

2020 Regular Session

HOUSE BILL NO. 93

BY REPRESENTATIVE WILFORD CARTER

REAPPORTIONMENT/JUDGES: Provides relative the composition of the election sections of the Second District of the Third Circuit Court of Appeal

1 AN ACT

2 To amend and reenact R.S. 13:312(3)(b)(ii), relative to the second district of the Third
3 Circuit Court of Appeal; to provide for the composition of the election sections for
4 the election of judges to the second district of the Third Circuit Court of Appeal; and
5 to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 13:312(3)(b)(ii) is hereby amended and reenacted to read as follows:

8 §312. Courts of appeal; circuits and districts

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

11 * * *

12 3.

13 * * *

14 (b) Districts of third circuit.

15 * * *

16 (ii) The parishes of Beauregard, Calcasieu, Cameron, Jefferson Davis, and
17 Vernon shall compose the second district of the third circuit. The second district
18 shall be further divided into two election sections.

19 (aa) Election section one shall consist of ~~precincts 20, 21, 22, 30, 31, 31A,~~
20 ~~81, 100, 101, 102, 103N, 104E, 105, 106, 107, 108, 109, 112E, 113, 123N, 124A &~~

1 Section 3.(A) The precincts referenced in this Act are those contained in the file
 2 named "2018 Precinct Shapefiles" published on the Louisiana House of Representatives
 3 website. The 2018 Precinct Shapefiles are based upon those Voting Districts (VTDs)
 4 contained in the 2010 Census Redistricting TIGER/Line Shapefiles for the state of Louisiana
 5 as those files have been modified by the staff of the Legislature of Louisiana to represent
 6 precinct changes submitted through July 3, 2018, to the Legislature of Louisiana by parish
 7 governing authorities pursuant to the provisions of R.S. 18:532 and 532.1.

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

16 Section 4. This Act shall become effective upon signature by the governor or, if not
 17 signed by the governor, upon expiration of the time for bills to become law without signature
 18 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
 19 vetoed by the governor and subsequently approved by the legislature, this Act shall become
 20 effective on the day following such approval.

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 93 Original

2020 Regular Session

Wilford Carter

Abstract: Changes the composition of the election sections for the election of judges to the second district of the Third Circuit Court of Appeal.

Present law provides that the parishes of Beauregard, Calcasieu, Cameron, Jefferson Davis, and Vernon compose the second district of the Third Circuit Court of Appeal. Divides the second district into two election sections and provides for the composition of those election sections. Present law provides that the three judges of the second district shall be elected by electing one judge from election section one and by electing two judges from election section two.

Proposed law changes the composition of election section one and election section two of the second district (see attached map and statistics); specifies that the judgeship designated as division "C" shall be assigned to election section one for election purposes and the judgeships designated as divisions "A" and "B" shall be assigned to election section two for election purposes, and otherwise retains present law.

Proposed law specifies that precincts referenced in district descriptions in proposed law are those contained in the file named "2018 Precinct Shapefiles" published on the La. House of Representatives website. Specifies that the 2018 Precinct Shapefiles are based upon those Voting Districts (VTDs) contained in the 2010 Census Redistricting TIGER/Line Shapefiles for the state of La. as those files have been modified by the staff of the legislature to represent precinct changes submitted through July 3, 2018, to the legislature by parish governing authorities pursuant to the provisions of present law (R.S. 18:532 and 532.1).

Proposed law additionally provides that when a precinct is subdivided on a nongeographic or geographic basis under present law (R.S. 18:532.1), the general precinct designation in the district description includes all nongeographic and geographic subdivisions of the precinct, and specifies 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(3)(b)(ii))