

2024 Regular Session

HOUSE BILL NO. 926

BY REPRESENTATIVE LYONS

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

1 AN ACT

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

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 13:312(5)(b)(i) and 312.1(E)(2) are hereby amended and reenacted
9 to read as follows:

10 §312. Courts of appeal; circuits and districts

11 There shall be five court of appeal circuits, which shall be subdivided into
12 districts as follows:

13 * * *

14 5.

15 * * *

16 (b) Districts of the fifth circuit.

17 (i) The parish of Jefferson shall compose the first district of the fifth circuit.

18 The first district shall be further divided into ~~two~~ three election sections. ~~Election~~
19 ~~section one shall consist of Precincts 1, 2, 3, 4, 5, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16,~~
20 ~~17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39,~~

1 ~~40, 41, 42, 43, 44, 45, 46, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66,~~
2 ~~67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89,~~
3 ~~90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 105, 106, 107, 116, 117,~~
4 ~~118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134,~~
5 ~~136, 138, 152, 155, 157A, 170, 171, 172, 174, 175, 176, 177, 178, 179-A, 182, 183,~~
6 ~~184, 185A, 185B, 189, 190, 191, 192, 193, 194, 195, 196, 197A, 197B, 197C, 198,~~
7 ~~199, 202, 203, 204, 205, 210, 211, 212A, 212B, 213A, 213B, 213C, 214A, 214B,~~
8 ~~215, 216, 217, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238,~~
9 ~~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-GI,~~
10 ~~1-H, 2-H, 3-H, 4-H, 5-H, 6-H, 7-H, 8-H, 9-H, 13-KA, 1-K, 2-K, 3-K, 4-K, 5-K, 6-K,~~
11 ~~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,~~
12 ~~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~~
13 Jefferson Parish. Election section two shall consist of Precincts 104, 108, 115, 150,
14 ~~151, 153, 154, 156, 157B, 179B, 180, 181, 187, 188, 200, 201, 13-KB, 21-K, 22-K,~~
15 ~~23-K, 24-K, 26-K, 31-K, 33-K, 173 and 2-W.~~

16 (aa) Election Section 1 is composed of Precincts 1, 2, 3, 4, 5, 7, 8, 9, 10, 11,
17 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34,
18 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61,
19 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84,
20 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 105, 106,
21 116, 117, 118, 119, 120, 121, 122, 123, 124, 125A, 125B, 126, 127, 128, 129, 130,
22 131, 132, 133, 134, 136, 138, 152, 155, 157A, 170, 171, 172, 174, 175, 176, 177,
23 178, 179A, 182, 183, 185A, 189, 190, 191, 192, 193A, 193B, 198, 199, 202, 203,
24 210, 211, 225, 226, 227, 228, 229, 230, 231, 232A, 232B, 234, 235, 236, 237, 238A,
25 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,
26 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,
27 5-K, 6-KA, 6-KB, 7-KA, 7-KB, 8-K, 9-K, 10-K, 11-K, 12-K, 13-KA, 14-K, 15-K,
28 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,
29 1-W, 3-W, 4-W, 5-W, 6-W, and 7-W of Jefferson Parish.

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 Engrossed

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))

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on House and Governmental Affairs to the original bill:

1. Make technical changes.

Plan Statistics

Plan: HLS 24RS-302 (Lyons)

<u>Districts:</u>	<u># of Members</u>	<u>Actual Population</u>	<u>Ideal Population</u>	<u>Absolute Deviation</u>	<u>Relative Deviation</u>
Election Section1	4	354,017	293,852	60,165	20.475%
Election Section2	1	41,708	73,463	-31,755	-43.226%
Election Section3	1	45,056	73,463	-28,407	-38.668%
Grand Total:	6	440,781	440,778		

Ideal Population Per Member:	73463		
Number of Districts for Plan Type:	3		
Range of District Populations:	41,708	to	354,017
Absolute Mean Deviation:	30,640		
Absolute Range:	-31,755	to	60,165
Absolute Overall Range:	91,920		
Relative Mean Deviation:	34.12%		
Relative Range:	-43.23%	to	20.47%
Relative Overall Range:	63.70%		

<i>Ideal - Actual:</i>	-3
<i>Remainder:</i>	3
<i>Unassigned Population:</i>	0

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 American Indian	VAP Other	VAP 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	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	440,781	220,935	126,217	23,024	7,686	62,919	79,057	344,654	184,135	92,175	17,692	5,835	44,817	55,484
	100.000%	50.124%	28.635%	5.223%	1.744%	14.274%	17.936%	100.000%	53.426%	26.744%	5.133%	1.693%	13.003%	16.098%

Voter Registration

Plan: HLS 24RS-302 (Lyons)

	Reg Total Dec 2023	Reg White Dec 2023	Reg Black Dec 2023	Reg Other Dec 2023	Reg Dem Total Dec 2023	Reg Rep Total Dec 2023	Reg Other Total Dec 2023
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 American Indian	Total Other	VAP Total	VAP White	VAP Black	VAP Asian	VAP 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	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
	100.000%	57.651%	20.091%	5.231%	1.913%	15.115%	100.000%	60.882%	18.509%	5.084%	1.842%	13.682%	72.667%	70.150%	15.913%	13.937%
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	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
	100.000%	13.156%	72.176%	1.666%	1.002%	12.000%	100.000%	14.385%	71.878%	1.730%	0.971%	11.035%	78.719%	12.575%	79.441%	7.984%
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	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
	100.000%	25.202%	55.460%	8.461%	1.101%	9.777%	100.000%	27.454%	53.605%	8.618%	1.120%	9.203%	75.952%	28.033%	56.418%	15.549%

Fifth Circuit Court of Appeal - District 1



