

SENATE BILL NO. 219

BY SENATOR CLAITOR

1 AN ACT

2 To amend and reenact R.S. 15:571.11(A)(1)(a), the introductory paragraph of (A)(2), and
3 the introductory paragraph of (L), relative to bail; to provide relative to the
4 disposition of fines and bail bond forfeitures; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 15:571.11(A)(1)(a), the introductory paragraph of (A)(2), and the
7 introductory paragraph of (L) are hereby amended and reenacted to read as follows:

8 §571.11. Dispositions of fines and forfeitures

9 A.(1)(a) All fines and forfeitures, except for forfeitures of criminal bail bonds
10 ~~posted by a commercial security~~ imposed by district courts and district attorneys,
11 conviction fees in criminal cases, and prosecutions for violations of state law or
12 parish ordinances, upon collection by the sheriff or executive officer of the court,
13 shall be paid into the treasury of the parish in which the court is situated and
14 deposited in a special "Criminal Court Fund" account, which, on motion by the
15 district attorney and approval order of the district judge, may be used or paid out in
16 defraying the expenses of the criminal courts of the parish as provided in Ch.C.
17 Articles 419 and 421 and R.S. 16:6, in defraying the expenses of those courts in
18 recording and transcribing of testimony, statements, charges, and other proceedings
19 in the trial of indigent persons charged with the commission of felonies, in defraying
20 their expenses in the preparation of records in appeals in such cases, for all expenses
21 and fees of the petit jury and grand jury, for witness fees, for attendance fees of the
22 sheriff and clerk of court, for costs and expenses of a parish law library, and for other
23 expenses related to the judges of the criminal courts and the office of the district
24 attorney. In the Second Judicial District, the criminal court fund shall be used to
25 defray the expenses of the criminal court system.

26 * * *

1 (2) All fines and forfeitures, except for forfeitures of criminal bail bonds
 2 ~~posted by a commercial surety~~ imposed by district courts and collected by the sheriff
 3 or executive officer of the court for violations of municipal ordinances shall be
 4 disbursed as follows, except in the case of violations of any of the provisions of Title
 5 32 of the Louisiana Revised Statutes of 1950, wherein such proceeds shall be
 6 distributed in accordance with Subparagraph A(1)(a) of this Section:

* * *

8 L. All judgments of bond forfeiture rendered after ~~June 22, 1993~~ **August 1,**
 9 **2016,** resulting from the posting of a ~~commercial surety~~ bond in a criminal
 10 proceeding in the state of Louisiana upon collection by the prosecuting attorney for
 11 the jurisdiction in which the bond was posted shall be paid to the prosecuting
 12 attorney who shall, as attorney of record in the proceeding, distribute the funds as
 13 follows:

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PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____