

SENATE BILL NO. 208

BY SENATOR MOUNT

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AN ACT

To amend and reenact R.S. 13:1904(C) and (D), relative to city courts; to provide relative to destruction of records; to provide for the destruction of certain records in the city court of Lake Charles; to authorize the clerk of court to destroy certain civil and criminal records; to provide for time limitations in the destruction of records; to provide for requirements prior to destruction; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 13:1904(C) and (D) are hereby amended and reenacted to read as follows:

§1904. City courts; destruction of useless records; ~~City Court of Houma~~ **certain courts**

\* \* \*

C. Notwithstanding the provisions of Subsection A to the contrary, the clerk of the City Court of Houma ~~and~~, the clerk of the City Court of Ruston, **and the clerk of the City Court of Lake Charles** may, upon consent of the judge or of the majority of judges, if there is more than one city judge, destroy records of judicial proceedings involving suits for eviction of tenants and occupants when such records have been deemed by the presiding judge or judges to have no further use or value. However, such proposed destruction shall ~~only be authorized where~~ **be authorized only when** two years have elapsed from the last date of action on the record or records when the suit is not appealed or two years have elapsed after all appeals are exhausted.

D. The clerk of the City Court of Houma ~~and~~, the clerk of the City Court of Ruston, **and the clerk of the City Court of Lake Charles** may, upon consent of the judge or of the majority of judges, if there is more than one city judge, destroy

1 records of criminal proceedings involving misdemeanor convictions when such  
 2 records have been deemed by the presiding judge or judges to have no further use or  
 3 value. However, such proposed destruction shall ~~only be authorized where~~ **be**  
 4 **authorized only when** ten years have elapsed from the date of the judgment of  
 5 conviction when the conviction is not appealed or two years have elapsed after all  
 6 appeals are exhausted. The provisions of this Subsection shall not apply to a  
 7 conviction for operating a vehicle while intoxicated.

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PRESIDENT OF THE SENATE

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

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GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_