HLS 18RS-1122 ORIGINAL

2018 Regular Session

HOUSE BILL NO. 861

1

BY REPRESENTATIVE GAINES

REAPPORTIONMENT/JUDGES: Provides for election sections for the election of judges to the Thirty-Second Judicial District Court

AN ACT

2	To amend and reenact R.S. 13:477(32) and 621.32, relative to the Thirty-Second Judicial
3	District; to provide for election sections for the Thirty-Second Judicial District; to
4	provide for the assignment of judgeships for election purposes; and to provide for
5	related matters.
6	Be it enacted by the Legislature of Louisiana:
7	Section 1. R.S. 13:477(32) and 621.32 are hereby amended and reenacted to read as
8	follows:
9	§477. Judicial districts
0	There shall be forty-one judicial districts in the state and each district shall
1	be composed as follows:
12	* * *
13	(32) The parish of Terrebonne shall compose the Thirty-Second District.
4	The Thirty-Second District shall consist of five election sections.
15	(a) Election section one shall consist of that portion of Precinct 1 bounded
16	on the north by the Terrebonne Parish boundary, on the south by Waterplant Road,
17	on the east by the Terrebonne Parish boundary, and on the west by State Route 24;
18	that portion of Precinct 5 bounded on the north by Jolie Oaks Boulevard, on the
9	south by the Southern Pacific Railway, on the east by St. Louis Bayou, and on the
20	west by State Route 20 and Terrebonne Bayou and that portion of Precinct 5

CODING: Words in struck through type are deletions from existing law; words <u>underscored</u> are additions.

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bounded on the north by Parish Road 28 and a canal north of Highway 90, on the south by a powerline north of Bull Run Road, Bull Run Road, and a canal east of Ellendale Court, on the east by Ouiski Bayou and a canal north of Ouiski Bayou, and on the west by the Terrebonne Lafourche Canal and a canal south of Bull Run Road; Precinct 7; that portion of Precinct 8 bounded on the north by Waterplant Road, on the south by Highway 90, on the east by the Terrebonne Parish boundary, and on the west by the St. Louis Bayou and Bayou Blue Bypass Road; Precincts 23 and 31; that portion of Precinct 34 bounded on the north by Terrebonne Bayou, on the south by Bayou Chauvin, on the east by Prospect Boulevard, and on the west by Howard Ave; Precincts 35 and 36; that portion of Precinct 46 bounded on the north by Terrebonne Bayou, on the south by the Intercoastal Waterway, on the east by State Route 661, the Texas and New Orleans Railway, Bayou Carpe, Dunn Street, Center Street, Aycock Street, Gabasse Street, Roussell Street, and Goode Street, and on the west by State Route 311, Barrow Street, Grinage Street, and Lafayette Street; Precincts 48 and 49; that portion of Precinct 52 bounded on the north by the Texas and New Orleans Railway, on the south by Bayou Pelton and Bayou Grand Caillou, on the east by a local road west of Bayou Grand Caillou, Denley Road, and State Route 57, and on the west by South Van Ave and the Intercoastal Waterway; that portion of Precinct 59 bounded on the north by Prospect Boulevard, on the south by a canal south of Presque Isle Drive, on the east by State Route 24, and on the west by Bayou Chauvin; that portion of Precinct 65 bounded on the north by Donner Canal, on the south by a drainage canal east of Bayou Black, on the east by a pipeline canal south of Donner Canal, and on the west by Bayou Black; that portion of Precinct 66 bounded on the north by Bayou Black and a canal east of Marina Drive, on the south by Pipeline Canal, on the east by Minors Canal, and on the west by a canal west of Piquant Bayou; Precincts 67 and 71; that portion of Precinct 72 bounded on the north by the Intercoastal Waterway, on the south by a canal south of the Duplantis Canal, on the east by a canal south of Tulip Drive and Bayou du Large, and on the west by Minors Canal; Precinct 78; that portion of Precinct 103 bounded on the north by

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State Route 24, on the south by Terrebonne Bayou, on the east by Olympe Drive, and on the west by Prospect Boulevard; Precinct 109; that portion of Precinct 111 bounded on the north by a canal north of James Road and Bushnell Road, on the south by the St. Louis Canal, Mozart Street and American Street, on the east by Bayou Chauvin, and on the west by Delaney Road, State Route 57, and a canal south of Vickki Drive; and Precinct 115 of Terrebonne Parish.

(b) Election section two shall consist of that portion of Precinct 8 bounded on the north by Waterplant Road, on the south by Highway 90, on the east by the Terrebonne Parish boundary, and on the west by the St. Louis Bayou and Bayou Blue Bypass Road; and Precincts 9, 14, 15, 16, 45, 51, 68, 69, 74, 82, 83, 84, 85, 90, 95, and 116 of Terrebonne Parish.

(c) Election section three shall consist of that portion of Precinct 1 bounded on the north by the Terrebonne Parish boundary, on the south by Elizabeth Street, Fieldcrest Street, and Clifton Road, on the east by State Route 20, and on the west by the Terrebonne Parish boundary and that portion of Precinct 1 bounded on the north by Clausen Street, on the south by Waterplant Street, on the east by St. Louis Bayou, and on the west by State Route 24; Precinct 4; that portion of Precinct 5 bounded on the north by the Southern Pacific Railway and Clara Street, on the south by St. Bridget Road, on the east by State Route 659 and State Route 24 (West Park Ave), and on the west by State Route 24 (West Main Street) and a canal south of Isle of Cuba Road and that portion of Precinct 5 bounded on the north by Fieldcrest Dr and Elizabeth Street, on the south by Devil Swamp Road and Nora T Lane, on the east by Bayou Terrebonne, and on the west by Project Road and Brandon Reed Lane; that portion of Precinct 52 bounded on the north by Bayou Pelton, Bayou Grand Caillou, Mozart Drive, American Avenue, Fresno Drive, and the St. Louis Canal, on the south by Pipeline Canal and Bayou Provost, on the east by Bayou Chauvin and Bayou Grand Caillou, and on the west by the Intercoastal Waterway; Precincts 53 and 54; that portion of Precinct 59 bounded on the north by a canal south of Presque Isle Drive, on the south by Highway 58 and the Boudreaux Canal, on the east by

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Bayou Petit Caillou and Bayou Cache, and on the west by Bayou Chauvin; Precincts 60, 61, 63, and 64; that portion of Precinct 65 bounded on the north by Parish Road 30, on the south by a canal north of Jarvis Street and a tributary of Bayou Cocodrie, on the east by Bayou Black and a pipeline canal east of Bayou Black, and on the west by Bayou Black, a pipeline south of Black Water Court, and a tributary north of Bayou Cocodrie; that portion of Precinct 66 bounded on the north by the Terrebonne Parish boundary, on the south by Willow Bayou and the Pipeline Canal, on the east by a canal west of Piquant Bayou, Bayou Black, and Parish Road 30, and on the west by the Terrebonne Parish boundary; that portion of Precinct 72 bounded on the north by a canal south of the Duplantis Canal and Bayou Pelton, on the south by the Marmande Canal and a tributary of Bayou Provost, on the east by Intercoastal Waterway, and on the west by Minors Canal; Precincts 73, 76, 81, and 110; that portion of Precinct 111 bounded on the north by Boundary Road and East Woodlawn Ranch Road, on the south by a canal south of Jim Bowie Road, on the east by Bayou Chauvin, and on the west by Bayou Grand Caillou; and Precinct 112 of Terrebonne Parish. (d) Election section four shall consist of Precincts 10, 11, 12, 13, 17, 18, 19, and 20; that portion of Precinct 21 bounded on the north by a canal south of North Hollywood Road, on the south by Jefferson Davis Street and 6th Street, on the east by State Route 182, and on the west by the St. Louis Canal and Morrison Avenue; and Precincts 25, 27, 86, 87, and 99 of Terrebonne Parish. (e) Election section five shall consist of that portion of Precinct 21 bounded on the north by the Caro Canal, on the south by Terrebonne Bayou, on the east by the Intercoastal Waterway, and on the west by State Route 182; Precincts 29 and 32; that portion of Precinct 34 bounded on the north by Buron Street, Furman Street, Morris Street, and Effie Street, on the south by Plant Road and Sylvia Street, on the east by Howard Avenue, and on the west by Leona Street and State Route 57; Precincts 38, 40, 41, and 43; that portion of Precinct 46 bounded on the north by High Street, on

the south by Glynn Ave, on the east by the Intercoastal Waterway and a canal north

Of Vivan Street, and on the west by the Texas and New Orleans Railway, Bayou Carpe, Dunn Street, Center Street, Aycock Street, and Gabasse Street; Precincts 55, 56, 57, 58, 88, and 89; that portion of Precinct 103 bounded on the north by the Terrebonne Parish boundary, on the south by Terrebonne Bayou, State Route 24, Barre Road, Rhonda Annette Court, and Gibbons Road, on the east by Prospect Boulevard, and on the west by State Route 182; and Precincts 105, 106, 107, and 118 of Terrebonne Parish.

* * *

§621.32. Thirty-Second Judicial District

The Thirty-Second Judicial District Court shall have five judges. One judge shall be elected from election section one, one judge shall be elected from election section two, one judge shall be elected from election section three, one judge shall be elected from election section four, and one judge shall be elected from election section five.

Section 2.(A) The first vacancy created by the death, resignation, retirement, or removal of a judge of the Thirty-Second Judicial District occurring after the effective date of this Act and prior to the opening of the qualifying period for the regularly scheduled elections for judgeships in the Thirty-Second Judicial District in 2020 shall be filled by an election held in election section one. Such judgeship shall thereafter be assigned to election section one for election purposes, and the remaining judgeships shall be assigned to the four remaining election sections in the alphabetical order of the divisions.

(B) If no vacancy occurs in a judgeship of the Thirty-Second Judicial District prior to the opening of the qualifying period for the regularly scheduled elections for judgeships in the Thirty-Second Judicial District in 2020, then the judgeship designated on the effective date of this Act as division "A" of the Thirty-Second Judicial District Court shall be assigned to election section one for election purposes, the judgeship designated on the effective date of this Act as division "B" of the Thirty-Second Judicial District Court shall be assigned to election section two for election purposes, the judgeship designated on the effective date of this Act as division "C" of the Thirty-Second Judicial District Court shall be assigned to

election section three for election purposes, the judgeship designated on the effective date
of this Act as division "D" of the Thirty-Second Judicial District Court shall be assigned to
election section four for election purposes, and the judgeship designated on the effective date
of this Act as division "E" of the Thirty-Second Judicial District Court shall be assigned to
election section five for election purposes.

(C) A candidate for judge of the Thirty-Second Judicial Court shall meet all of the qualifications provided by law for a judge of the Thirty-Second Judicial District Court. A candidate for a judgeship elected by an election section in the Thirty-Second Judicial District need only be a resident of the judicial district. The provisions of this Act shall not be construed in any manner to decrease the term of any judge serving on the effective date of this Act or to prohibit any judge from seeking reelection in any division of the court.

Section 3.(A) The precincts for the Parish of Terrebonne referenced in this Act are those contained in the file named "2017 Precinct Shapefiles" published on the Louisiana House of Representatives website. The 2017 Precinct Shapefiles are based upon those Voting Districts (VTDs) contained in the 2010 Census Redistricting TIGER/Line Shapefiles for the State of Louisiana as those files have been modified by the staff of the Legislature of Louisiana to represent precinct changes submitted through June 27, 2017, to the Legislature of Louisiana by parish governing authorities pursuant to the provisions of R.S. 18:532 and 532.1.

(B) When a precinct referenced in this Act 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 R.S. 18:532.1, the enumeration in this Act of the general precinct designation shall include all nongeographic and all geographic subdivisions thereof, however such subdivisions may be designated. The territorial limits of the election sections as provided in this Act shall continue in effect without change regardless of any changes made to the precincts by the parish governing authority.

Section 4. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature

- by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
- 2 vetoed by the governor and subsequently approved by the legislature, this Act shall become
- 3 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 861 Original

2018 Regular Session

Gaines

Abstract: Provides for five election sections for the 32nd Judicial District.

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

<u>Present law</u> provides that the parish of Terrebonne shall compose the 32nd Judicial District. Provides that the district shall have five judges.

<u>Proposed law</u> creates five election sections in the 32nd Judicial District. Provides that one judge shall be elected from each election section. Provides that the first vacancy occurring in the 32nd Judicial District after the effective date of <u>proposed law</u> shall be filled by an election held in election section one, and the remaining judgeships shall be assigned to the four remaining election sections in the alphabetical order of the divisions. Provides, however, if no vacancy occurs before the opening of qualifying for the regularly scheduled elections occurring in 2020, then for election purposes, division "A" shall be assigned to election section one, division "B" shall be assigned to election section two, division "C" shall be assigned to election section four, and division "E" shall be assigned to election section five.

<u>Proposed law</u> provides that it shall not reduce the term of office of any judge of the 32nd Judicial District or prohibit any judge from seeking reelection in any division of the court.

<u>Proposed law</u> specifies that precincts referenced in district descriptions in <u>proposed law</u> are those contained in the file named "2017 Precinct Shapefiles" published on the La. House of Representatives website. Specifies that the 2017 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 June 27, 2017, to the legislature by parish governing authorities pursuant to the provisions of present law (R.S. 18:532 and 532.1).

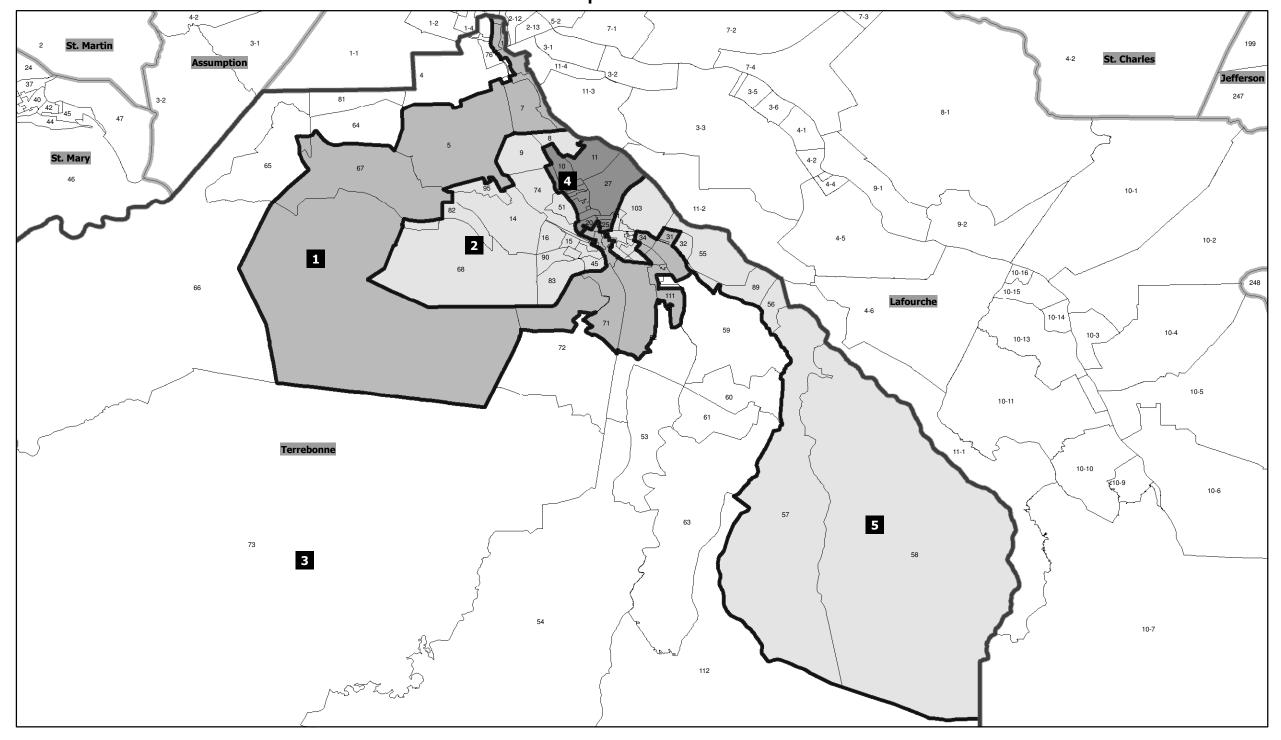
<u>Proposed law</u> additionally provides that when a precinct is subdivided on a nongeographic or geographic basis under <u>present law</u> (R.S. 18:532.1), the general precinct designation in the district description includes all nongeographic and geographic subdivisions of the precinct, and specifies that the territorial limits of the election sections as provided in <u>proposed law</u> 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. 13:477(32) and 621.32)

Proposed 32nd JDC



Plan Statistics

<u>Districts:</u>	# of Members	Actual Popula	ation_	Ideal Population	Absolute Deviation	Relative Deviation
District 1	1	21,	705	22,372	-667	-2.981%
District 2	1	22,	029	22,372	-343	-1.533%
District 3	District 3 1			22,372	441	1.971%
District 4	trict 4 1			22,372	73	0.326%
District 5	District 5 1			22,372	496	2.217%
Grand Total:	111,8	360	111,860			
Ideal Population P	er Member:	22372			ldeal -	Actual: 0
Number of Districts	5			Rem	nainder: 0	
Range of District Po	opulations:	21,705	to	22,868	Unassigned Pope	ulation: 0
Absolute Mean Dev	viation:	233				
Absolute Range:	-667	to	496			
Absolute Overall F	1,163					
Relative Mean Dev	iation:	1.81%				
Relative Range:	-2.98%	to	2.22%			
Relative Overall R	ange:	5.20%				

District Summary

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	Total Population	Total White	Total Black	Total Asian	Total Other	VAP Total	VAP White	VAP Black	VAP Asian	VAP Other	Reg Total Dec 2017	Reg White Dec 2017	Reg Black Dec 2017	Reg Other Dec 2017	Reg Dem Total Dec 2017	Reg Rep Total Dec 2017	Reg Other Total Dec 2017
District 1																	
Terrebonne	21,705	8,373	11,718	274	514	15,596	6,545	7,925	210	364	11,879	4,712	6,503	681	6,308	2,149	3,409
District 1	21,705 100.000%	8,373 38.576%	11,718 53.988%	274 1.262%	514 2.368%	15,596 100.000%	6,545 41.966%	7,925 50.814%	210 1.346%	364 2.334%	11,879 76.167%	4,712 39.667%	6,503 54.744%	681 5.733%	6,308 53.102%	2,149 18.091%	3,409 28.698%
District 2																	
Terrebonne	22,029	18,899	2,054	413	204	16,304	14,234	1,346	292	145	15,013	13,227	1,059	730	3,280	7,917	3,820
District 2	22,029 100.000%	18,899 85.791%	2,054 9.324%	413 1.875%	204 0.926%	16,304 100.000%	14,234 87.304%	1,346 8.256%	292 1.791%	145 0.889%	15,013 92.082%	13,227 88.104%	1,059 7.054%	730 4.862%	3,280 21.848%	7,917 52.734%	3,820 25.445%
District 3																	
Terrebonne	22,813	16,499	2,872	211	304	16,975	12,750	2,006	151	204	11,522	8,936	1,405	1,175	4,510	3,159	3,853
District 3	22,813 100.000%	16,499 72.323%	2,872 12.589%	211 0.925%	304 1.333%	16,975 100.000%	12,750 75.110%	2,006 11.817%	151 0.890%	204 1.202%	11,522 67.876%	8,936 77.556%	1,405 12.194%	1,175 10.198%	4,510 39.143%	3,159 27.417%	3,853 33.440%
District 4																	
Terrebonne	22,445	17,526	3,221	263	582	16,738	13,554	2,031	199	420	11,954	9,852	1,426	666	3,666	4,465	3,812
District 4	22,445 100.000%	17,526 78.084%	3,221 14.351%	263 1.172%	582 2.593%	16,738 100.000%	13,554 80.977%	2,031 12.134%	199 1.189%	420 2.509%	11,954 71.418%	9,852 82.416%	1,426 11.929%	666 5.571%	3,666 30.668%	4,465 37.352%	3,812 31.889%
District 5																	
Terrebonne	22,868	17,294	2,207	172	885	17,124	13,538	1,339	134	625	11,606	9,342	1,276	984	4,020	3,828	3,778
District 5	22,868 100.000%	17,294 75.625%	2,207 9.651%	172 0.752%	885 3.870%	17,124 100.000%	13,538 79.059%	1,339 7.819%	134 0.783%	625 3.650%	11,606 67.776%	9,342 80.493%	1,276 10.994%	984 8.478%	4,020 34.637%	3,828 32.983%	3,778 32.552%
Grand Total	111,860 100.000%	78,591 70.258%	22,072 19.732%	1,333 1.192%	2,489 2.225%	82,737 100.000%	60,621 73.270%	14,647 17.703%	986 1.192%	1,758 2.125%	61,974 74.905%	46,069 74.336%	11,669 18.829%	4,236 6.835%	21,784 35.150%	21,518 34.721%	18,672 30.129%