

2019 Regular Session

SENATE BILL NO. 63

BY SENATOR COLOMB

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

MUNICIPALITIES. Authorizes all qualified electors residing within certain parishes to vote for the incorporation of an unincorporated area. (8/1/19)

1 AN ACT

2 To amend and reenact R.S. 33:3(B), relative to a special election for the incorporation of an  
3 unincorporated area; to provide for a special election; to provide for vote to include  
4 qualified electors residing in certain parishes; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 33:3(B) is hereby amended to read as follows:

7 §3. Governor's determination; special election

8 \* \* \*

9 B.(1) The special election shall be for the purpose of determining whether the  
10 unincorporated area described in the petition shall become a municipality. All  
11 qualified electors residing within the area proposed for incorporation shall be entitled  
12 to vote in the special election and the election shall be held in accordance with the  
13 procedures specified in R.S. 18:1300. The costs of the special election shall be borne  
14 by the parish in which the area proposed for incorporation is located. If such area is  
15 located in more than one parish, the cost of the election shall be prorated between the  
16 parishes on the basis of the percentage of electors residing in each parish who are  
17 eligible to vote in the election. The results of the election shall be determined and

1 promulgated as provided in R.S. 18:1300.

2 **(2) Notwithstanding the provisions of Paragraph (1) of this Subsection,**  
 3 **in parishes having a population in excess of four hundred forty thousand, based**  
 4 **on the latest federal decennial census, all qualified electors residing within the**  
 5 **parishes of the area proposed for incorporation shall be entitled to vote in the**  
 6 **special election and the election shall be held in accordance with the procedures**  
 7 **specified in R.S. 18:1300. The costs of the special election shall be borne by the**  
 8 **parishes in which the area proposed for incorporation is located. If such area**  
 9 **is located in more than one parish, the cost of the election shall be prorated**  
 10 **between the parishes on the basis of the percentage of electors residing in each**  
 11 **parish. The results of the election shall be determined and promulgated as**  
 12 **provided in R.S. 18:1300.**

13 \* \* \*

---

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

---

DIGEST

SB 63 Original 2019 Regular Session Colomb

Present law provides for the governor to call a special election for the purpose of determining whether the unincorporated area described in the petition shall become a municipality.

Present law authorizes all qualified electors residing within the area proposed for incorporation to be entitled to vote in the special election.

Proposed law retains present law but provides for an exception for parishes having a population in excess of 440,000, based on the latest federal decennial census, authorizing all qualified electors residing within the parishes of the area proposed for incorporation to be entitled to vote in the special election to determine whether the unincorporated area shall become a municipality.

Effective August 1, 2019.

(Amends R.S. 33:3(B))