

SENATE BILL NO. 174

BY SENATOR MORRELL

1 AN ACT

2 To amend and reenact R.S. 13:2501.1(F) and to enact R.S. 13:1337(C), 2151(E) and
3 2151.4(E), relative to courts and judicial procedure; to provide relative to the
4 jurisdiction of the Traffic Court of New Orleans and the First and Second City
5 Courts of New Orleans; to provide relative to appeals by any person aggrieved by a
6 decision concerning a traffic violation enforced by the city of New Orleans'
7 automated traffic enforcement system; to provide certain terms and conditions; and
8 to provide for related matters.

9 Be it enacted by the Legislature of Louisiana:

10 Section 1. R.S. 13:2501.1(F) is hereby amended and reenacted and R.S. 13:1337(C)
11 2151(E) and 2151.4(E) are hereby enacted to read as follows:

12 §1337. Appellate and supervisory jurisdiction; writs

13 * * *

14 C. The Traffic Court of New Orleans shall have exclusive appellate
15 jurisdiction of all appeals by any person aggrieved by an administrative hearing
16 officer's decision concerning a traffic violation enforced by the city of New
17 Orleans' automated traffic enforcement system. Any aggrieved person shall file
18 such appeal within thirty days after the date of such decision. The traffic court
19 shall have de novo review over such appeals. The traffic court shall adopt rules
20 regulating the manner of taking, hearing, and deciding such appeals.

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22 §2151. Sections of first city court; election of judges; presiding judge; jurisdiction

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24 E. The first city court shall have jurisdiction over appeals by any person
25 aggrieved by a decision of the traffic court concerning a traffic violation
26 enforced by the city of New Orleans' automated traffic enforcement system.
27 Appeals from the traffic court shall be on the law and shall be tried upon the

1 records made and the evidence offered in said court by the judge to whom the
2 appeal shall be allotted. Any aggrieved person shall file such appeal within
3 thirty days of such decision. The first city court shall adopt rules regulating the
4 manner of taking, hearing, and deciding such appeals.

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6 §2151.4. Second city court; judge; clerk; constable; jurisdiction

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8 E. The second city court shall have jurisdiction over appeals by any
9 person aggrieved by a decision of the traffic court concerning a traffic violation
10 enforced by the city of New Orleans' automated traffic enforcement system.
11 Appeals from the traffic court shall be on the law and shall be tried upon the
12 records made and the evidence offered in said court by the judge to whom the
13 appeal shall be allotted. Any aggrieved person shall file such appeal within
14 thirty days of such decision. The second city court shall adopt rules regulating
15 the manner of taking, hearing, and deciding such appeals.

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17 §2501.1. Traffic Court of New Orleans

18 * * *

19 F. The jurisdiction of this court shall extend to the trial of violations of the
20 ordinances of the city of New Orleans regulating traffic within the city of New
21 Orleans. The jurisdiction of the court shall further extend to the trial of offenses
22 involving traffic and the regulation thereof punishable by state statute including
23 violations of the Criminal Code of Louisiana involving traffic and the trial of
24 violations relating to street and highway regulatory laws and such other state laws
25 as relate to the operation of a vehicle. The jurisdiction over state traffic offenses shall
26 be concurrent with the Criminal District Court for the Parish of Orleans. In addition,
27 every prosecution in the Traffic Court of New Orleans under state law shall be filed
28 in the court by affidavit or bill of information under the provision of state law
29 defining the offense and such prosecution shall be brought by the city attorney of
30 New Orleans. The jurisdiction of the court shall further extend to appeals by

