

CHAPTER 2

MAYOR'S COURT

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Section 2.1 Court Established.

(a) There is hereby established a mayor's court for the Village of Folsom which shall have exclusive original jurisdiction over all offenses and complaints arising under this code. The court may punish for contempt and may issue subpoenas and warrants. The court shall be convened in suitable quarters to be provided by the board.

(b) The presiding officer of the court shall be the mayor, or in his absence, the mayor pro tem. The mayor may try all breaches of municipal ordinances and impose fines or imprisonment, or both, as provided for the infraction.

Section 2.2 Docket To Be Kept.

The mayor shall keep a regular docket, on which he shall enter the causes arising under The Code and to be tried by him. He shall keep a perfect record of all cases tried. Court may be convened at any reasonable time as the mayor may determine.

Section 2.3 Marshal's Duties.

The marshal or chief of police shall attend the court and serve its process and act as its executive officer. He shall perform such other official actions as may be required.

Section 2.4 Prisoners May Work On Streets.

The mayor is hereby authorized to sentence all prisoners, duly convicted by him, to work on the public streets and alleys of the municipality when the prisoners serve a jail sentence in lieu of paying a fine. The work on the streets and alleys shall be done during the duration of the jail sentence being served.

Section 2.5 Appearance Bond.

(a) All persons charged with offenses to be tried by the mayor's court shall have the right to bail.

(b) Bond shall be set in accordance with state law and adequate security shall be furnished as determined by the court.

Section 2.6 Court Costs.

(a) Reasonable costs of court may be assessed to persons convicted of violations, which assessment shall be in addition to any fine or punishment imposed for the infraction.

(b) Court costs shall be collected according to law.

Section 2.7 False Testimony

It shall be unlawful for any person to give false testimony or evidence in proceedings before the mayor's court.

Editorial Note: Article V, Section 20 of the 1974 Constitution provides for the continuation of existing mayor's courts. Matters of due process, right to counsel, fair trial and bail are applicable to municipal courts, Article I, Constitution 1974. L.R.S. 33:441, 442 is the statutory authority for the court, its jurisdiction and duties. The Marshal is also the chief of police, L.R.S. 33:381.1. L.R.S. 33:401(27) gives authority for municipal prisoners to work on municipal projects, and, by agreement, to work on parish roads. The mayor's court has general punishment authority to fine not exceeding \$200 or imprisonment not exceeding 30 days, or both; where ordinances prohibit operation of motor vehicles by persons under the influence of liquor or drugs, the punishment, if so stated, may not exceed a fine of \$500 and imprisonment not to exceed 60 days, or both. The general penalty clause for this code is Section 29.7.