

First Extraordinary Session, 2011

HOUSE BILL NO. 7

BY REPRESENTATIVE PATRICIA SMITH

REAPPORTIONMENT/JUDGES: Provides relative to the First Circuit Court of Appeal  
(Item #7)

1 AN ACT

2 To amend and reenact R.S. 13:312(1)(b) and 312.1(A), relative to the Court of Appeal for  
3 the First Circuit; to provide election sections for the election of judges to the second  
4 district of the Court of Appeal for the First Circuit; to provide for the assignment of  
5 judgeships for election purposes; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 13:312(1)(b) and 312.1(A) are hereby amended and reenacted to read  
8 as follows:

9 §312. Courts of appeal; circuits and districts

10 There shall be five court of appeal circuits, which shall be subdivided into  
11 districts as follows:

12 1.

13 \* \* \*

14 (b) Districts of first circuit.

15 (i) The parishes of Ascension, Assumption, Iberville, Lafourche, Pointe  
16 Coupee, St. Mary, Terrebonne, and West Baton Rouge shall compose the first district  
17 of the first circuit. The first district shall be further divided into two election  
18 sections. Election section one shall be composed of Ascension Parish, Assumption  
19 Parish, Iberville Parish, Pointe Coupee Parish, and West Baton Rouge Parish.

1 Election section two shall be composed of Lafourche Parish, St. Mary Parish, and  
2 Terrebonne Parish.

3 (ii) The parish of East Baton Rouge shall compose the second district of the  
4 first circuit. The second district shall be further divided into two election sections.

5 (aa) Election Section 1 shall be composed of Precincts 1-9, 1-12, 1-33, 1-34,  
6 1-35, 1-39, 1-40, 1-41, 1-42, 1-43, 1-47, 1-48, 1-49, 1-52, 1-53, 1-55, 1-56, 1-57,  
7 1-59, 1-60, 1-64, 1-65, 1-66, 1-69, 1-71, 1-72, 1-73, 1-74, 1-75, 1-80, 1-81, 1-87,  
8 1-89, 1-90, 1-98, 1-99, 1-103, 1-105, 1-107, 2-6, 2-7, 2-8, 3-1, 3-2, 3-3, 3-4, 3-6, 3-7,  
9 3-9, 3-10, 3-11, 3-12, 3-13, 3-14, 3-15, 3-16, 3-17, 3-18, 3-19, 3-20, 3-21, 3-22, 3-23,  
10 3-25, 3-26, 3-27, 3-28, 3-29, 3-30, 3-31, 3-32, 3-33, 3-34, 3-35, 3-36, 3-37, 3-38,  
11 3-39, 3-40, 3-41, 3-43, 3-45, 3-46, 3-47, 3-48, 3-49, 3-51, 3-52, 3-53 and 3-55 of  
12 East Baton Rouge Parish.

13 (bb) Election Section 2 shall be composed of Precincts 1-1, 1-2, 1-3, 1-4,  
14 1-5, 1-6, 1-7, 1-8, 1-10, 1-13, 1-14, 1-15, 1-16, 1-17, 1-18, 1-19, 1-21, 1-22, 1-23,  
15 1-24, 1-25, 1-26, 1-27, 1-28, 1-29, 1-30, 1-31, 1-32, 1-36, 1-37, 1-38, 1-44, 1-45,  
16 1-46, 1-50, 1-51, 1-54, 1-58, 1-61, 1-62, 1-63, 1-67, 1-68, 1-70, 1-77, 1-78, 1-82,  
17 1-83, 1-84, 1-85, 1-86, 1-88, 1-91, 1-92, 1-93, 1-94, 1-95, 1-97, 1-100, 1-101, 1-102,  
18 1-104, 2-1, 2-2, 2-3, 2-4, 2-5, 2-9, 2-10, 2-11, 2-12, 2-13, 2-14, 2-15, 2-16, 2-17,  
19 2-18, 2-19, 2-20, 2-21, 2-22, 2-23, 2-24, 2-25, 2-26, 2-27, 2-28, 2-29, 2-30, 2-31,  
20 2-32, 3-5, 3-8, 3-24, 3-42, 3-44, 3-50 and 3-54 of East Baton Rouge Parish.

21 (iii) The parishes of East Feliciana, Livingston, St. Helena, St. Tammany,  
22 Tangipahoa, Washington, and West Feliciana shall compose the third district of the  
23 first circuit.

24 \* \* \*

25 §312.1. Circuit court of appeal; domicile; number of judges; election

26 A. The Court of Appeal for the First Circuit, domiciled in the city of Baton  
27 Rouge, shall have twelve judges. Four judges shall be elected from each of the three  
28 districts composing the circuit by the qualified electors of each district, respectively.  
29 ~~However, in~~ In the first district, one judge, Division C, shall be elected from election

1 section one by the qualified electors of election section one, and one judge, Division  
2 A, shall be elected from election section two by the qualified electors of election  
3 section two. The remaining two judges in the first district, Divisions B and D, shall  
4 be elected by the qualified electors of the entire first district. In the second district,  
5 two judges shall be elected from election section one by the qualified electors of  
6 election section one, and two judges shall be elected from election section two by the  
7 qualified electors of election section two.

8 \* \* \*

9 Section 2.(A) The precincts referenced in this Act are those precincts identified as  
10 Voting Districts (VTDs) in the 2010 Census Redistricting TIGER/Line Shapefiles for the  
11 State of Louisiana.

12 (B) When a precinct referenced in this Act has been subdivided by action of the  
13 parish governing authority on a nongeographic basis or subdivided by action of the parish  
14 governing authority on a geographic basis in accordance with the provisions of R.S.  
15 18:532.1, the enumeration in this Act of the general precinct designation shall include all  
16 nongeographic and all geographic subdivisions thereof, however such subdivisions may be  
17 designated. The territorial limits of the election sections as provided in this Act shall  
18 continue in effect without change regardless of any changes made to the precincts by the  
19 parish governing authority.

20 Section 3.(A) The judgeships currently designated as Division A and Division C of  
21 the second district of the Court of Appeal for the First Circuit are hereby assigned to election  
22 section one for election purposes.

23 (B) The judgeships currently designated as Division B and Division D of the second  
24 district of the Court of Appeal for the First Circuit are hereby assigned to election section  
25 two for election purposes.

26 Section 4. This Act shall become effective upon signature by the governor or, if not  
27 signed by the governor, upon expiration of the time for bills to become law without signature  
28 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If

- 1 vetoed by the governor and subsequently approved by the legislature, this Act shall become  
2 effective on the day following such approval.

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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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Patricia Smith

HB No. 7

**Abstract:** Provides geographic boundaries for the election sections in the second district of the Court of Appeal for the First Circuit and provides that two judges are elected from each election section.

Statistical summaries of proposed law as well as maps illustrating proposed district boundaries accompany this digest. (*Attached to hard copies of the bill distributed during session and available as a separate document on the Internet.*)

Present law provides that the second district of the Court of Appeal for the First Circuit is comprised of East Baton Rouge Parish. Divides the second district into two election sections. Provides that three judges are elected from election section one, and one judge is elected from election section two.

Proposed law changes the composition of election sections one and two. Provides that two judges are elected from election section one and two judges are elected from election section two. Provides that the judgeships currently designated as Division A and Division C of the second district of the Court of Appeal for the First Circuit are assigned to election section one for election purposes. Provides that the judgeships currently designated as Division B and Division D of the second district of the Court of Appeal for the First Circuit are assigned to election section two for election purposes.

Proposed law specifies that the precincts referenced in proposed law are those precincts identified as Voting Districts (VTDs) in the 2010 Census Redistricting TIGER/Line Shapefiles for the state of La. Provides that when a precinct referenced in proposed law has been subdivided by action of the parish governing authority on a nongeographic basis or subdivided by action of the parish governing authority on a geographic basis in accordance with the provisions of present law (R.S. 18:532.1), the enumeration in proposed law of the general precinct designation shall include all nongeographic and all geographic subdivisions thereof; however, such subdivisions may be designated. Provides that the territorial limits of the election sections as provided in proposed law shall continue in effect without change regardless of any changes made to the precincts by the parish governing authority.

Population data in the summaries accompanying this digest are derived from 2010 Census Redistricting Data (Public Law 94-171), Summary File for Louisiana. Population data, statistical information, and maps are supplied for purposes of information and analysis and comprise no part of proposed law.

Effective upon signature of governor or lapse of time for gubernatorial action.

(Amends R.S. 13:312(1)(b) and 312.1(A))

# Total Population

	Total Population	Total White	Total Black	Total Asian	Total American Indian	Total Other	Total Hispanic	Reg Total Jan 2011
Election Section 1	222,231	159,348	49,524	8,375	1,106	3,878	9,174	137,799
	100.000%	71.704%	22.285%	3.769%	0.498%	1.745%	4.128%	79.257%
Election Section 2	217,940	55,579	153,010	5,189	807	3,355	7,100	114,818
	100.000%	25.502%	70.207%	2.381%	0.370%	1.539%	3.258%	70.596%
Grand Total	440,171	214,927	202,534	13,564	1,913	7,233	16,274	252,617
	100.000%	48.828%	46.013%	3.082%	0.435%	1.643%	3.697%	75.071%

# Voter Registration

	Reg Total Jan 2011	Reg White Jan 2011	Reg Black Jan 2011	Reg Other Jan 2011	Reg Dem Total Jan 2011	Reg Rep Total Jan 2011	Reg Other Total Jan 2011
Election Section 1	137,799	110,074	21,255	6,470	49,240	57,602	30,957
	79.257%	79.880%	15.425%	4.695%	35.733%	41.801%	22.465%
Election Section 2	114,818	28,077	82,555	4,186	79,420	13,397	22,001
	70.596%	24.453%	71.901%	3.646%	69.170%	11.668%	19.162%
Grand Total	252,617	138,151	103,810	10,656	128,660	70,999	52,958

Splits

	Total Population	Total White	Total Black	Total Asian	Total American Indian	Total Other	VAP Total	VAP White	VAP Black	VAP Asian	VAP American Indian	VAP Other	Reg Total Jan 2011	Reg White Jan 2011	Reg Black Jan 2011	Reg Other Jan 2011
Election Section 1																
*East Baton Rouge	222,231	159,348	49,524	8,375	1,106	3,878	173,864	129,722	34,255	6,199	844	2,844	137,799	110,074	21,255	6,470
Election Section 1	222,231	159,348	49,524	8,375	1,106	3,878	173,864	129,722	34,255	6,199	844	2,844	137,799	110,074	21,255	6,470
	100.000%	71.704%	22.285%	3.769%	0.498%	1.745%	100.000%	74.611%	19.702%	3.565%	0.485%	1.636%	79.257%	79.880%	15.425%	4.695%
Election Section 2																
*East Baton Rouge	217,940	55,579	153,010	5,189	807	3,355	162,642	48,153	107,041	4,272	642	2,534	114,818	28,077	82,555	4,186
Election Section 2	217,940	55,579	153,010	5,189	807	3,355	162,642	48,153	107,041	4,272	642	2,534	114,818	28,077	82,555	4,186
	100.000%	25.502%	70.207%	2.381%	0.370%	1.539%	100.000%	29.607%	65.814%	2.627%	0.395%	1.558%	70.596%	24.453%	71.901%	3.646%





[illegible]

