

2017 Regular Session

HOUSE BILL NO. 120

BY REPRESENTATIVE JACKSON

SHERIFFS: Provides for fees in civil matters

1 AN ACT

2 To amend and reenact R.S. 13:5530(A)(1), (2), (4), and (12)(a), (b), and (c), relative to  
3 sheriffs; to provide for an increase in certain fees in civil matters; to provide for a  
4 contingent effective date; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 13:5530(A)(1), (2), (4), and (12)(a), (b), and (c) are hereby amended  
7 and reenacted to read as follows:

8 §5530. Fees in civil matters

9 A. Sheriffs shall be entitled to no more than the following fees and  
10 compensation of office in all civil matters:

11 (1) For all service and returns of legal documents, notices, and subpoenas;  
12 ~~twenty - thirty~~ thirty dollars.

13 (2) For execution of all writs and court orders; ~~-~~ thirty dollars; for each notice  
14 of seizure and sale and returns thereon, ~~twenty - thirty~~ thirty dollars; for return of any writ;  
15 ~~twenty - thirty~~ thirty dollars.

16 \* \* \*

17 (4) For preparing advertisement for newspapers, for each one hundred words  
18 or part thereof, ~~fifteen - thirty~~ thirty dollars.

19 \* \* \*

1 (12)(a) For executing writ of possession or writ of ejectment, ~~twenty - thirty~~  
2 dollars.

3 (b) For service of each notice to vacate on defendant or occupants, ~~twenty -~~  
4 thirty dollars.

5 (c) If the defendant or occupants do not vacate the premises named in the  
6 writ upon service of notice to vacate and the sheriffs are required to do anything  
7 further to obtain possession, they shall be entitled to an additional fee of ~~twenty~~  
8 thirty dollars.

9 \* \* \*

10 Section 2. In accordance with the provisions of R.S. 13:62, the increase in court  
11 costs or fees as provided for in this Act shall become effective if and when the Judicial  
12 Council provides a recommendation that such court costs or fees meet the applicable  
13 guidelines in its 2018 Report to the Louisiana Legislature.

---

#### 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)]

---

HB 120 Engrossed

2017 Regular Session

Jackson

**Abstract:** Provides for an increase in fees in certain civil matters to be paid to sheriffs.

Present law provides for fees in civil matters to be paid to sheriffs as compensation.

Proposed law retains present law but increases the fees as follows:

- (1) Service and return of legal documents, notices, and subpoenas from \$20 to \$30.
- (2) Notice of seizure and sale and returns from \$20 to \$30 and return of any writ from \$20 to \$30.
- (3) Preparation for advertisement in newspapers from \$15 to \$30.
- (4) Execution for writ of possession or ejectment from \$20 to \$30.
- (5) Service of notice to vacate from \$20 to \$30.
- (6) Other actions to obtain possession of premises from \$20 to \$30.

Proposed law provides for the increase in fees to become effective if and when the Judicial Council reviews such request and makes a recommendation to the legislature in its 2018 report that the fees meet the applicable guidelines.

(Amends R.S. 13:5530(A)(1), (2), (4), and (12)(a), (b), and (c))

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Judiciary to the original bill:

1. Remove the effective date of July 1, 2017, and provide that the increase in fees will become effective if and when the Judicial Council reviews the request and makes its recommendation to the legislature in its 2018 report.
2. Add technical amendments.