

Regular Session, 2003

ACT No. 174

HOUSE BILL NO. 2011 (Substitute for House Bill No. 1382 by Representative Lancaster)

BY REPRESENTATIVES LANCASTER, DEWITT, BRUNEAU, ANSARDI, BALDONE, BOWLER, CAPELLA, MARTINY, SCALISE, SNEED, AND STRAIN

AN ACT

To amend and reenact R.S. 24:35.5(A)(11), (12), (52), (53), (74), (75), (79), (80), (81), and (82), (B), and (C), to provide for the composition of House of Representative Districts Nos. 11, 12, 52, 53, 74, 75, 79, 80, 81, and 82; to provide for the precincts used to compose such districts; to provide for severability; to provide for effectiveness; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 24:35.5(A)(11) and (12) are hereby amended and reenacted to read as follows:

§35.5. Membership of the House of Representatives

A. The House of Representatives of the Legislature of Louisiana shall be composed of one hundred five members. Effective with the opening of the qualifying period for the primary election in 2003 for members of the legislature, the state shall be divided into the representative districts provided in this Section for purposes of election of members at the 2003 regular elections. These districts shall be

effective for all purposes beginning at 10:00 a.m. on January 12, 2004.

One representative shall be elected from each district.

* * *

(11) District No. 11 is composed of Precincts ~~1-1, 2-1, 2-2, 3-1, and 3-3~~ 2-1, 2-2, 3-1, 3-2, 3-3, and 3-7 of Bienville Parish; Claiborne Parish; and Precincts ~~1-A4, 1-C3, 1-C4, 1-D1, 1-D2, 1-D3, 1-D4, 1-E1, 1-E2, 1-E3, 1-E4, 1-F1, 1-F2, 1-G1, 1-G2, 2-A1, 2-A2, 2-A3, 2-A4, 2-B1, 2-B2, 3-1, 3-3, and 3-4~~ 1-A4, 1-C3, 1-C4, 1-D1, 1-D2, 1-D3, 1-D4, 1-E1, 1-E2, 1-E3, 1-E4, 1-F1, 1-F2, 1-G2, 2-A1, 2-A2, 2-A3, 2-A4, 2-B1, 2-B2, 3-1, 3-3, and 3-4 of Lincoln Parish.

(12) District No. 12 is composed of Precincts ~~1-A1, 1-A2, 1-A3, 1-A5, 1-B1, 1-B2, 1-B3, 1-C1, 1-C2, 3-2, 3-5, 3-6, 4-1, 4-2, 4-3, 4-4, 4-5, 5-1, 5-2, 5-3, and 5-4~~ 1-A1, 1-A2, 1-A3, 1-A5, 1-B1, 1-B2, 1-B3, 1-C1, 1-C2, 1-G1, 3-2, 3-5, 3-6, 4-1, 4-2, 4-3, 4-4, 4-5, 5-1, 5-2, 5-3, and 5-4 of Lincoln Parish and Union Parish.

* * *

Section 2. R.S. 24:35.5(A)(52) and (53) are hereby amended and reenacted to read as follows:

§35.5. Membership of the House of Representatives

A. The House of Representatives of the Legislature of Louisiana shall be composed of one hundred five members. Effective with the opening of the qualifying period for the primary election in 2003 for members of the legislature, the state shall be divided into the representative districts provided in this Section for purposes of election

of members at the 2003 regular elections. These districts shall be effective for all purposes beginning at 10:00 a.m. on January 12, 2004. One representative shall be elected from each district.

* * *

(52) District No. 52 is composed of ~~Precincts 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 38, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 69, and 74~~ Precinct 11-2 of Lafourche Parish and Precincts 8, 9, 10, 11, 13, 14, 15, 16, 20, 27, 35, 36, 37, 38, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 69, 71, 74, 78, 80, 83, 84, and 85 of Terrebonne Parish.

(53) District No. 53 is composed of ~~Precincts 11-1 and 11-2 of Lafourche Parish and Precincts 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 39, 52, 55, 56, 57, 58, 59, 60, 61, 62, 63, 71, and 75~~ Precinct 11-1 of Lafourche Parish and Precincts 12, 17, 18, 19, 21, 22, 23, 24, 25, 26, 28, 29, 30, 31, 32, 33, 34, 39, 40, 55, 56, 57, 58, 59, 60, 61, 62, 63, 75, 77, and 79 of Terrebonne Parish.

* * *

Section 3. R.S. 24:35.5(A)(74) and (75) are hereby amended and reenacted to read as follows:

§35.5. Membership of the House of Representatives

A. The House of Representatives of the Legislature of Louisiana shall be composed of one hundred five members. Effective with the opening of the qualifying period for the primary election in 2003 for members of the legislature, the state shall be divided into the representative districts provided in this Section for purposes of election of members at the 2003 regular elections. These districts shall be

effective for all purposes beginning at 10:00 a.m. on January 12, 2004.

One representative shall be elected from each district.

* * *

(74) District No. 74 is composed of Precincts ~~201, 203, 204, 205, 206, 302, 303, 304, 305, 308, 309, 504, 601, 602, 604, 606, A01, and A02~~ 201, 203, 204, 205, 206, 302, 303, 304, 305, 308, 309, 503, 504, 601, 602, 604, 606, A01, and A02 of St. Tammany Parish; Precincts ~~102, 104, 104A, 106, 106A, 108, 110, 112, 114, 116, and 118~~ 101, 102, 104, 104A, 106, 106A, 106B, 108, 110, 112, 114, 116, and 118 of Tangipahoa Parish; and Precincts ~~1-1, 1-1A, 1-2, 2-1, and 9-1~~ 1-1, 1-1A, 1-2, and 2-1 of Washington Parish.

(75) District No. 75 is composed of Precincts ~~501, 502, and 503~~ 501 and 502 of St. Tammany Parish and Precincts ~~3-1, 3-2, 3-3, 3-3A, 3-3B, 3-3C, 4-1, 4-1A, 4-2, 4-2A, 4-3, 4-3B, 4-4, 4-5, 4-5A, 4-5B, 4-6, 4-7, 4-7B, 4-8, 4-8A, 4-8AA, 4-8AB, 4-8BB, 4-9, 4-9A, 4-10, 4-10A, 4-10B, 4-11, 5-1, 5-1A, 5-2, 5-2A, 5-2B, 5-3, 6-1, 6-2, 6-3, 6-4, 6-4A, 7-1, 7-1A, 7-2, 7-3, 8-1, 8-2, 8-2A, and 8-3~~ 3-1, 3-2, 3-3, 3-3A, 3-3B, 3-3C, 4-1, 4-1A, 4-2, 4-2A, 4-3, 4-3B, 4-4, 4-5, 4-5A, 4-5B, 4-6, 4-7, 4-7B, 4-8, 4-8A, 4-8AA, 4-8AB, 4-8BB, 4-9, 4-9A, 4-10, 4-10A, 4-10B, 4-11, 5-1, 5-1A, 5-2, 5-2A, 5-2B, 5-3, 6-1, 6-2, 6-3, 6-4, 6-4A, 7-1, 7-1A, 7-2, 7-3, 8-1, 8-2, 8-2A, 8-3, and 9-1 of Washington Parish.

* * *

Section 4. R.S. 24:35.5(A)(79), (80), (81), and (82) are hereby amended and reenacted to read as follows:

§35.5. Membership of the House of Representatives

A. The House of Representatives of the Legislature of Louisiana shall be composed of one hundred five members. Effective

with the opening of the qualifying period for the primary election in 2003 for members of the legislature, the state shall be divided into the representative districts provided in this Section for purposes of election of members at the 2003 regular elections. These districts shall be effective for all purposes beginning at 10:00 a.m. on January 12, 2004. One representative shall be elected from each district.

* * *

(79) District No. 79 is composed of Precincts ~~1, 2, 3, 4, 12, 13, 14, 15, 16, 1-K, 2-K, 3-K, 4-K, 5-K, 6-K, 7-K, 8-K, 9-K, 10-K, 12-K, 34-K, and 35-K~~ 1, 2, 3, 4, 5, 12, 13, 14, 15, 16, 1-K, 2-K, 3-K, 4-K, 5-K, 6-K, 7-K, 8-K, 9-K, 10-K, 12-K, 34-K, and 35-K of Jefferson Parish.

(80) District No. 80 is composed of Precincts ~~17, 19, 20, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 70, 71, 73, 74, 76, 77, and 78~~ 17, 19, 20, 22, 23, 29, 31, 32, 33, 70, 71, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, and 85 of Jefferson Parish.

(81) District No. 81 is composed of Precincts ~~33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 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, and 107~~ 24, 25, 26, 27, 28, 30, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, and 107 of Jefferson Parish.

(82) District No. 82 is composed of Precincts ~~5, 10, 11, 18, 21, 59, 60, 62, 63, 64, 65, 66, 67, 68, 69, 72, 75, 105, 106, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 136, and 138~~ 10, 11, 18, 21, 59, 60, 62, 63, 64, 65, 66, 67, 68, 69, 72, 105, 106, 125, 126, 127, 128, 129,

130, 131, 132, 133, 134, 136, and 138 of Jefferson Parish and Precincts
16-1, 16-1A, 16-2, and 17-1 of Orleans Parish.

* * *

Section 5. R.S. 24:35.5(B) and (C) are hereby amended and reenacted
to read as follows:

§35.5. Membership of the House of Representatives

* * *

B.(1) The precincts to which reference is made in this Section in
the districts enacted by Act No. 3 of the 2001 Second Extraordinary
Session of the Legislature and in the districts amended and reenacted
by the provisions contained in Act No. 2 of the 2003 Regular Session
of the Legislature 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 purpose 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. However, reference
to Precincts 44 and 44A in Tangipahoa Parish in Act No. 2 of the 2003
Regular Session is to those precincts as adopted by the parish governing
authority under the provisions of R.S. 18:532.1 and made effective not
later than March 24, 2003, and contained in the precinct database of the
Department of Elections and Registration as of March 24, 2003.

(2) The precincts to which reference is made in this Section for
the districts amended and reenacted by the provisions contained in the

Act which originated as House Bill No. 2011 of the 2003 Regular Session of the Legislature are those adopted by the respective parish governing authorities under the provisions of R.S. 18:532 or 532.1 or pursuant to a court order, made effective not later than March 24, 2003, and contained in the precinct database of the Department of Elections and Registration as of March 24, 2003.

C. When a precinct enumerated in this Section 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 this Section of the general precinct designation shall include all polling subdivisions thereof and all geographic subdivisions thereof, however such subdivisions may be designated. When a precinct enumerated in this Section has been consolidated by action of the parish governing authority pursuant to the provisions of R.S. 18:532.1(H), the territorial limits of the districts as provided in Subsection A of this Section shall continue in effect without change. The territorial limits of the districts as provided in Subsection A of this Section and subject to the provisions of Subsection B 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 6. If any provision or item of this Act or the application thereof is held invalid or unenforceable, such invalidity or inability to enforce shall not affect other provisions, items, or applications of this Act which can be given effect without the invalid or unenforceable provisions, items, or applications, and to this end the provisions of this Act are hereby declared severable.

Section 7. This Act shall become effective upon signature by 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 vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval.

(A) However, if Louisiana House of Representatives Districts Nos. 11 and 12 configured as provided in the provisions of Section 1 of this Act fail to receive preclearance pursuant to the Voting Rights Act (42 U.S.C. §1973) on or before August 8, 2003, the provisions of Section 1 of this Act shall be null, void, and without effect.

(B) However, if Louisiana House of Representatives Districts Nos. 52 and 53 configured as provided in the provisions of Section 2 of this Act fail to receive preclearance pursuant to the Voting Rights Act (42 U.S.C. §1973) on or before August 8, 2003, the provisions of Section 2 of this Act shall be null, void, and without effect.

(C) However, if Louisiana House of Representatives Districts Nos. 74 and 75 configured as provided in the provisions of Section 3 of this Act fail to receive preclearance pursuant to the Voting Rights Act (42 U.S.C. §1973) on or before August 8, 2003, the provisions of Section 3 of this Act shall be null, void, and without effect.

(D) However, if Louisiana House of Representatives Districts Nos. 79, 80, 81, and 82 configured as provided in the provisions of Section 4 of this Act fail to receive preclearance pursuant to the Voting Rights Act (42 U.S.C. §1973) on or before August 8, 2003, the provisions of Section 4 of this Act shall be null, void, and without effect.

(E) If all of the Louisiana House of Representatives Districts configured as provided in Sections 1, 2, 3, and 4 of this Act fail to receive preclearance pursuant to the Voting Rights Act (42 U.S.C. §1973) on or before August 8, 2003, the provisions of Section 5 of this Act shall be null, void, and without effect.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____