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HOUSE FLOOR AMENDMENTS

2020 Regular Session

Amendments proposed by Representative Dwight to Engrossed House Bill No. 62 by Representative Wilford Carter

1 AMENDMENT NO. 1

2 On page 1, line 2, after "R.S." delete the remainder of the line and delete lines 3 and 4 and
3 insert the following:

4 "13:477(14), 589(A), and 621.14, relative to the Fourteenth Judicial District;
5 to provide for the election of judges in the Fourteenth Judicial District; to
6 provide for a new division of the court with limited or specialized
7 jurisdiction; to abolish a division of the court; to provide for the composition
8 of the election sections for the election of judges; to provide for the election
9 sections from which the judges are elected; to provide relative to the election
10 of the magistrate judge of the Fourteenth Judicial District; and to provide for
11 related"

12 AMENDMENT NO. 2

13 On page 1, line 7, delete "13:621.14 is" and insert "13:477(14), 589(A), and 621.14 are"

14 AMENDMENT NO. 3

15 On page 1, between lines 7 and 8, insert the following:

16 "§477. Judicial districts
17 There shall be forty-one judicial districts in the state and each district shall
18 be composed as follows:

19 * * *

20 (14) The parish of Calcasieu shall compose the Fourteenth District. The
21 Fourteenth District shall consist of three election sections.

22 (a) Election section one shall consist of Precincts ~~30, 31, 31A, 100, 101, 102,~~
23 ~~103S, 104E, 104W, 105, 106, 107, 108, 109, 112E, 112W, 113, 117E, 117W, 123N,~~
24 ~~123S-A & 123S-B, 124A & 124B, and 125~~ 300, 301, 302, 303, 304, 305, 307, 308,
25 309E, 309W, 310, 311, 312, 313E, 313W, 315E, 315W, 316E, 317, 318, 319N,
26 319S, 320E, 320W, 321, 322, 323, 324, 327, 328, 329, 330, 332N, 332S, 360, 361,
27 364, 371N, 800, 801, 860S, 861E, and 861W of Calcasieu Parish.

28 (b) Election section two shall consist of Precincts ~~10E, 10W, 11, 12A & 12B,~~
29 ~~13, 20, 21, 22, 32N, 32S-A & 32S-B, 33A, 34, 40, 41E, 41W, 42E, 42W, 50, 52, 53,~~
30 ~~60, 61, 62, 63E, 63W, 80, 81, 81A*, 111, 114A & 114B, 115, 116, 118E, 118W,~~
31 ~~119NE, 119NW, 119SE, 119SW, 120, 121, 122, 126A, 126C-A & 126C-B, 126E,~~
32 ~~126W, 170, 171, 172, 173, 190, 191, 200A & 200B, and 201~~ 160E, 160W, 161,
33 162E, 162W, 163, 164, 165, 166E, 166W, 167, 260, 261, 262, 306, 314, 316W, 326,
34 331, 335, 337, 338, 339, 340, 362, 367, 368, 369, 370, 371S, 372, 440, 441, 461,
35 463, 464, and 860N of Calcasieu Parish.

36 (c) Election section three shall consist of Precincts ~~33B, 33E, 33W-A &~~
37 ~~33W-B, 35N-A & 35N-B, 35S, 43, 44N, 44S-A & 44S-B, 45, 46, 70, 71, 72, 110,~~
38 ~~150, 151, 152, 153, 155A & 155B, 156, 157, 158, 180, 181, 182, and 183~~ 325, 333,
39 334, 336, 363, 365, 366, 400, 401, 402, 403, 404, 405, 406, 407, 408, 460E, 460W,

1 465, 466E, 466W, 467, 468, 469, 560, 561, 562, 600, 601, 602, 603, 660, 661, 662,
2 663, 664, 700, 701, 702, 703, 760, 761, and 762 of Calcasieu Parish.

3 * * *

4 §589. Fourteenth Judicial District Court; magistrate judge

5 A. The office of magistrate judge of the Fourteenth Judicial District Court
6 is hereby created and shall be an elected position. The magistrate judge shall be
7 elected ~~from election sections one and three combined~~ at large from the Fourteenth
8 Judicial District. The initial election shall occur in the fall of 2020 and the elected
9 term shall begin January 1, 2021. The magistrate judge shall serve a six-year term.
10 The position is a full-time position, and the magistrate judge is prohibited from
11 practicing law.

12 * * *

13 AMENDMENT NO. 4

14 On page 1, delete lines 9 through 14, and insert the following:

15 A. The Fourteenth Judicial District Court shall have nine judges. Two
16 judges, Divisions F and H, shall be elected from election section one; four judges,
17 Divisions B, C, D, and G, shall be elected from election section two; two judges,
18 Divisions A and E, shall be elected from election section three; and one judge,
19 Division I, shall be elected from election sections one and three combined. Three
20 judges shall be elected from each of the election sections created pursuant to R.S.
21 13:477(14) as follows:

22 (1) Divisions F, H, and J shall be elected from election section one.

23 (2) Divisions C, D, and G shall be elected from election section two.

24 (3) Division A, B, and E shall be elected from election section three.

25 B. (1) There is hereby created a new judgeship effective January 1, 2021, to
26 be elected at the congressional election in 2020. This judge and his successors shall
27 preside over Division J, which is hereby created for purposes of nomination,
28 election, and subject matter. The subject matter jurisdiction of Division J is limited,
29 pursuant to the provisions of Article V, Section 15(A) of the Constitution of
30 Louisiana, to family and juvenile matters as provided by law.

31 (2) For purposes of this Subsection, "family and juvenile matters" shall
32 include all actions arising under Titles IV, V, and VII of Book I and Title VI of Book
33 III of the Louisiana Civil Code and related provisions of the Civil Code Ancillaries,
34 adoptions arising under the Louisiana Civil Code and the Louisiana Children's Code,
35 actions involving protection from family violence pursuant to R.S. 46:2131 et seq.,
36 actions for enforcement, collection of support, and paternity pursuant to R.S.
37 46:236.5, and all actions arising under or incidental to the Children's Code; together
38 with all related incidental actions, including but not limited to contempt, civil
39 warrants, writs of habeas corpus, change of name, prenuptial or separate property
40 agreements, interspousal donations, lesion, and challenges to consent judgments.

41 (3) The judgeship comprising Division I shall be abolished effective
42 midnight, December 31, 2020. All cases assigned to Division I shall be assigned to
43 the newly created Division J. No election to fill Division I shall be held to fill such
44 judgeship at the 2020 congressional election or at any election held after the effective
45 date of this Act.

46 C. In accordance with the provisions of R.S. 13:587, the judges elected to
47 serve in the judgeships designated as Divisions A and C shall continue to exercise
48 jurisdiction over family and juvenile matters, subject to the provisions of that
49 Section.

50 Section 2.(A) The precincts referenced in this Act are those contained in the
51 file named "2018 Precinct Shapefiles" published on the Louisiana House of
52 Representatives website. The 2018 Precinct Shapefiles are based upon those Voting
53 Districts (VTDs) contained in the 2010 Census Redistricting TIGER/Line Shapefiles
54 for the state of Louisiana as those files have been modified by the staff of the
55 Legislature of Louisiana to represent precinct changes submitted through July 3,

1 2018, to the Legislature of Louisiana by parish governing authorities pursuant to the
2 provisions of R.S. 18:532 and 532.1.

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

11 Section 3. This Act shall become effective upon signature by the governor
12 or, if not signed by the governor, upon expiration of the time for bills to become law
13 without signature by the governor, as provided by Article III, Section 18 of the
14 Constitution of Louisiana. If vetoed by the governor and subsequently approved by
15 the legislature, this Act shall become effective on the day following such approval."