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The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Alden A. Clement, Jr.

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DIGEST

SB 219 Original

2016 Regular Session

Claitor

Present law provides that all fines and forfeitures, except for forfeitures of criminal bail bonds posted by a commercial security, that are imposed by district courts and district attorneys, conviction fees in criminal cases, and prosecutions for violations of state law or parish ordinances, once collected by the sheriff or executive officer of the court, are to be paid into the treasury of the parish in which the court is situated and deposited in a special "Criminal Court Fund" account, which may be used to defray certain court costs and expenses as provided for in present law.

Proposed law deletes the present law exception for forfeitures of criminal bail bonds posted by a commercial security so that these forfeitures are to be distributed in the same manner as any other fine or forfeiture under present law. Proposed law otherwise retains present law.

Present law provides that all fines and forfeitures, except for forfeitures of criminal bail bonds posted by a commercial surety, imposed by district courts and collected by the sheriff or executive officer of the court for violations of municipal ordinances are to be disbursed in the manner provided for by present law.

Proposed law deletes the present law exception for forfeitures of criminal bail bonds posted by a commercial surety so that these forfeitures are to be distributed in the same manner as any other fine or forfeiture under present law. Proposed law otherwise retains present law.

Present law provides that all judgments of bond forfeiture rendered after 6/22/93 resulting from the posting of a commercial surety bond in a criminal proceeding in the state of Louisiana, upon collection by the prosecuting attorney for the jurisdiction in which the bond was posted, are to be paid to the prosecuting attorney who will distribute the funds as provided for by present law.

Proposed law deletes the present law exception for judgments of forfeitures of criminal bail bonds posted by a commercial surety so that these forfeitures are to be distributed in the same manner as any other fine or forfeiture under present law. Proposed law otherwise retains present law.

Effective August 1, 2016.

(Amends R.S. 15:571.11(A)(1)(a), (A)(2)(intro para), and (L)(intro para))