and 14, insert the following:

16 "C. In the City Court of Bossier City, ~~the City Court of Ville Platte,~~ and  
17 any city court in which the population of the territorial jurisdiction is less than  
18 fifty thousand, except as otherwise specifically provided by law, the civil  
19 jurisdiction is concurrent with the district court in cases where the amount in  
20 dispute, or the value of the property involved, does not exceed fifteen thousand  
21 dollars.

22 \* \* \*

23 AMENDMENT NO. 6

24 On page 1, line 17, after "Sulphur," insert "**the City Court of Ville Platte,**"

25 AMENDMENT NO. 7

26 On page 2, delete lines 5 through 8 and insert:

27 "G. In the City Court of Abbeville, the City Court of Baker, the City Court  
28 of Baton Rouge, the City Court of Kaplan, the City Court of Leesville, the City  
29 Court of Minden, **a city court in New Orleans,** the City Court of Plaquemine, the  
30 City Court of Shreveport, the City Court of Springhill, and the City Court of  
31 Zachary, the civil jurisdiction is concurrent with the district court in cases where  
32 the amount in dispute, or the value of the property involved, does not exceed  
33 thirty-five thousand dollars.

34 \* \* \*

1 AMENDMENT NO. 8

2 On page 2, between lines 8 and 9, insert the following:

3 "Section 2. R.S. 13:1311, 2154, and 2163 are hereby amended and  
4 reenacted to read as follows:

5 §1311. Sheriff, constables, and deputies; powers of peace officers;  
6 exemption from liability

7 A. The sheriff for the parish of Orleans and the constables of the  
8 ~~First and~~ Second City Courts of New Orleans and ~~their~~ his deputies, are  
9 hereby granted the powers of peace officers when carrying out the duties  
10 of the court, and are authorized to require incarceration of the subject  
11 involved in any of the city, parish or state prisons, precinct stations, or  
12 houses of detention in the parish of Orleans. They shall be exempt from  
13 liability for their actions in the exercise of this power in the same manner  
14 and fashion as liability is excluded generally for peace officers of this  
15 state and political subdivisions.

16 B. The constable of the First City Court of New Orleans and  
17 his deputies are hereby granted the powers of peace officers when  
18 acting under the discretion and control of the constable and when  
19 carrying out the duties of the court, and are authorized to require  
20 incarceration of the subject involved in any of the city, parish or state  
21 prisons, precinct stations, or houses of detention in the parish of  
22 Orleans. They shall be exempt from liability for their actions in the  
23 exercise of this power in the same manner and fashion as liability is  
24 excluded generally for peace officers of this state and political  
25 subdivisions.

26 \* \* \*

27  
28 §2154. Powers of clerks and constables; constable of First City Court  
29 of New Orleans

30 A. In civil matters, the clerks and constables of the city courts of  
31 New Orleans have the same powers and duties as provided by the  
32 applicable provisions of law for clerks and marshals of city courts  
33 generally.

34 B.(1) Notwithstanding any provision of law to the contrary,  
35 the constable of the First City Court of New Orleans and his deputies,  
36 under the discretion and control of the constable, shall have the same  
37 power to make arrests, in and upon the property within the  
38 jurisdiction of the constable's office and shall have all the powers of  
39 sheriffs as a peace officer in all places and on all premises under the  
40 jurisdiction and control of the constable, as well as to execute the  
41 mandates of the court.

42 (2) Any person arrested by a deputy of the constable shall be  
43 forthwith surrendered or delivered to the sheriff of the parish of  
44 Orleans. However, this shall in no way deprive the New Orleans city  
45 police or the sheriff of the parish of Orleans of a deputy thereof from  
46 making arrests.

47 (3) The constable shall make rules and regulations for the  
48 conduct, management, and control of his deputies and shall from time  
49 to time enlarge, modify, or change such rules and regulations in his  
50 discretion.

51 \* \* \*

52 §2163. Sheriff, constables, and deputies; powers of peace officers;  
53 exemption from liability

1            **A.** The ~~civil~~ sheriff for the parish of Orleans and the constables of  
2 the ~~First and~~ Second City Courts of New Orleans and ~~their~~ **his** deputies,  
3 are hereby granted the powers of peace officers when carrying out the  
4 duties of the court, and are authorized to require incarceration of the  
5 subject involved in any of the city, parish or state prisons, precinct  
6 stations, or houses of detention in the parish of Orleans. They shall be  
7 exempt from liability for their actions in the exercise of this power in the  
8 same manner and fashion as liability is excluded generally for peace  
9 officers of this state and political subdivisions.

10            **B. The constable of the First City Court of New Orleans and**  
11 **his deputies are hereby granted the powers of peace officers when**  
12 **acting under the discretion and control of the constable and when**  
13 **carrying out the duties of the court, and are authorized to require**  
14 **incarceration of the subject involved in any of the city, parish or state**  
15 **prisons, precinct stations, or houses of detention in the parish of**  
16 **Orleans. They shall be exempt from liability for their actions in the**  
17 **exercise of this power in the same manner and fashion as liability is**  
18 **excluded generally for peace officers of this state and political**  
19 **subdivisions."**

20 AMENDMENT NO. 9

21 On page 2, line 9, change "Section 2." to "Section 3."