

SENATE BILL NO. 193

BY SENATOR HEWITT

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AN ACT

To amend and reenact R.S. 17:71.3(E)(2)(b), relative to school board apportionment plans; to provide for review; to provide for challenges; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 17:71.3(E)(2)(b) is hereby amended and reenacted to read as follows:

§71.3. Procedure for accomplishing reapportionment, special election districts; effective date of same

* * *

E. * * *

(2) * * *

(b) Any plan adopted by a school board in contravention of this Subsection shall be null and void **by operation of law**, and no election shall be conducted using any ballot based on such a null and void plan. ~~Any declaration of nullity of a plan pursuant to this Subparagraph shall be by a court~~ **The secretary of state shall promptly notify the school board that the plan is null and void by operation of law. Any plan that is null and void under this Subsection may be declared valid by a court** of competent jurisdiction **upon petition of the school board.** ~~In the event a plan is declared null, such declaration~~ **The fact that a plan is null and void by operation of law pursuant to this Subsection or is declared null by a court of competent jurisdiction** shall not affect the validity or legality of any actions taken by, ordinances or regulations adopted by, or contracts entered into by the school board elected pursuant to the null plan.

* * *

1 Section 2. This Act shall become effective upon signature by the governor or, if not
2 signed by the governor, upon expiration of the time for bills to become law without signature
3 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
4 vetoed by the governor and subsequently approved by the legislature, this Act shall become
5 effective on the day following such approval.

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____