

2020 Regular Session

HOUSE BILL NO. 742

BY REPRESENTATIVE WILFORD CARTER

COURTS/DISTRICT: Provides relative to the divisions of the 14th JDC

1 AN ACT

2 To amend and reenact R.S. 13:621.14, relative to the divisions of the Fourteenth Judicial
3 District Court; to provide for the specific jurisdiction of certain divisions; to provide
4 for the sections from which the judges are elected; to provide for an effective date;
5 and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 13:621.14 is hereby amended and reenacted to read as follows:

8 §621.14. Fourteenth Judicial District

9 A. The Fourteenth Judicial District Court shall have nine judges. ~~Two~~ Three
10 judges, Divisions F ~~and~~ H, and I, shall be elected from election section one; ~~four~~
11 three judges, Divisions ~~B, C, D, and G~~, shall be elected from election section two;
12 and two three judges, Divisions A, B, and E, shall be elected from election section
13 three; ~~and one judge, Division I, shall be elected from election sections one and three~~
14 ~~combined.~~

15 B.(1) Beginning July 1, 2020, the subject matter jurisdiction of Divisions A,
16 C, and I are limited, under the provisions of Article V, Section 15(A) of the
17 Constitution of Louisiana, to family and juvenile matters.

18 (2) For purposes of this Subsection, "family and juvenile matters" shall
19 include all actions arising under Titles IV, V, and VII of Book I and Title VI of Book
20 III of the Civil Code and related provisions of the Civil Code Ancillaries, all actions

1 arising under the Children's Code, adoptions arising under the Civil Code, actions
2 involving protection from family violence pursuant to R.S. 46:2131 et seq., and
3 actions for enforcement, collection of support, and paternity pursuant to R.S.
4 46:236.1.1 et seq.

5 (3) For purposes of this Subsection "juvenile matters" shall include but not
6 be limited to all actions arising under or incidental to the Children's Code.

7 (4) For purposes of this Subsection, the subject matter jurisdiction shall also
8 include all actions incidental to all matters listed in Paragraphs (2) and (3) of this
9 Subsection, including but not limited to contempt, civil warrants, writs of habeas
10 corpus, curatorship, change of name, prenuptial or separate property agreements,
11 interspousal donations, lesions, and challenge to consent judgment.

12 Section 2. This Act shall become effective on July 1, 2020.

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 742 Original

2020 Regular Session

Wilford Carter

Abstract: Designates and limits the subject matter for Divisions A, C, and I of the 14th Judicial District Court (JDC) to family and juvenile matters and changes the election section from which Divisions B and I judges are elected in the 14th Judicial District.

Present law provides that the 14th Judicial District Court shall have nine judges.

Present law provides that two judges (Divisions F and H) shall be elected from election section one, four judges (Divisions B, C, D, and G) shall be elected from election section two, two judges (Divisions A and E) shall be elected from election section three, and one judge (Division I) shall be elected from election sections one and three combined.

Proposed law retains present law except with regard to the election of the judges for Divisions B and I. Proposed law provides that the judge for Division I shall be elected from only election section one instead of being elected from election sections one and three combined and provides that the judge for Division B shall be elected from election section three instead of election section two.

Proposed law provides that the subject matter of Divisions A, C, and I is limited to family and juvenile matters.

For purposes of proposed law, proposed law provides that family and juvenile matters include all actions arising under Titles IV, V, and VII of Book I and Title VI of Book III of the Civil Code and related provisions of the Civil Code Ancillaries, all actions arising under the Children's Code, adoptions arising under the Civil Code, actions involving protection

from family violence pursuant to R.S. 46:2131 et seq., and actions for enforcement, collection of support, and paternity pursuant to R.S. 46:236.1.1 et seq.

Proposed law further provides that "juvenile matters" shall include but not be limited to all actions arising under or incidental to the Children's Code.

Proposed law provides that for the purposes of proposed law, family and juvenile matters include all actions incidental to those matters including but not limited to contempt, civil warrants, writs of habeas corpus, curatorship, change of name, prenuptial or separate property agreements, interspousal donations, lesions, and challenge to consent judgment.

Effective July 1, 2020.

(Amends R.S. 13:621.14)