

SENATE COMMITTEE AMENDMENTS

2015 Regular Session

Amendments proposed by Senate Committee on Judiciary A to Reengrossed House Bill No. 69 by Representative James

1 AMENDMENT NO. 1

2 On page 1, delete line 2 and insert

3 "To amend and reenact R.S. 13:996.67(A), (B)(1) and (2), (C)(3) and (6) and (D) and
 4 to enact R.S. 13:2002.2, relative to courts, judicial procedures and certain funds; to
 5 provide relative to the Civil District Court for the parish of Orleans; to provide for
 6 certain powers and duties relative to the judicial building fund; to provide relative
 7 to the Baton Rouge City Court; to authorize the clerk of the Baton Rouge"

8 AMENDMENT NO. 2

9 On page 1, line 8, after "Section 1." insert

10 "R.S. 13:996.67(A), (B)(1) and (2), (C)(3) and (6) and (D) are hereby amended and
 11 reenacted and"

12 AMENDMENT NO. 3

13 On page 1, between lines 8 and 9, insert

14 "§996.67. Judicial building fund
 15 A. Subject to the approval of the Judicial Council of the Louisiana Supreme
 16 Court, the Civil District Court for the parish of Orleans and the clerk of court of the
 17 Civil District Court for the parish of Orleans are hereby authorized to impose the
 18 following additional costs of court and service charges provided for in Subsection
 19 B of this Section in all cases over which the court has jurisdiction, until the bonded
 20 indebtedness or lease obligation provided for in Subsection C of this Section is paid.
 21 The costs and charges provided in Subsection B of this Section shall not apply to
 22 cases involving juvenile and family matters. The costs and charges may be any
 23 amount up to and including the maximum amount set forth and shall be imposed on
 24 order of the judges en banc. Such costs and charges shall be paid to the clerk of court
 25 when the filing is made.

26 B.(1) ~~Until such time that public bids are let for the construction project~~
 27 Unless and until the condition in the following paragraph for an increase in the
 28 charges is satisfied, the amounts of the costs and charges which may be imposed
 29 shall be as provided in this Paragraph.

30 Service Provided	Amount of Cost Authorized
31 (a) Recordings	Up to thirty dollars per recordation
32 (b) Civil Filings	Up to twenty-five dollars per civil filing
33 (c) Jury Trials	Up to one hundred dollars per jury requested
34 (d) Class Actions	Up to one thousand twenty-five dollars per class 35 certified

36 (2) After public bids are let for the construction project or, alternatively, if
 37 the commission leases a privately constructed facility for use as a courthouse, then
 38 after execution of that lease agreement the amounts of costs and charges which may
 39 be imposed shall be as provided in this Paragraph.

40 Service Provided	Amount of Cost Authorized
41 (a) Recordings	Up to thirty dollars per recordation
42 (b) Civil Filings	Up to two hundred dollars per civil filing
43 (c) Jury Trials	Up to two hundred dollars per jury requested
44 (d) Class Actions	Up to two thousand fifty dollars per class certified
45 (e) All matters filed	Up to ten dollars per item filed into civil 46 suit record

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C.(1)
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(3) ~~Notwithstanding~~ If the new courthouse is located on property owned by the city of New Orleans and notwithstanding any other law to the contrary, issues regarding ownership and liability for maintenance and operation expenses of the new courthouse shall be provided for between the commission and Orleans Parish in a lease or sublease of the courthouse to the commission or by a cooperative endeavor agreement prior to the awarding of the contract for construction of the new courthouse.

* * *
(6) Notwithstanding any other provision of law to the contrary, the commission may pledge and dedicate the receipts of the courthouse construction fund for the payment of rent under a lease agreement or for the payment of any obligation, loan agreement, or other financing agreement in connection with the issuance of bonds or other evidence of indebtedness for the commission by the Louisiana Public Facilities Authority or the Louisiana Local Government Environmental Facilities and Community Development Authority.

D. ~~If public bids are not let for the construction of a facility as provided in this Section by August 15, 2015, If by August 15, 2016, neither public bids have been let for construction nor a lease agreement executed for a privately constructed facility for use as a courthouse,~~ then the authority provided in this Section to levy the additional costs and charges shall terminate and be null and void. Thereafter, no costs or charges authorized in this Section shall be imposed or collected. If the authority to levy such costs and charges terminates as set forth herein, all funds collected and deposited in the separate account as provided in this Section shall be used solely for capital improvements to the facility then housing the Civil District Court for the parish of Orleans.

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