

Regular Session, 2014

SENATE BILL NO. 214

BY SENATORS RISER AND MORRELL

DISTRICT ATTORNEYS. Provides for the omnibus new assistant district attorney positions for various judicial districts in the state. (8/1/14)

1 AN ACT

2 To amend and reenact R.S. 16:51(A)(5), (6), (7), (14), (16), (19), (20), (21), (24), (29), (36),  
3 and (37), relative to assistant district attorneys; to provide for additional assistant  
4 district attorneys for certain judicial districts; to provide for an effective date; and to  
5 provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 16:51(A)(5), (6), (7), (14), (16), (19), (20), (21), (24), (29), (36), and  
8 (37) are hereby amended and reenacted to read as follows:

9 §51. Assistant district attorneys

10 A. The district attorney of each judicial district and of the parish of Orleans  
11 shall appoint a first assistant district attorney and such other assistant district  
12 attorneys for his respective judicial district or for the parish of Orleans as may be  
13 necessary, the total number of assistant district attorneys in each judicial district and  
14 in the parish of Orleans to be not less than as hereinafter set forth:

15 \* \* \*

16 (5) In the Fifth Judicial District, ~~six~~ **seven** assistant district attorneys;

17 (6) In the Sixth Judicial District, **seven** **eight** assistant district attorneys;

1 (7) In the Seventh Judicial District, ~~five~~ **six** assistant district attorneys;

2 \* \* \*

3 (14) In the Fourteenth Judicial District, ~~twenty-three~~ **twenty-four** assistant  
4 district attorneys;

5 \* \* \*

6 (16) In the Sixteenth Judicial District, ~~twenty-one~~ **twenty-two** assistant  
7 district attorneys;

8 \* \* \*

9 (19) In the Nineteenth Judicial District, ~~forty-eight~~ **fifty** assistant district  
10 attorneys;

11 (20) In the Twentieth Judicial District, ~~five~~ **six** assistant district attorneys;

12 (21) In the Twenty-First Judicial District, ~~eighteen~~ **nineteen** assistant district  
13 attorneys;

14 \* \* \*

15 (24) In the Twenty-Fourth Judicial District, ~~fifty-two~~ **fifty-four** assistant  
16 district attorneys;

17 \* \* \*

18 (29) In the Twenty-Ninth Judicial District, ~~nine~~ **ten** assistant district  
19 attorneys;

20 \* \* \*

21 (36) In the Thirty-Sixth Judicial District, ~~four~~ **five** assistant district attorneys;

22 (37) In the Thirty-Seventh Judicial District, ~~two~~ **three** assistant district  
23 attorneys;

24 \* \* \*

25 Section 2. Notwithstanding the provisions of R.S. 16:11 to the contrary, the  
26 provisions of Section 1 of this Act shall become operative if, and only if, Section 1 of this  
27 Act is funded from the amount of State General Fund (Direct) or State General Fund by  
28 Statutory Dedications contained in House Bill No. 1 of the 2014 Regular Session as received  
29 in the Senate on May 12, 2014, or if the source of funding for Section 1 is from local or other

1 sources to be used to fund such additional assistant district attorney positions.

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The original instrument was prepared by Cathy R. Wells. The following digest, which does not constitute a part of the legislative instrument, was prepared by Jay Lueckel.

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#### DIGEST

Riser (SB 214)

Present law provides for the number of assistant district attorneys for the various judicial districts.

Proposed law increases the number of assistant district attorneys in particular judicial districts as follows:

- (1) 5<sup>th</sup> JDC from 6 to 7.
- (2) 6<sup>th</sup> JDC from 7 to 8.
- (3) 7<sup>th</sup> JDC from 5 to 6.
- (4) 14<sup>th</sup> JDC from 23 to 24.
- (5) 16<sup>th</sup> JDC from 21 to 22.
- (6) 19<sup>th</sup> JDC from 48 to 50.
- (7) 20<sup>th</sup> JDC from 5 to 6.
- (8) 21<sup>st</sup> JDC from 18 to 19.
- (9) 24<sup>th</sup> JDC from 52 to 54.
- (10) 29<sup>th</sup> JDC from 9 to 10.
- (11) 36<sup>th</sup> JDC from 4 to 5.
- (12) 37<sup>th</sup> JDC from 2 to 3.

Notwithstanding the provisions of law relative to assistant district attorney salaries, the provisions paying for the additional positions shall become operative if, and only if, such salaries are funded from the amount of State General Fund or Statutory Dedications contained in HB No.1 of the 2014 Regular Session as received in the Senate or if the source of funding is from local or other sources.

Effective August 1, 2014.

(Amends R.S. 16:51(A)(5), (6), (7), (14), (16), (19), (20), (21), (24), (29), (36), and (37))

#### Summary of Amendments Adopted by Senate

##### Committee Amendments Proposed by Senate Committee on Judiciary B to the original bill

1. Adds an additional ADA in the 6<sup>th</sup> JDC.
2. Changes the number of ADA's in 14<sup>th</sup>, 16<sup>th</sup>, 19<sup>th</sup>, 21<sup>st</sup>, 24<sup>th</sup>, and 29<sup>th</sup> JDC's.

Committee Amendments Proposed by Senate Committee on Finance to the engrossed bill

1. Deletes effectiveness provisions provided that funding is provided for the additional 22 assistant district attorney positions in the general appropriations bill.
2. Notwithstanding the provisions of law relative to assistant district attorney salaries, the provisions paying for the additional positions shall become operative if, and only if, such salaries are funded from the amount of State General Fund or Statutory Dedications contained in HB No.1 of the 2014 Regular Session as received in the Senate or if the source of funding is from local or other sources.