

2015 Regular Session

HOUSE BILL NO. 106

BY REPRESENTATIVE HAVARD

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

COURTS/COURT COSTS: Provides for the reallocation of certain funds from the Feliciana Juvenile Justice District to the district attorney for the Twentieth Judicial District

1 AN ACT

2 To amend and reenact R.S. 15:1107.6, relative to the use of court costs in the Twentieth  
3 Judicial District; to rededicate certain court costs from the Feliciana Juvenile Justice  
4 District to the district attorney's office for the Twentieth Judicial District; to provide  
5 for the collection, allocation, and use of such funds; and to provide for related  
6 matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 15:1107.6 is hereby amended and reenacted to read as follows:

9 §1107.6. Court costs; ~~criminal and traffic cases; district and mayor's courts;~~  
10 ~~Feliciana Juvenile Justice District; juvenile detention facility~~ Twentieth  
11 Judicial District; funding for drug and alcohol awareness programs

12 In the parishes within the jurisdiction of the district, in addition to any fines  
13 or costs imposed by law, in all felony and misdemeanor prosecutions, including  
14 traffic offenses, under state law or parish or local ordinance, in any district or  
15 mayor's court, as may be applicable, special court costs in the amount of five dollars  
16 shall be assessed against every defendant who is convicted after trial or who enters  
17 a plea of guilty or nolo contendere or who forfeits bond. The monies from such costs  
18 shall be collected by the sheriff or magistrate of the mayor's court and ~~placed in a~~  
19 ~~special account to be used exclusively for the funding of the juvenile detention~~  
20 ~~facility of the Feliciana Juvenile Justice District, as provided in R.S. 15:1107.4(A).~~

1        submitted to the district attorney's office for the Twentieth Judicial District, who  
 2        shall distribute the funds to each drug and alcohol awareness program in the parishes  
 3        of East Feliciana and West Feliciana, whereby each program shall receive two  
 4        dollars from each special court cost collected. The district attorney shall retain one  
 5        dollar of the special court cost to defray the costs of administrative fees and any  
 6        other expenses associated with the collection and distribution of the funds.

7        Section 2. On July 31, 2015, all monies remaining in the special account created by  
 8        Act No. 321 of the 2007 Regular Session shall be retained for the Feliciana Juvenile Justice  
 9        District to be used in accordance with the provisions of R.S. 15:1107 et seq.

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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)]

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HB 106 Original

2015 Regular Session

Havard

**Abstract:** Provides for the reallocation of certain funds from the Feliciana Juvenile Justice District to the district attorney's office for the 20th Judicial District.

Present law authorizes the assessment of a \$5 court cost in all felony and misdemeanor prosecutions, including traffic offenses, under state law or parish or local ordinance, in any district or mayor's court.

Proposed law retains present law.

Present law requires the sheriff or magistrate of the mayor's court in any parish within the jurisdiction of the Feliciana Juvenile Justice District to collect such costs, in addition to all other fines, costs, or forfeitures lawfully imposed, from every defendant who is convicted after trial or after he pleads guilty or nolo contendere or forfeits his bond and place the funds in a special account to be used exclusively for the funding of the juvenile detention facility of the Feliciana Juvenile Justice District.

Proposed law retains present law except that, effective Aug. 1, 2015, the sheriff or magistrate is each required to submit the collected funds to the district attorney for the 20<sup>th</sup> JD, with \$2 each to be distributed to East Feliciana Parish and West Feliciana Parish to fund their drug and alcohol awareness programs, respectively.

Proposed law requires the district attorney to retain \$1 of the collected costs to defray any administrative fees or expenses associated with the collection and distribution of funds.

Proposed law requires that all funds in the special account as of July 31, 2015, shall be retained for the Feliciana Juvenile Justice District to be used in accordance with present law.

(Amends R.S. 15:1107.6)