REAPPORTIONMENT/JUDGES: Provides for the election of judges of the first district of the Fifth Circuit Court of Appeal

## AN ACT

To amend and reenact R.S. 13:312(5)(b)(i) and 312.1(E)(2), relative to the Fifth Circuit Court of Appeal; to provide for the election of judges from the first district of the Fifth Circuit Court of Appeal; to provide for the redistricting of judges; to provide for election sections; to provide for the filling of vacancies; to provide for effectiveness; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:
Section 1. R.S. 13:312(5)(b)(i) and 312.1(E)(2) are hereby amended and reenacted to read as follows:
§312. Courts of appeal; circuits and districts
There shall be five court of appeal circuits, which shall be subdivided into districts as follows:
5.
(b) Districts of the fifth circuit.
(i) The parish of Jefferson shall compose the first district of the fifth circuit. The first district shall be further divided into two three election sections. Eleetion seetion one shall eonsist of Preeinets $1,2,3,4,5,7,8,9,10,11,12,13,14,15,16$, $17,18,19,20,21,22,23,24,25,26,27,28,29,30,31,32,33,34,35,36,37,38,39$,

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CODING: Words in struek through type are deletions from existing law; words underscored are additions.
$40,41,42,43,44,45,46,51,52,53,54,55,56,57,58,59,60,61,62,63,64,65,66$,
$67,68,69,70,71,72,73,74,75,76,77,78,79,80,81,82,83,84,85,86,87,88,89$,
$90,91,92,93,94,95,96,97,98,99,100,101,102,103,105,106,107,116,117$,
$148,119,120,121,122,123,124,125,126,127,128,129,130,131,132,133,134$,
$136,138,152,155,157 \mathrm{~A}, 170,171,172,174,175,176,177,178,179-\mathrm{A}, 182,183$,
484, 185A, 185B, 189, 190, 191, 192, 193, 194, 195, 196, 197A, 197B, 197C, 198,
199, 202, 203, 204, 205, 210, 211, 212A, 212B, 213A, 213B, 213C, 214A, 214B,
$215,216,217,225,226,227,228,229,230,231,232,233,234,235,236,237,238$,
246, 247, 248, 249, 1-G, 2-G, 3-G, 4-G, 5-G, 6-G, 7-G, 8-G, 9-G, 10-G, 11-G, 1-GF,
1-Н, 2-Н, З-Н, 4-Н, 5-Н, 6-Н, 7-Н, 8-Н, 9-Н, 13-КА, 1-K, 2-K, 3-К, 4-К, 5-К, 6-K,
7-K, 8-K, 9-K, 10-K, 11-K, 12-K, 14-K, 15-K, 16-K, 17-K,18-K, 19-K, 20-K, 25-K,
27-K, 28-K, 29-K, 30-K, 34-K, 35-K, 1-L, 1-W, 3-W, 4-W, 5-W, 6-W, and 7-W of
Jefferson Parish. Election seetion two shall eonsist of Preeinets $104,108,115,150$,
$151,153,154,156,157 \mathrm{~B}, 179 \mathrm{~B}, 180,181,187,188,200,201,13-\mathrm{KB}, 21-\mathrm{K}, 22-\mathrm{K}$,
23-K, 24-K, 26-K, 31-K, 33-K, 173 and 2-W.
(aa) Election Section 1 is composed of Precincts $1,2,3,4,5,7,8,9,10,11$,
$\underline{12,13,14,15,16,17,18,19,20,21,22,23,24,25,26,27,28,29,30,31,32,33,34,}$
$\underline{35,36,37,38,39,40,41,42,43,44,45,46,51,52,53,54,55,56,57,58,59,60,61, ~}$
$\underline{62,63,64,65,66,67,68,69,70,71,72,73,74,75,76,77,78,79,80,81,82,83,84, ~}$
$\underline{85, ~ 86, ~ 87, ~ 88, ~ 89, ~ 90, ~ 91, ~ 92, ~ 93, ~ 94, ~ 95, ~ 96, ~ 97, ~ 98, ~ 99, ~ 100, ~ 101, ~ 102, ~ 103, ~ 105, ~ 106, ~}$
$\underline{116,117,118,119,120,121,122,123,124,125 A, 125 B, 126,127,128,129,130,}$
$\underline{131,132,133,134,136,138,152,155,157 \mathrm{~A}, 170,171,172,174,175,176,177,}$
178, 179A, 182, 183, 185A, 189, 190, 191, 192, 193A, 193B, 198, 199, 202, 203,
$\underline{210,211,225,226,227,228,229,230,231,232 A, ~ 232 B, ~ 234, ~ 235, ~ 236, ~ 237, ~ 238 A, ~}$
238B, 246, 247, 248, 1-G, 2-G, 3-G, 4-G, 5-G, 6-G, 7-G, 8-G, 9-G, 10-G, 11-G,
12-G, 13-G, 1-GI, 1-H, 2-H, 3-H, 4-H, 5-H, 6-H, 7-H, 8-H, 9-H, 1-K, 2-K, 3-K, 4-K,
5-K, $6-\mathrm{KA}, 6-\mathrm{KB}, 7-\mathrm{KA}, 7-\mathrm{KB}, 8-\mathrm{K}, 9-\mathrm{K}, 10-\mathrm{K}, 11-\mathrm{K}, 12-\mathrm{K}, 13-\mathrm{KA}, 14-\mathrm{K}, 15-\mathrm{K}$,
16-K, 17-K, 18-K, 19-K, 20-K, 25-K, 27-K, 28-K, 29-K, 30-K, 34-K, 35-K, 1-L,
1-W, 3-W, 4-W, 5-W, 6-W, and 7-W of Jefferson Parish.

CODING: Words in struek through type are deletions from existing law; words underscored are additions.
(bb) Election Section 2 is composed of Precincts 104, 108, 115, 150, 151, 153, 154, 156, 157B, 173, 179B, 180, 181, 187, 188, 200, 201, 13-KB, 21-K, 22-K, 23-K, 24-K, 26-K, 31-K, 33-K, and 2-W of Jefferson Parish.
(cc) Election Section 3 is composed of Precincts 184, 185B, 194A, 194B, $\underline{195,196,197 \mathrm{~A}, 197 \mathrm{~B}, 204,205,212,213 \mathrm{~A}, 213 \mathrm{~B}, 213 \mathrm{C}, 214 \mathrm{~A}, 214 \mathrm{~B}, 215,216 \mathrm{~A},}$ 216B, 216C, and 217 of Jefferson Parish.
§312.1. Circuit court of appeal; domicile; number of judges; election
E.
(2)(a) Six judges shall be elected from the first district of the fifth circuit by the qualified electors thereof in the manner provided in this Paragraph.
(b) Notwithstanding the provisions of Subparagraph (a) of this Paragraph:
(i) (a) The first vacancy created by the death, resignation, retirement, or removal of a judge of the first district who was elected by the qualified electors of election section one occurring after August 15, 2007, the effective date of the Act that originated as House Bil No. of the 2024 Regular Session of the Legislature shall be filled by election from election section three of the first district and such judgeship shall be assigned to election section three of the first district for election purposes thereafter. However, if no election has occurred or is scheduled to occur to fill a vacancy in such a judgeship from election section three prior to the opening of qualifying for the regular statewide elections in $2012 \underline{2030}$, the regular election to fill the judgeship designated as Division $G \underline{B}$ of the first district shall be held in election section three of the first district and such division shall be assigned to election section three for election purposes thereafter.
(iii) (b) At the time a judgeship is assigned to election section three, the remaining five four judgeships in the first district shall be assigned to election section one for election purposes thereafter.
(c) One judgeship shall be assigned to election section two.

Section 2.(A) The precincts referenced in this Act are those contained in the file named "2024 Precinct Shapefiles (01-10-2024)" available on the Legislature of Louisiana's website on the effective date of this Section. The 2024 Precinct Shapefiles are based upon those Voting Districts (VTDs) contained in the 2020 Census Redistricting TIGER/Line Shapefiles for the State of Louisiana as those files have been modified and validated through the data verification program of the Louisiana House of Representatives and the Louisiana Senate to represent precinct changes submitted through January 10, 2024, 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.
(C) The territorial limits of the districts as provided in this Act shall continue in effect until changed by law regardless of any subsequent change made to the precincts by the parish governing authority.

Section 4. This Act shall become effective upon signature of 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 in Article III, Section 18 of the Constitution of Louisiana. If this Act is vetoed by the governor and subsequently approved by the legislature, the provisions of this Act shall become 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 926 Original 2024 Regular Session Lyons
Abstract: Provides for an additional election section in the first district of the Fifth Circuit Court of Appeals. Effective upon the signature of the governor for all purposes.

Statistical summaries of proposed law including maps illustrating proposed district boundaries accompany this digest. (Attached to the bill version on the internet.)

Present law provides for composition of the Fifth Circuit Court of Appeal. Provides that the parishes of Jefferson, St. Charles, St. James, and St. John the Baptist shall compose the fifth circuit. Further provides that the parish of Jefferson shall compose the first district of the fifth circuit. The parish of St. James and that portion of St. John the Baptist Parish east of the Mississippi River shall compose the second district of the fifth circuit. The parish of St. Charles and that portion of St. John the Baptist Parish west of the Mississippi River shall compose the third district of the fifth circuit.

Present law provides that the fifth circuit shall be composed of eight judges. Provides that six judges shall be elected from the first district of the fifth circuit by the qualified electors thereof. Proposed law retains present law.

Present law provides further that the first district of the fifth circuit shall be divided into two election sections and provides that five judges are assigned to election section one and one judge is assigned to election section two.

Proposed law instead provides that the first district shall be divided into three election sections. Further provides that four judges are assigned to election section one, one judge is assigned to election section two, and one judge is assigned to election section three.

Proposed law provides that the first vacancy created by the death, resignation, retirement, or removal of a judge of the first district who was elected by the qualified electors of election section one shall be filled by election from election section three and such judgeship shall be assigned to election section three for election purposes thereafter. However, if no election has occurred or is scheduled to occur to fill a vacancy in such a judgeship from election section three prior to the opening of qualifying for the regular statewide elections in 2030, the regular election to fill the judgeship designated as Division B of the first district shall be held in election section three of the first district and such division shall be assigned to election section three for election purposes thereafter.

Effective upon signature of governor or lapse of time for gubernatorial action.
(Amends R.S. 13:312(5)(b)(i) and 312.1(E)(2))

## Plan Statistics

Plan: HLS 24RS-302 (Lyons)

| Districts: | \# of Members | Actual Population |  |  | Ideal Population | Absolute Deviation |
| :--- | ---: | ---: | ---: | ---: | ---: | ---: |$\quad$| Relative Deviation |
| :--- |
| Election Section1 |

## Total Population

Plan: HLS 24RS-302 (Lyons)

|  | Total Population | Total White | Total Black | Total Asian | Total American Indian | Total Other | Total Hispanic | VAP Total | VAP White | VAP Black | VAP Asian | VAP <br> American Indian | VAP Other | Hispanic Total |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| Election Section1 | 354,017 | 204,093 | 71,126 | 18,517 | 6,772 | 53,509 | 67,159 | 279,820 | 170,361 | 51,792 | 14,226 | 5,155 | 38,286 | 47,371 |
|  | 100.000\% | 57.651\% | 20.091\% | 5.231\% | 1.913\% | 15.115\% | 18.971\% | 100.000\% | 60.882\% | 18.509\% | 5.084\% | 1.842\% | 13.682\% | 16.929\% |
| Election Section2 | 2 41,708 | 5,487 | 30,103 | 695 | 418 | 5,005 | 6,340 | 30,802 | 4,431 | 22,140 | 533 | 299 | 3,399 | 4,252 |
|  | 100.000\% | 13.156\% | 72.176\% | 1.666\% | 1.002\% | 12.000\% | 15.201\% | 100.000\% | 14.385\% | 71.878\% | 1.730\% | 0.971\% | 11.035\% | 13.804\% |
| Election Section3 | 45,056 | 11,355 | 24,988 | 3,812 | 496 | 4,405 | 5,558 | 34,032 | 9,343 | 18,243 | 2,933 | 381 | 3,132 | 3,861 |
|  | 100.000\% | 25.202\% | 55.460\% | 8.461\% | 1.101\% | 9.777\% | 12.336\% | 100.000\% | 27.454\% | 53.605\% | 8.618\% | 1.120\% | 9.203\% | 11.345\% |
| Grand Total | $\begin{array}{r} 440,781 \\ 100.000 \% \end{array}$ | $\begin{array}{r} 220,935 \\ 50.124 \% \end{array}$ | $\begin{array}{r} \hline 126,217 \\ 28.635 \% \end{array}$ | $\begin{aligned} & \hline 23,024 \\ & 5.223 \% \end{aligned}$ | $\begin{array}{r} 7,686 \\ 1.744 \% \end{array}$ | $\begin{array}{r} 62,919 \\ 14.274 \% \end{array}$ | $\begin{array}{r} \hline 79,057 \\ 17.936 \% \end{array}$ | $\begin{array}{r} 344,654 \\ 100.000 \% \end{array}$ | $\begin{array}{r} 184,135 \\ 53.426 \% \end{array}$ | $\begin{array}{r} 92,175 \\ 26.744 \% \end{array}$ | $\begin{array}{r} 17,692 \\ 5.133 \% \end{array}$ | $\begin{array}{r} 5,835 \\ 1.693 \% \end{array}$ | $\begin{array}{r} 44,817 \\ 13.003 \% \end{array}$ | $\begin{array}{r} 55,484 \\ 16.098 \% \end{array}$ |

## Voter Registration

Plan: HLS 24RS-302 (Lyons)

|  | Reg Total Dec 2023 | Reg White Dec 2023 | Reg Black Dec 2023 | Reg Other Dec 2023 | $\begin{array}{r} \text { Reg Dem } \\ \text { Total } \\ \text { Dec } 2023 \end{array}$ | $\begin{array}{r} \text { Reg Rep } \\ \text { Total } \\ \text { Dec } 2023 \end{array}$ | $\begin{array}{r} \text { Reg Other } \\ \text { Total } \\ \text { Dec } 2023 \end{array}$ |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| Election Section1 | 203,338 | 142,641 | 32,357 | 28,340 | 63,978 | 74,565 | 64,795 |
|  | 72.667\% | 70.150\% | 15.913\% | 13.937\% | 31.464\% | 36.670\% | 31.866\% |
| Election Section2 | 24,247 | 3,049 | 19,262 | 1,936 | 16,228 | 1,698 | 6,321 |
|  | 78.719\% | 12.575\% | 79.441\% | 7.984\% | 66.928\% | 7.003\% | 26.069\% |
| Election Section3 | 25,848 | 7,246 | 14,583 | 4,019 | 14,082 | 4,298 | 7,468 |
|  | 75.952\% | 28.033\% | 56.418\% | 15.549\% | 54.480\% | 16.628\% | 28.892\% |
| Grand Total | 253,433 | 152,936 | 66,202 | 34,295 | 94,288 | 80,561 | 78,584 |

## Splits

Plan: HLS 24RS-302 (Lyons)

|  | Total Population | Total White | Total Black | Total Asian | Total <br> American Indian | Total Other | VAP Total | VAP White | VAP Black | VAP Asian | VAP <br> American Indian | VAP Other | Reg Total Dec 2023 | Reg White Dec 2023 | Reg Black Dec 2023 | Reg Other Dec 2023 |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| Election Section1 |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| *Jefferson | 354,017 | 204,093 | 71,126 | 18,517 | 6,772 | 53,509 | 279,820 | 170,361 | 51,792 | 14,226 | 5,155 | 38,286 | 203,338 | 142,641 | 32,357 | 28,340 |
| Election Section1 | $\begin{array}{r} 354,017 \\ 100.000 \% \end{array}$ | $\begin{array}{r} 204,093 \\ 57.651 \% \end{array}$ | $\begin{array}{r} 71,126 \\ 20.091 \% \end{array}$ | $\begin{array}{r} 18,517 \\ 5.231 \% \end{array}$ | $\begin{array}{r} 6,772 \\ 1.913 \% \end{array}$ | $\begin{array}{r} 53,509 \\ 15.115 \% \end{array}$ | $\begin{array}{r} 279,820 \\ 100.000 \% \end{array}$ | $\begin{array}{r} 170,361 \\ 60.882 \% \end{array}$ | $\begin{array}{r} 51,792 \\ 18.509 \% \end{array}$ | $\begin{aligned} & 14,226 \\ & 5.084 \% \end{aligned}$ | $\begin{array}{r} 5,155 \\ 1.842 \% \end{array}$ | $\begin{array}{r} 38,286 \\ 13.682 \% \end{array}$ | $\begin{array}{r} 203,338 \\ 72.667 \% \end{array}$ | $\begin{aligned} & 142,641 \\ & 70.150 \% \end{aligned}$ | $\begin{array}{r} 32,357 \\ 15.913 \% \end{array}$ | $\begin{array}{r} 28,340 \\ 13.937 \% \end{array}$ |
| Election Section2 |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| *Jefferson | 41,708 | 5,487 | 30,103 | 695 | 418 | 5,005 | 30,802 | 4,431 | 22,140 | 533 | 299 | 3,399 | 24,247 | 3,049 | 19,262 | 1,936 |
| Election Section2 | $\begin{array}{r} 41,708 \\ 100.000 \% \end{array}$ | $\begin{array}{r} 5,487 \\ 13.156 \% \end{array}$ | $\begin{array}{r} 30,103 \\ 72.176 \% \end{array}$ | $\begin{array}{r} 695 \\ 1.666 \% \end{array}$ | $\begin{array}{r} 418 \\ 1.002 \% \end{array}$ | $\begin{array}{r} 5,005 \\ 12.000 \% \end{array}$ | $\begin{array}{r} 30,802 \\ 100.000 \% \end{array}$ | $\begin{array}{r} 4,431 \\ 14.385 \% \end{array}$ | $\begin{array}{r} 22,140 \\ 71.878 \% \end{array}$ | $\begin{array}{r} 533 \\ 1.730 \% \end{array}$ | $\begin{array}{r} 299 \\ 0.971 \% \end{array}$ | $\begin{array}{r} 3,399 \\ 11.035 \% \end{array}$ | $\begin{array}{r} 24,247 \\ 78.719 \% \end{array}$ | $\begin{array}{r} 3,049 \\ 12.575 \% \end{array}$ | $\begin{array}{r} 19,262 \\ 79.441 \% \end{array}$ | $\begin{array}{r} 1,936 \\ 7.984 \% \end{array}$ |
| Election Section3 |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| *Jefferson | 45,056 | 11,355 | 24,988 | 3,812 | 496 | 4,405 | 34,032 | 9,343 | 18,243 | 2,933 | 381 | 3,132 | 25,848 | 7,246 | 14,583 | 4,019 |
| Election Section3 | $\begin{array}{r} 45,056 \\ 100.000 \% \\ \hline \end{array}$ | $\begin{array}{r} 11,355 \\ 25.202 \% \\ \hline \end{array}$ | $\begin{array}{r} 24,988 \\ 55.460 \% \\ \hline \end{array}$ | $\begin{array}{r} 3,812 \\ 8.461 \% \\ \hline \end{array}$ | $\begin{array}{r} 496 \\ 1.101 \% \\ \hline \end{array}$ | $\begin{array}{r} 4,405 \\ 9.777 \% \\ \hline \end{array}$ | $\begin{array}{r} 34,032 \\ 100.000 \% \\ \hline \end{array}$ | $\begin{array}{r} 9,343 \\ 27.454 \% \\ \hline \end{array}$ | $\begin{array}{r} 18,243 \\ 53.605 \% \\ \hline \end{array}$ | $\begin{array}{r} 2,933 \\ 8.618 \% \\ \hline \end{array}$ | $\begin{array}{r} 381 \\ 1.120 \% \\ \hline \end{array}$ | $\begin{array}{r} 3,132 \\ 9.203 \% \end{array}$ | $\begin{array}{r} 25,848 \\ 75.952 \% \\ \hline \end{array}$ | $\begin{array}{r} 7,246 \\ 28.033 \% \\ \hline \end{array}$ | $\begin{array}{r} 14,583 \\ 56.418 \% \\ \hline \end{array}$ | $\begin{array}{r} 4,019 \\ 15.549 \% \\ \hline \end{array}$ |

Fifth Circuit Court of Appeal - District 1


Fifth Circuit Court of Appeal - District 1


