

ENROLLED

Second Extraordinary Session, 2001

ACT No. 2

SENATE BILL NO. 5

BY SENATORS ULLO AND LAMBERT AND REPRESENTATIVES
BRUNEAU, LANCASTER AND WADDELL

AN ACT

To amend and reenact R.S. 45:1161.1, to enact R.S. 45:1161.4, to repeal R.S. 45:1161.3(A) through (C), and to provide for the Louisiana State Law Institute to change the heading of R.S. 45:1161.3, relative to redistricting the Public Service Commission districts; to provide for the redistricting of the five districts of the Public Service Commission; to provide for the retention of the incumbent commissioners; to provide for the effectiveness of the Act; to provide for elections from Public Service Commission districts; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 45:1161.1 is hereby amended and reenacted and R.S. 45:1161.4 is hereby enacted to read as follows:

§1161.1. Creation; composition; qualifications; election; terms

A. There shall be a public service commission, which shall consist of five members, who shall be qualified electors. The members shall be elected from single member districts, established as provided ~~in R.S. 45:1161.3(B)~~ by law.

B. ~~They~~ The members shall be elected at the congressional elections for overlapping terms of six years ~~as provided in R.S. 45:1161.3(D)~~, and shall take office and begin their terms on the first day of January following election.

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§1161.4. Public Service Commission districts

R.S. 45:1161.4 is all new law.

A. The state shall be divided into the following five Public Service Commission districts and one commissioner shall be elected from each district:

- (1) District No. 1 is composed of Precincts 4, 5, 12, 13, 14, 15, 18, 21, 22, 26, 27, 35, and 41 of Ascension Parish; Precincts 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, 40, 41, 42, 43, 44, 45, 46, 51, 52, 53, 54, 55, 56, 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, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 132, 134, 136, 170, 172, 175, 176, 177, 178, 179A, 182, 183, 184, 185, 189, 190, 191, 192, 193, 194, 198, 199, 202, 203, 204, 215, 216, 217, 225, 226, 227, 228, 229, 230, 231, 233, 234, 235, 236, 237, 238, 246, 247, 248, 249, 3-G, 5-G, 9-G, 10-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-K, 7-K, 8-K,

9-K, 10-K, 11-K, 12-K, 13-KA, 13-KB, 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, 2-W, 3-W, 4-W, 5-W, 6-W, and 7-W of Jefferson Parish; Precincts 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 30, 31, 32, 33, 34, 38, and 43 of Livingston Parish; Precincts 3-19, 3-20, 4-6, 4-7, 4-8, 4-9, 4-10, 4-10A, 4-11, 4-14, 4-14A, 4-15, 4-16, 4-16A, 4-17, 4-17A, 4-18, 4-18A, 4-19, 4-20, 4-20A, 4-21, 4-21A, 4-22, 4-23, 5-12, 5-13, 5-14, 5-15, 5-16, 5-17, 5-18, 7-32, 7-33A, 7-37, 7-37A, 7-38A, 7-39, 7-40, 7-41, 7-42, 9-45A, 14-1, 14-2, 14-3, 14-4, 14-5, 14-6, 14-7, 14-8, 14-9, 14-10, 14-11, 14-12, 14-13A, 14-14, 14-15, 14-16, 14-17, 14-18A, 14-19, 14-20, 14-21, 14-22, 16-1, 16-1A, 17-1, 17-17, 17-18, 17-18A, 17-18B, 17-19, 17-19A, 17-20, and 17-21 of Orleans Parish; Plaquemines Parish; St. Bernard Parish; Precincts 1-6, 2-7, 2-8, 3-1, 3-2, 3-3, 3-4, 5-2, 6-1, 6-3, 6-4, 6-5, and 6-7 of St. Charles Parish; St. Helena Parish; Precincts 9-F, 10-D, 10-E, 11-A, 11-B, 11-C, 12-A, 12-B, 12-C, 13-A, 13-B, 14-A, 14-C, and 15 of St. John the Baptist Parish; St. Tammany Parish; Tangipahoa Parish; and Washington Parish.

(2) District No. 2 is composed of Precincts 1-7, 1-8, 1-9, 1-12, 1-33, 1-34, 1-35, 1-39, 1-40, 1-41, 1-42, 1-43, 1-47, 1-48, 1-49, 1-52, 1-53, 1-54, 1-55, 1-56, 1-57, 1-60, 1-64, 1-65, 1-69, 1-70, 1-71, 1-72, 1-74, 1-75, 1-78, 1-80, 1-81, 1-82, 1-83, 1-87, 1-88, 1-89, 1-90, 1-97, 1-98, 1-99, 1-103, 1-105, 2-2, 2-3, 2-4, 2-5, 2-6, 2-7, 2-8, 2-10, 2-12, 2-14, 2-15, 2-17, 2-18, 2-21, 2-26, 2-28, 2-29, 3-1, 3-2, 3-3, 3-4, 3-6, 3-7, 3-8, 3-9, 3-10, 3-11, 3-12, 3-13, 3-14, 3-15, 3-16, 3-17, 3-18, 3-19, 3-21, 3-22, 3-24, 3-25, 3-26, 3-27, 3-28, 3-29, 3-30, 3-31, 3-32, 3-33, 3-34, 3-35, 3-36, 3-38, 3-40, 3-41, 3-42, 3-46, 3-48, 3-49, 3-51, and 3-52 of East Baton Rouge Parish; East Feliciana Parish; Iberia Parish;

Precincts 4, 5, 25, 25A, 25B, 26, 26A, 27, 28, 29, 30, 31, and 32 of Iberville Parish; Lafayette Parish; Lafourche Parish; Precincts 1, 2, 3, 3-A, 4, 5, 5-A, 6, 7, 7-A, 8-A, 8-B, 23, 24, 24-A, 25, 26, 27, 28, 29, 35, 36, 39, 40, and 41 of Livingston Parish; Precincts 1-2 and 1-5 of St. Martin Parish; St. Mary Parish; Terrebonne Parish; Precincts 1-1, 2-1, 2-2, 2-3, 3-1, 3-2, 7-1, 7-2, 7-3, and 7-4 of West Baton Rouge Parish; and West Feliciana Parish.

(3) District No. 3 is composed of Precincts 1, 2, 3, 6, 7, 8, 9, 10, 11, 16, 17, 19, 20, 23, 24, 25, 28, 29, 30, 31, 32, 33, 34, 36, 37, 38, 39, 40, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, and 55 of Ascension Parish; Assumption Parish; Precincts 1-1, 1-2, 1-3, 1-4, 1-5, 1-6, 1-10, 1-13, 1-14, 1-15, 1-16, 1-17, 1-18, 1-19, 1-21, 1-22, 1-23, 1-24, 1-25, 1-26, 1-27, 1-28, 1-29, 1-30, 1-31, 1-32, 1-36, 1-37, 1-38, 1-44, 1-45, 1-46, 1-50, 1-51, 1-58, 1-59, 1-61, 1-62, 1-63, 1-66, 1-67, 1-68, 1-73, 1-77, 1-84, 1-85, 1-86, 1-91, 1-92, 1-93, 1-94, 1-95, 1-100, 1-101, 1-102, 1-104, 1-107, 2-1, 2-9, 2-11, 2-13, 2-16, 2-22, 2-23, 2-24, 2-25, 2-27, 2-30, 3-5, 3-20, 3-23, and 3-50 of East Baton Rouge Parish; Precincts 1, 2, 3, 6, 6A, 7, 8, 10, 10A, 11, 12, 13, 13A, 13B, 14, 14A, 14B, 15, 15A, 15B, 16, 17, 17A, 18, 19, 19A, 20, 21, 22, 23, and 24 of Iberville Parish; Precincts 57, 104, 107, 108, 115, 131, 133, 138, 150, 151, 152, 153, 154, 155, 156, 157, 171, 173, 174, 179B, 180, 181, 187, 188, 195, 196, 197, 200, 201, 205, 210, 211, 212, 213A, 213B, 213C, 214, 232, 1-G, 2-G, 4-G, 6-G, 7-G, 8-G, 11-G, 21-K, 22-K, 23-K, 24-K, 26-K, 31-K, and 33-K of Jefferson Parish; Precincts 1-1, 1-2, 1-5, 1-6, 1-7, 2-1, 2-2, 2-3, 2-4, 2-6, 2-6A, 2-7, 3-1, 3-3, 3-5, 3-8, 3-9, 3-10, 3-12, 3-14, 3-15, 3-16, 3-18, 4-2, 4-3, 4-4, 4-5, 5-1, 5-2, 5-3, 5-4, 5-5, 5-6, 5-7, 5-8, 5-9, 5-10, 5-11, 6-1, 6-2, 6-4, 6-5, 6-6, 6-7, 6-8, 6-9, 7-1, 7-2, 7-4,

7-4A, 7-5, 7-6, 7-7, 7-8, 7-9, 7-9A, 7-10, 7-11, 7-12, 7-13, 7-14, 7-15, 7-16, 7-17, 7-18, 7-19, 7-20, 7-20A, 7-21, 7-22, 7-23, 7-24, 7-25, 7-25A, 7-26, 7-26A, 7-27, 7-27A, 7-27B, 7-28, 7-28A, 7-29, 7-30, 7-31, 7-33, 7-34, 7-35, 7-36, 7-36A, 8-1, 8-2, 8-4, 8-6, 8-7, 8-8, 8-9, 8-10, 8-11, 8-12, 8-13, 8-14, 8-15, 8-16, 8-17, 8-18, 8-19, 8-20, 8-21, 8-22, 8-23, 8-24, 8-25, 8-25A, 8-26, 8-26A, 8-27, 8-27A, 8-28, 8-29, 8-30, 9-1, 9-2, 9-3A, 9-3B, 9-3, 9-4, 9-5, 9-5A, 9-6B, 9-6C, 9-6D, 9-6E, 9-6F, 9-7, 9-8, 9-8A, 9-8B, 9-9, 9-10, 9-11, 9-12, 9-13, 9-14, 9-15, 9-16, 9-17, 9-18, 9-19, 9-21, 9-22, 9-23, 9-24, 9-25, 9-25A, 9-26, 9-26A, 9-27, 9-28, 9-28A, 9-28C, 9-28D, 9-28E, 9-28F, 9-29, 9-29A, 9-30, 9-30A, 9-31, 9-31A, 9-31B, 9-31C, 9-31D, 9-31E, 9-32, 9-33, 9-33A, 9-34, 9-34A, 9-35, 9-35A, 9-36, 9-36A, 9-36B, 9-36C, 9-37, 9-37A, 9-38, 9-38A, 9-38B, 9-39, 9-39A, 9-39B, 9-40, 9-40A, 9-40B, 9-40C, 9-41, 9-41A, 9-41B, 9-41C, 9-41D, 9-42, 9-42A, 9-42B, 9-42C, 9-42D, 9-42E, 9-43A, 9-43B, 9-43C, 9-43D, 9-43E, 9-43F, 9-43G, 9-43H, 9-43I, 9-43J, 9-43K, 9-43L, 9-43M, 9-43N, 9-44, 9-44A, 9-44B, 9-44D, 9-44E, 9-44F, 9-44G, 9-44I, 9-44J, 9-44L, 9-44M, 9-44N, 9-44O, 9-44P, 9-44Q, 9-45, 10-3, 10-5, 10-6, 10-7, 10-8, 10-9, 10-11, 10-12, 10-13, 10-14, 11-2, 11-3, 11-4, 11-5, 11-8, 11-9, 11-10, 11-11, 11-12, 11-13, 11-14, 11-15, 11-16, 11-17, 11-18, 11-19, 12-1, 12-2, 12-3, 12-4, 12-5, 12-6, 12-7, 12-8, 12-9, 12-10, 12-11, 12-12, 12-13, 12-14, 12-16, 12-17, 12-18, 12-19, 12-20, 13-1, 13-2, 13-3, 13-4, 13-5, 13-6, 13-7, 13-8, 13-9, 13-10, 13-11, 13-12, 13-13, 13-14, 13-14A, 13-15, 13-16, 14-23, 14-24A, 14-25, 14-26, 15-1, 15-2, 15-3, 15-5, 15-6, 15-8, 15-9, 15-10, 15-11, 15-12, 15-12A, 15-13, 15-13A, 15-13B, 15-14, 15-14A, 15-14B, 15-14C, 15-14D, 15-14E, 15-14F, 15-14G, 15-15, 15-15A, 15-15B, 15-16, 15-17, 15-17A, 15-17B, 15-18, 15-18A, 15-18B, 15-18C, 15-18D,

15-18E, 15-18F, 15-19, 15-19A, 15-19B, 15-19C, 16-2, 16-3, 16-4, 16-5, 16-6, 16-7, 16-8, 16-9, 17-2, 17-3, 17-4, 17-5, 17-6, 17-7, 17-8, 17-9, 17-10, 17-11, 17-12, 17-13, 17-13A, 17-14, 17-15, and 17-16 of Orleans Parish; Precincts 1-1, 1-2, 1-3, 1-5, 2-1, 2-2, 2-3, 2-4, 2-5, 4-1, 4-2, 4-3, 4-4, 5-1, 5-3, 5-4, 5-5, 6-2, 6-6, 7-1, 7-2, 7-3, and 7-4 of St. Charles Parish; St. James Parish; Precincts 1, 2, 3, 4, 5, 6-A, 6-B, 6-C, 7, 8-A, 8-B, 9-A, 9-B, 9-C, 9-D, 9-E, 10-A, 10-B, 10-C, 14-B, 14-D, and 14-E of St. John the Baptist Parish; and Precincts 4-1, 4-2, 4-3, 4-4, 4-5, 5-1, 6-1, and 6-2 of West Baton Rouge Parish.

(4) District No. 4 is composed of Acadia Parish; Allen Parish; Avoyelles Parish; Beauregard Parish; Calcasieu Parish; Cameron Parish; Precincts 3-2, 4-4, 5-1, 6-1, 6-2, 6-3, 6-5, 7-1, 7-2, 7-3, 8-1, 8-2, 9-1, 9-2, 9-3, and 9-4 of Catahoula Parish; Evangeline Parish; Grant Parish; Jefferson Davis Parish; La Salle Parish; Pointe Coupee Parish; Rapides Parish; St. Landry Parish; Precincts 1-1, 1-3, 1-4, 1-6, 1-7, 2-1 & 2-3, 2-2, 2-4, 3-1, 3-2, 3-3, 3-4, 3-5, 3-6, 3-7, 3-8, 3-9, 4-1, 4-2, 4-3, 4-4, 4-5, 4-6, 5-1, 5-2, 5-3 & 5-4, 6-1, 6-2, 6-3, 6-4, 7-1, 7-2, 7-3, 7-4, 8-1, 8-2, 8-3, 8-4, 9-1, 9-2, 9-3, 9-4, and 9-5 of St. Martin Parish; Vermilion Parish; and Vernon Parish.

(5) District No. 5 is composed of Bienville Parish; Bossier Parish; Caddo Parish; Caldwell Parish; Precincts 1-1, 1-2, 2-1, 2-2, 2-3, 3-1, 4-1, and 4-2 of Catahoula Parish; Claiborne Parish; Concordia Parish; De Soto Parish; East Carroll Parish; Franklin Parish; Jackson Parish; Lincoln Parish; Madison Parish; Morehouse Parish; Natchitoches Parish; Ouachita Parish; Red River Parish; Richland Parish; Sabine Parish; Tensas Parish; Union Parish; Webster Parish; West Carroll Parish; and Winn Parish.

B. Each commissioner in office on the effective date of this Section shall be the commissioner for the district having the same designation as the district from which the commissioner was elected and shall complete the term for which he was elected.

C. The successors of the commissioners in office on the effective date of this Section shall be elected from the following districts at the congressional elections in the year designated and every six years thereafter:

- (1) The first district in 2002.
- (2) The second district in 2006.
- (3) The third district in 2004.
- (4) The fourth district in 2004.
- (5) The fifth district in 2002.

Section 2.(A) The precincts to which reference is made in this Section are those adopted by the respective parish governing authorities under the provisions of R.S. 18:532 and made effective not later than January 1, 2000, for the purposes of establishing block boundaries for the 2000 federal decennial census and for reapportionment purposes. However, for those precincts subsequently changed by or pursuant to a court order or by ordinance of the respective parish governing authority as provided in R.S. 18:532.1(G) and validated by the Legislature of Louisiana prior to June 23, 2001, reference is to precincts so changed and validated.

(B) When a precinct enumerated in R.S. 45:1161.4 as enacted in this Act has been subdivided by action of the parish registrar of voters or governing authority on a nongeographic basis (for purposes of polling), or subdivided by action of the parish governing authority on a geographic basis under the provisions of R.S. 18:532.1(G), the enumeration in R.S. 45:1161.4 as enacted

in this Act of the general precinct designation shall include all polling subdivisions thereof and all geographic subdivisions thereof, however such subdivisions may be designated. The territorial limits of the Public Service Commission districts as provided in Subsection A of R.S. 45:1164.4 as enacted in this Act and subject to the provisions of Subsection A of this Section shall continue in effect without change regardless of any changes made to the precincts by the parish registrar of voters or the parish governing authority.

Section 3. The provisions of this Act shall not reduce the term of office of any commissioner of the Public Service Commission holding office on the effective date of this Section.

Section 4. A vacancy in the office of a commissioner of the Public Service Commission occurring after the effective date of this Section shall be filled for the remainder of the term, as required by law, from the district where the vacancy has occurred as such district is designated and composed as provided in this Act.

Section 5. R.S. 45:1161.3(A) through (C) are hereby repealed in their entirety.

Section 6. The Louisiana State Law Institute shall change the heading of R.S. 45:1161.3 to read:

§1161.3. ~~Public Service Commission districts~~ **District staffing**

Section 7.(A) The provisions of Sections 1 and 2 of this Act shall become effective solely for the purposes of the election of members of the Public Service Commission from Districts 1 and 5 at the next regularly scheduled election for such offices in 2002, commencing on the date and at the time that the qualifying period opens for such offices. For subsequent elections of members of the Public Service Commission and for all other purposes, the provisions of Sections 1 and 2 of this Act shall become effective

on January 1, 2003.

(B) The provisions of Sections 3 through 6 of this Act shall become effective on January 1, 2003.

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____