

2016 Regular Session

SENATE BILL NO. 325

BY SENATOR CLAITOR

FUNDS/FUNDING. Makes changes to judicial building fund as it relates to juvenile court matters and certain child welfare proceedings. (7/1/16)

1 AN ACT

2 To amend and reenact R.S. 13:992.1(A) and (C)(4), relative to the Judicial Building Fund;
3 to provide for the application of certain court costs and service charges in the
4 Nineteenth Judicial District; to provide for an effective date; and to provide for
5 related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 13:992.1(A) and (C)(4) are hereby amended and reenacted to read as
8 follows:

9 §992.1. Judicial building fund

10 A. The Nineteenth Judicial District Court and the clerk of court of the
11 Nineteenth Judicial District are hereby authorized to impose the following additional
12 costs of court and service charges provided for in Subsection B of this Section in all
13 cases over which the court has jurisdiction, until the bonded indebtedness provided
14 for in Subsection C of this Section is paid. The costs and charges provided in
15 Subsection B of this Section shall not apply to cases involving ~~juvenile and family~~
16 matters or any child welfare proceeding instituted by the Department of
17 Children and Family Services or any district attorney's office. The costs and

1 charges may be up to and include the maximum amount set forth and shall be
2 imposed on order of the judges en banc. Such costs and charges shall be paid to the
3 clerk of court when the filing is made.

4 * * *

5 C.

6 * * *

7 (4) The monies generated pursuant to this Section shall be forwarded by the
8 clerk of court and sheriff to the fiscal agent bank chosen by the commission to be
9 held in the courthouse construction fund. Any funds currently on deposit to the
10 separate account of the judicial expense fund from the costs and charges authorized
11 by this Section shall be transferred at the discretion of the commission to the
12 courthouse construction fund held by the commission's fiscal agent. These monies
13 deposited to the courthouse construction fund shall be dedicated to the design,
14 planning, feasibility, acquisition, construction, equipping, operating, and maintaining
15 a new facility to house the Nineteenth Judicial District Court, the Family Court of
16 East Baton Rouge Parish, **the Juvenile Court**, the offices of the clerk of court for
17 the Nineteenth Judicial District, and such other ancillary agencies as may be
18 necessary. No monies generated pursuant to this Section shall be used for payment
19 of any bonded indebtedness involving site acquisition or construction of a new
20 facility unless approved by the Joint Legislative Committee on the Budget and the
21 State Bond Commission.

22 * * *

23 Section 2. This Act shall become effective on July 1, 2016; if vetoed by the governor
24 and subsequently approved by the legislature, this Act shall become effective on July 1,
25 2016, or on the day following such approval by the legislature, whichever is later.

The original instrument was prepared by Jay Lueckel. The following digest, which does not constitute a part of the legislative instrument, was prepared by McHenry Lee.

DIGEST

SB 325 Reengrossed

2016 Regular Session

Claitor

Present law provides for the Building Fund in the Nineteenth Judicial District for funding and building the courthouse from certain additional court costs and fees. Provides that such costs shall not apply to cases involving juvenile and family matters.

Proposed law retains present law but applies the additional costs and charges to juvenile matters but prohibits the additional costs from applying to any child welfare proceeding instituted by the Department of Children and Family Services or any district attorney's office.

Present law provides that the monies generated by such costs and fees be forwarded by the clerk of court and sheriff to the fiscal agent bank chosen by the commission to be held in the courthouse construction fund. Also delineates the courts which will be housed in the new facility.

Proposed law retains present law and adds the Juvenile Court to the list.

Effective July 1, 2016.

(Amends R.S. 13:992.1(A) and (C)(4))

Summary of Amendments Adopted by SenateCommittee Amendments Proposed by Senate Committee on Finance to the original bill

1. Removes family matters from proposed law.

Senate Floor Amendments to engrossed bill

1. Prohibits costs from being applied to certain child welfare cases.