The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Jerry J. Guillot.

DIGEST

SB 42 Original 2016 Regular Session Riser

Present law provides for the City Court of Winnsboro. Provides that in all criminal matters, including traffic violations, in addition to the costs otherwise provided by present law, and in addition to the fine or other penalty which may be legally imposed against every defendant who is convicted after trial or after a plea of guilty or who forfeits his bond, the judge of the city court may assess a sum not to exceed five dollars as additional costs of court, the proceeds from which shall be used to defray operational expenses of the court, as may be approved by said judge.

Further provides that when a surplus of filing fees and costs or unclaimed fees and costs has accumulated in the court's civil fee account and the surplus or unclaimed fees and costs have remained unclaimed for a period of three years or more, the judge of the court may transfer the amount of the surplus or the amount of the unclaimed fees and costs to the general operational fund of the court. This provision does not affect the payment of civil fees to which the judge is entitled pursuant to present law nor affect any claim or right granted to a claimant by the Uniform Unclaimed Property Act.

Proposed law repeals present law.

Proposed law creates the Mayor's Court of the City of Winnsboro with territorial jurisdiction throughout the city. Provides that present law applicable to mayor's court shall govern and regulate the court and its officers. Provides that the mayor acting as a court magistrate shall have such power and authority and the mayor's court shall have such jurisdiction as provided by law.

Proposed law requires that all matters pending in the city court on December 31, 2016 be transferred to the Fifth Judicial District Court effective January 1, 2017. However, this transfer shall not be construed so as to diminish or void the orders or judgments rendered by the city court, nor to permit the modification, set-aside, nullification or avoidance of such judgments and orders, except as provided by law.

Effective January 1, 2017.

(Adds R.S. 33:455 and repeals R.S. 13:1899(E) and 2115)