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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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Brossett

HB No. 1249

**Abstract:** Specifies a date on which new census numbers become the numbers used to determine the applicability of any law that applies to a class of parishes, municipalities, or other political subdivisions based on population criteria. Provides that the date is the same as the normal effective date of laws passed in a regular session (currently Aug. 15, but changes to Aug. 1 if a proposed amendment to the constitution is adopted by the voters this year.)

Present law provides that unless otherwise provided, the number of inhabitants of a political subdivision is that shown by the latest regular or special federal census.

Present law includes numerous provisions covering a wide variety of subjects which are applicable to classes of parishes or municipalities, with the class being defined by the population according to the "latest" or "most recent" federal census.

Proposed law expresses legislative finding including the recognition that official census numbers for parishes and municipalities are not known until sometime during the year after the census is taken and that changes in the applicability of laws due to changes in population are effectively the same as changes in the law made by acts of the legislature. Expresses legislative conclusion that there should be a date certain on which a new census becomes the census used to determine the applicability of population-based laws and that the normal effective date of laws passed during a regular session is an appropriate date.

Present constitution provides that, unless otherwise provided in proposed law, laws enacted during a regular session become effective on Aug. 15 of the same year. Proposed constitutional amendment (Act No. 537 of the 2009 R.S.) changes this effective date to Aug. 1.

Proposed law provides that a particular federal census shall become the "latest" and the "most recent" federal census on Aug. 15 of the year after the year the census is taken and remains the "latest" and "most recent" federal census until Aug. 15 of the year after the next census is taken. Proposed law changes the date to Aug. 1 if proposed constitutional amendment is approved by the voters.

Proposed law provides that proposed law does not apply to any law providing for reapportionment or redistricting.

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

and when the proposed amendment of Art. III of the Constitution of La. contained in Act No. 537 of the 2009 R.S. is adopted at a statewide election and becomes effective.

(Amends R.S. 1:11)