

**NUMBERING SYSTEMS FOR LOUISIANA FAMILY AND
DOMESTIC RELATIONS COURTS AND JUVENILE COURTS**

TITLE IV

**Sixth Judicial District Court
Parishes of East Carroll, Madison and Tensas**

Chapter	24	SCHEDULING HEARINGS AND TRIALS; ORDER OF BUSINESS
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Rule	24.0	Scheduling Hearing; Scheduling Trials
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6th JDC

Rule XIX

Effective March 1,
1995.

RULE XIX. IN CHAMBERS HEARING OF DIVORCE HEARINGS

A. In addition to any hearing otherwise authorized by law to be held in chambers, the court, at its discretion may, with mutual consent of the parties, hold hearings in divorce proceedings in chambers. Such hearings shall include contested and uncontested proceedings and rules for spousal support, child support, visitation, injunctions, or other matters provisional and incidental to separation and divorce proceedings.

B. A motion for hearing in chambers pursuant to this Rule may be made by either party or upon the court's own motion.

C. Except for being closed to the public, the hearings held in chambers pursuant to this Rule shall be conducted in the same manner as if taking place in open court. The minute clerk and court reporter shall be present if necessary to perform the duties provided by law.

Sixth Judicial District Court

Rule XIX

Chapter	35	ALIMONY AND CHILD SUPPORT MATTERS ANCILLARY TO CIVIL DIVORCE PROCEEDINGS
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Rule	35.0	Use of Hearing Officers
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6th JDC

Rule XXIII A,
B, C, D

RULE XXIII. SUPPORT ENFORCEMENT (CIVIL AND CRIMINAL)

A. Pursuant to LSA-R.S. 46:236.5 and applicable articles of the Louisiana Children's Code, this Court hereby implements an expedited process for the establishment, modification and enforcement of support obligations by authorizing and directing one or more Hearing Officers appointed by the Court en banc, to hear support and support related matters, and to hire and employ any and all such other personnel deemed necessary to implement this procedure; all of whom shall serve at the pleasure of the Court.

B. Such Hearing Officer(s) shall have authority to perform and shall perform any and all duties assigned to him, or her, or them by a judge designated by the Court which are consistent with LSA-R.S. 46:236.5 as they presently exist, or as they may be, from time to time, supplemented or amended in the future.

C. The Court shall hold a hearing on a matter that has been the subject of a Hearing Officer's hearing upon the filing of a motion by either party. Such motion shall be filed within three (3) days from the date of the hearing. If no request for a hearing before a judge is filed, an order shall be signed by the Judge which shall be a final judgment and be appealable to the appropriate court of appeal.

D. The Court shall fix the salaries of the Hearing Officer(s) and any such other personnel hired and employed to implement this procedure.

Sixth Judicial District Court

Rule XXIII A, B, C, D

Rule 35.1

Notice and Exchange of Information

6th JDC

Rule XX

Effective March 1, 1995.

RULE XX. SPOUSAL SUPPORT AND CHILD SUPPORT

A. All pleadings for spousal support shall be accompanied by a sworn affidavit executed by the party filing said rule or petition, an attested copy of which shall be served upon the defendant, setting forth an itemized list of the following:

1. Total gross monthly income.
2. Itemized payroll deductions.
3. Total itemized monthly expenditures.
4. Itemization of assets and their liquidity.

Prior to the time fixed for trial of a rule, or with the answer filed by the defendant, whichever is earlier, the defendant shall file in the record and with opposing counsel, a sworn affidavit setting forth an itemized list as required of the petitioner or mover.

B. In all pleadings for child support, increases or decreases thereof, each party shall file a verified income statement as required by R.S. 9:315.2 showing gross income and adjusted gross income, together with documentation of current and past earnings. The documentation shall include a copy of each party's most recent federal tax return. The verified income statements must be filed at least seven (7) days prior to the time of the rule or trial. A copy of the statement and documentation shall be provided to the other party.

C. All pleadings to make executory spousal support or child support judgments or in which a judgment of contempt is sought for failure to pay spousal support or child support shall be accompanied by a sworn affidavit, executed by the party filing the pleading, which shall be served upon the opposing party, setting forth the following:

1. A computation of the arrearage that has accrued under the judgment, and
2. An itemized list of all credits to which the defendant in rule is entitled during the period of the arrearage.

D. The notice by the clerk of court to a defendant in rule respecting spousal support and/or child support shall notify the party of the necessity of filing the applicable affidavit and/or documentation and that his failure timely to do so will subject him to such appropriate sanction as the court may choose to impose. A copy of this court rule shall be provided the clerk by the attorney for mover and said copy served with the rule or petition shall be sufficient notice. Failure to comply with this rule may be a basis for dismissal or continuance of the rule or petition, or may cause the Court to disallow the introduction of evidence or argument by the party failing to comply.

Sixth Judicial District Court

Rule XX

Chapter 36

CHILD SUPPORT PURSUANT TO HEARING OFFICER PROCEEDING

Rule 36.1

Fixing Child Support

6th JDC

Rule XXIII E & F

Effective March 1, 1995.

E. In all Title IV D AFDC (Social Security Act) cases presently pending and arising in the future, each support payment, including existing arrearages and future arrearages, as well as ongoing support payments, a fee of five percent (5%) is assessed. All payors shall make any and all payments for support, including the five percent (5%) amount, to the "6th JDC SE Fund". Such payments shall be made only by money order or certified check and shall be either delivered directly to the Court Administrator's Office at the Courthouse in Tallulah, Louisiana or mailed to "6th JDC SE Fund", Post Office Box 1271, Tallulah, Louisiana 71284-1271.

F. In all Title IV-D non-AFDC (Social Security Act) cases, the Court hereby assesses a fee of five percent (5%) on all support obligations made executory on or after January 1, 1991, as a result of a hearing on a rule to enforce support. Such fee, together with any amount ordered to be paid toward arrearages, shall be paid only by a money order or certified check made payable to the "6th JDC-SE Fund," and shall be either hand delivered to the Court Administrator at the Madison Parish Courthouse, Tallulah, Louisiana, or mailed to "6th JDC-SE Fund", Post Office Box 1271, Tallulah, Louisiana 71284-1271.

Sixth Judicial District Court

Rule XXIII E & F

Chapter 38 CUSTODY AND VISITATION ORDERS

Rule 38.0 Provisional Custody

6th JDC
Rule XXI
Effective March 1, 1995.

RULE XXI. PROVISIONAL CUSTODY OF CHILDREN

All petitions seeking an ex parte order for provisional custody of children shall be accompanied by a separate affidavit of the party seeking provisional custody (similar to that appearing as Appendix 1), setting forth all the facts surrounding when, where, how, and under what circumstances the child or children have been in the petitioner's physical custody and the reasons why the petitioner is requesting an ex parte order for provisional custody.

Sixth Judicial District Court

Rule XXI

6th JDC
Appendix 1

Effective March 1, 1995.

APPENDIX 1. AFFIDAVIT TO BE ATTACHED TO PETITIONS SEEKING EX PARTE PROVISIONAL CUSTODY AWARDS PRIOR TO HEARINGS FOR TEMPORARY CUSTODY (INITIAL FIXINGS ONLY)

STATE OF LOUISIANA PARISH OF _____

BEFORE ME, the undersigned authority, personally appeared: _____, who being duly sworn, stated under oath that:

1. I have read the foregoing petition and all facts contained therein are true and correct.

2. My spouse and I physically separated on _____.

3. Immediately prior to separation, my spouse and I resided together at _____.

4. For the last six (6) months, the child/children has/have resided with _____ at _____.

5. The child/children is/are presently in my physical custody and has/have been since _____.

6. I obtained the child/children in the following manner (describe where, when and how obtained, and other special circumstances): _____.

7. I desire provisional custody of the child/children for the following reasons:

8. To my knowledge, there are no other custody orders in existence.

9. I agree to my child/children's temporary visitation with my spouse as follows:

_____,
or

9. I do not agree to a temporary visitation arrangement for the following reasons:

_____.

AFFIANT

SWORN TO AND SUBSCRIBED before me, Notary Public, at _____, Louisiana on this the ____
day of _____, 19 ____.

NOTARY PUBLIC

Sixth Judicial District Court

Appendix 1