

2022 Regular Session

SENATE BILL NO. 193

BY SENATOR HEWITT

REDISTRICTING. Provides for the reapportionment plans of school boards. (gov sig)

1 AN ACT

2 To amend and reenact R.S. 17:71.3(E)(2)(b), relative to school board apportionment plans;  
3 to provide for review; to provide for challenges; and to provide for related matters.

4 Be it enacted by the Legislature of Louisiana:

5 Section 1. R.S. 17:71.3(E)(2)(b) is hereby amended and reenacted to read as follows:

6 §71.3. Procedure for accomplishing reapportionment, special election districts;  
7 effective date of same

8 \* \* \*

9 E. \* \* \*

10 (2) \* \* \*

11 (b) Any plan adopted by a school board in contravention of this Subsection  
12 **as determined by the secretary of state** shall be null and void, and no election shall  
13 be conducted using any ballot based on such a null and void plan. Any declaration  
14 of nullity of a plan pursuant to this Subparagraph ~~shall~~ **may be reversed** by a court  
15 of competent jurisdiction **upon petition of the school board**. In the event a plan is  
16 declared null, such declaration shall not affect the validity or legality of any actions  
17 taken by, ordinances or regulations adopted by, or contracts entered into by the

1 school board elected pursuant to the null plan.

2 \* \* \*

3 Section 2. This Act shall become effective upon signature by the governor or, if not  
4 signed by the governor, upon expiration of the time for bills to become law without signature  
5 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If  
6 vetoed by the governor and subsequently approved by the legislature, this Act shall become  
7 effective on the day following such approval.

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The original instrument and the following digest, which constitutes no part  
of the legislative instrument, were prepared by Matt DeVille.

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SB 193 Original DIGEST 2022 Regular Session Hewitt

Present law provides that any reapportionment plan adopted by a school board that does not comply with applicable present law regarding redistricting and reapportionment will be null and void and no election will be held using any ballot based on such a plan.

Present law further provides that a court of competent jurisdiction will issue a declaration of nullity if a reapportionment plan fails to comply with applicable present law regarding redistricting and reapportionment.

Proposed law provides that the secretary of state shall determine whether any reapportionment plan adopted by a school board does not comply with applicable present law regarding redistricting and reapportionment.

Proposed law further provides that any declaration of nullity of a reapportionment plan may be reversed by a court of competent jurisdiction upon the petition of the school board.

Effective upon signature of the governor or lapse of time for gubernatorial action.

(Amends R.S. 17:71.3(E)(2)(b))