

Leif Elder

From: Kim Heiner <kheiner@utah.gov>
Sent: Friday, October 07, 2011 4:43 PM
To: Leif Elder
Subject: today's meeting

Hi Leif - at today's meeting Chair Sumsion discussed a plan by Casey Anderson called "Anderson_01". Do you know the correct spelling of the submitters name? I just want to get it right for the minutes. Also, do you know if that is Casey Anderson, as in Sen. Casey Anderson?

Thanks,

Kim

Kimberly A. Heiner
Legislative Secretary
Office of Legislative Research and General Counsel
801-538-1032

Leif Elder

From: Ric Cantrell <rcantrell@utahsenate.org>
Sent: Friday, October 07, 2011 2:45 PM
To: Leif Elder
Subject: [Redistrict Utah] New Comment On: Congress: David Edward Garber "Garber CDs D"

New comment on: "Congress: David Edward Garber "Garber CDs D""

<http://www.redistrictutah.com/maps/u-s-congressional-6-finalists/congress-david-edward-garber-%e2%80%9cgarber-cds-d%e2%80%9d>

(Post Author: Spencer Nitz)

Commenter's Name: Congress: King_01 (Modification to Garber D) | Redistrict Utah

Email:

URL: http://www.redistrictutah.com/perspective/king_01

Comment:

[...] Rep. King will present this plan at the Friday, October 7th meeting of the Redistricting Committee. This plan is a modification of Garber D. [...]

Delete it: </wp-admin/comment.php?action=cde&c=1538>

Spam it: </wp-admin/comment.php?action=cde&dt=spam&c=1538>

Leif Elder

From: Ric Cantrell <rcantrell@utahsenate.org>
Sent: Thursday, October 06, 2011 9:24 PM
To: Leif Elder
Subject: [Redistrict Utah] New Comment On: Congress: Sen. Waddoups "Military and Salt Lake City Whole"

New comment on: "Congress: Sen. Waddoups "Military and Salt Lake City Whole""

<http://www.redistrictutah.com/maps/congress-waddoups-militaryslc>

(Post Author: Chris McClelland)

Commenter's Name: Congress: Sumsion Modification to “Waddoups Military and Salt Lake City Whole” | Redistrict Utah

Email:

URL: <http://www.redistrictutah.com/maps/congress-sumsion-modification-to-waddoups-military-and-salt-lake-city-whole>

Comment:

[...] Rep. Kenneth Sumsion will present this plan at the Friday, October 7th meeting of the Redistricting Committee. This plan is a modification of “Waddoups Military and Salt Lake City Whole”. [...]

Delete it: /wp-admin/comment.php?action=c&c=1515

Spam it: /wp-admin/comment.php?action=c&dt=spam&c=1515

Leif Elder

From: Joseph Wade <JWADE@utah.gov>
Sent: Thursday, October 06, 2011 9:03 PM
To: Janice Gadd
Cc: Ben Christensen; John Cannon; Jerry Howe; Kim Heiner; Leif Elder; Rich North
Subject: print request - Newbold_01
Attachments: Newbold_01_2011-10-06.pdf

Janice,

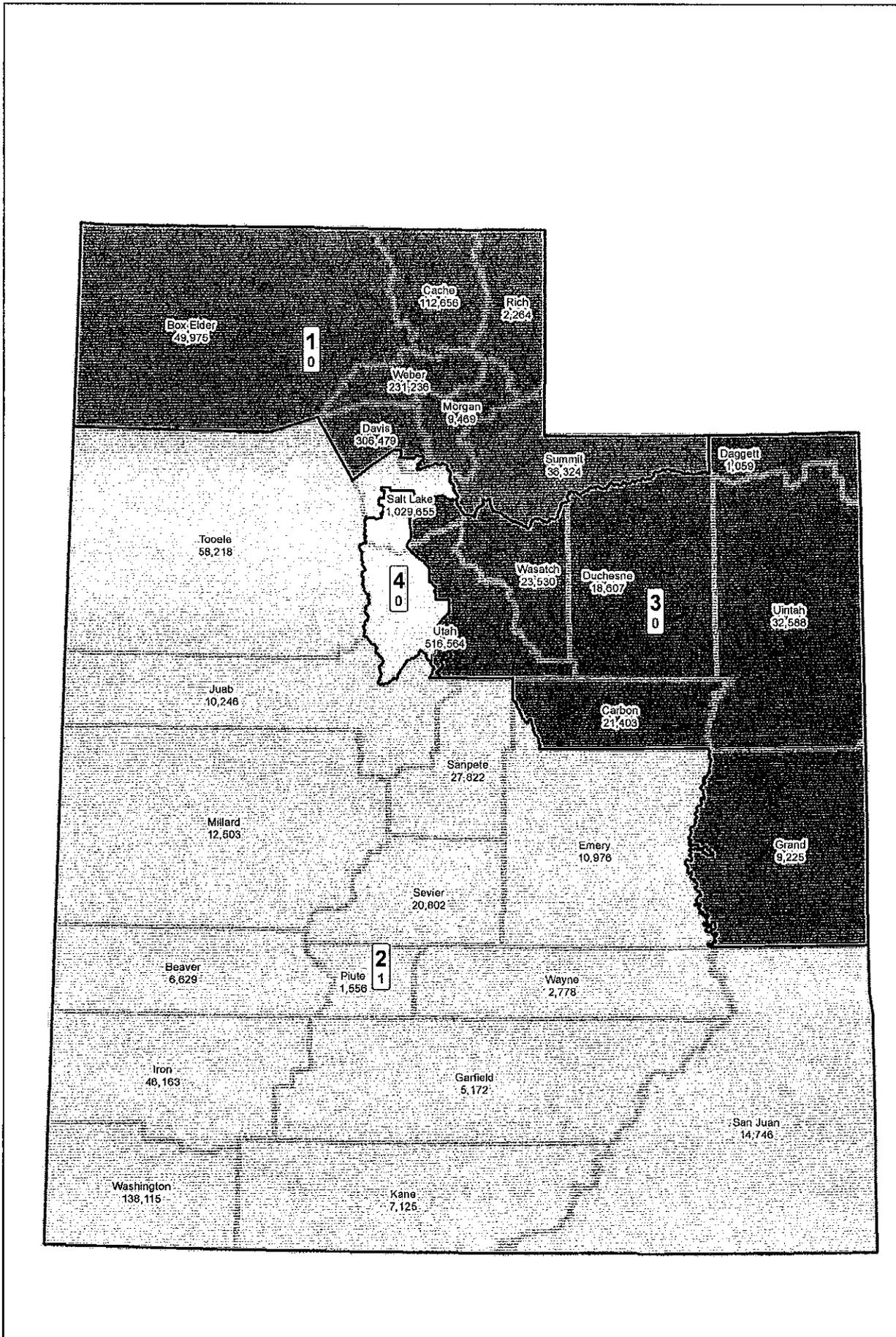
Please print the attached PDF. This is for a Friday, 9:00 a.m. mtg in Rm C445.

color
11 X 17 paper
double-sided (two page PDF)
75 copies

Thanks!
Joe

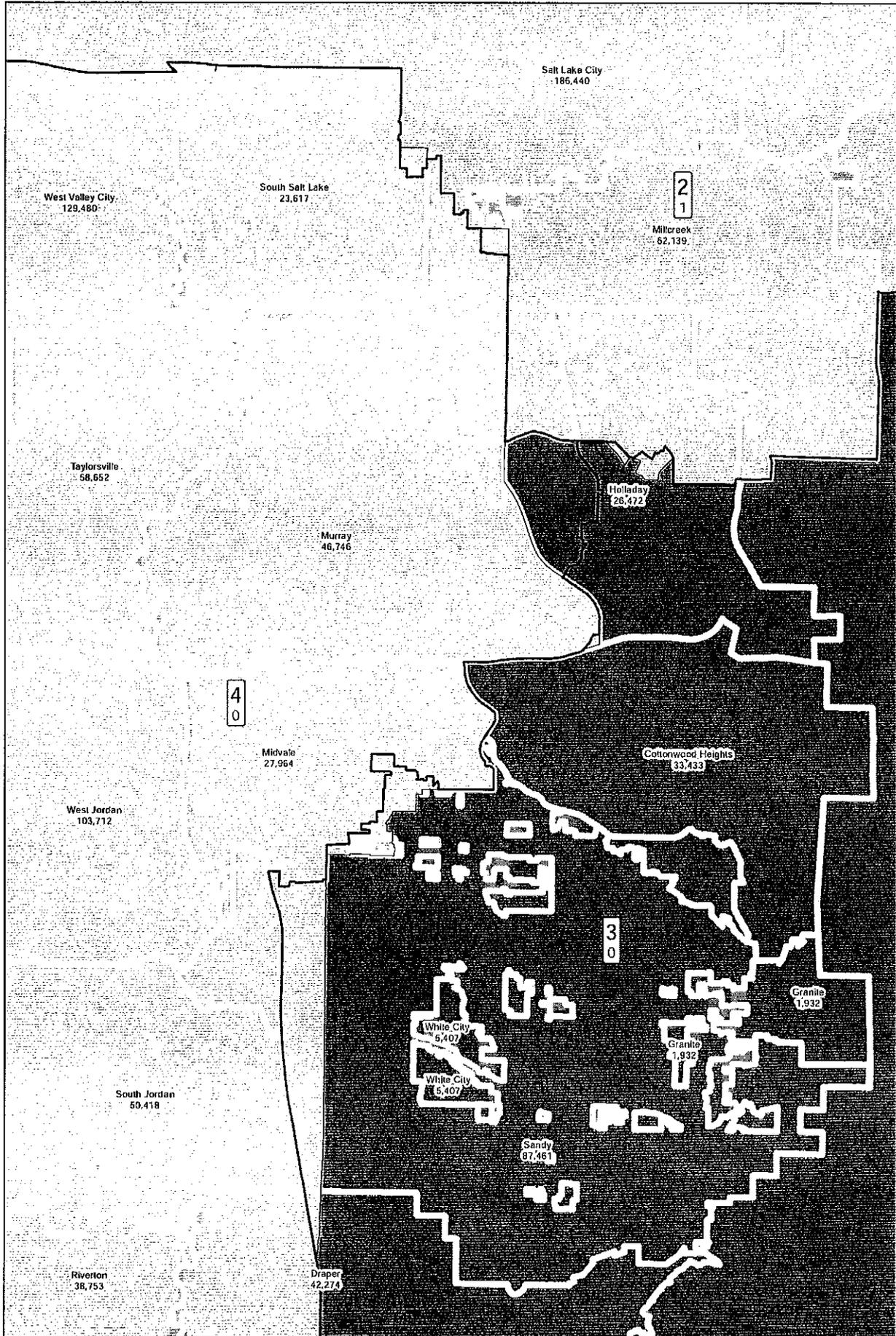
Newbold Modifications to S.B. 3002

Statewide View



Newbold Modifications to S.B. 3002

Salt Lake County



Leif Elder

From: Leif Elder <LELDER@utah.gov>
Sent: Thursday, October 06, 2011 9:01 PM
To: Janice Gadd
Cc: Ben Christensen; Jerry Howe; Joseph Wade; Kim Heiner
Subject: Re: Map for Redistricting Meeting
Attachments: Lockhart_11 All.pdf

Importance: High

Categories: Urgent

Janice,

I found some typos on the map that was attached (Lockhart_11). Please print the attached corrected version.

Thanks,

Leif

>>> Leif Elder 10/6/2011 7:00 PM >>>

Janice,

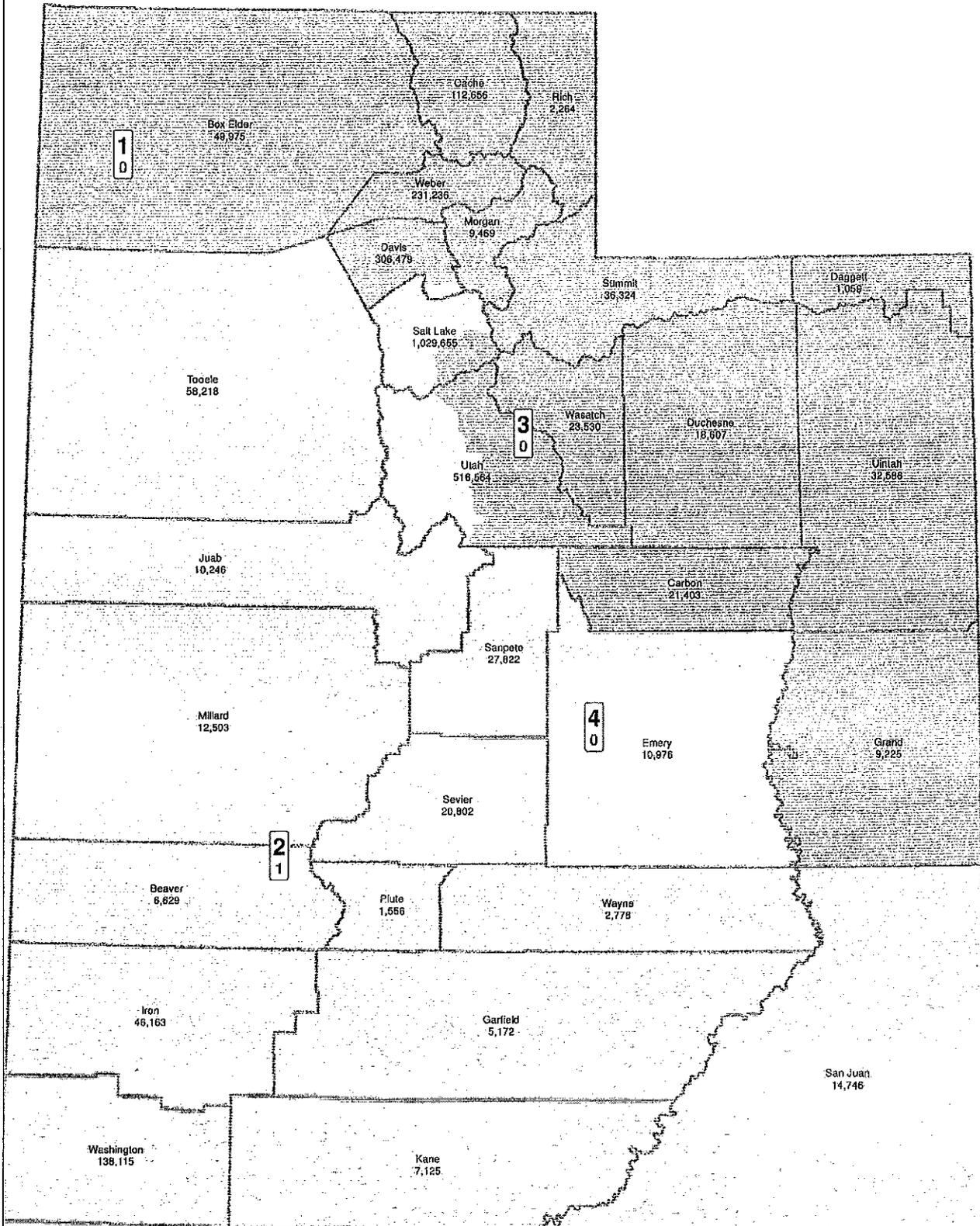
Please print this map with the usual specifications. We need it for the 9:00 AM meeting tomorrow. Please give the copies to Kim.

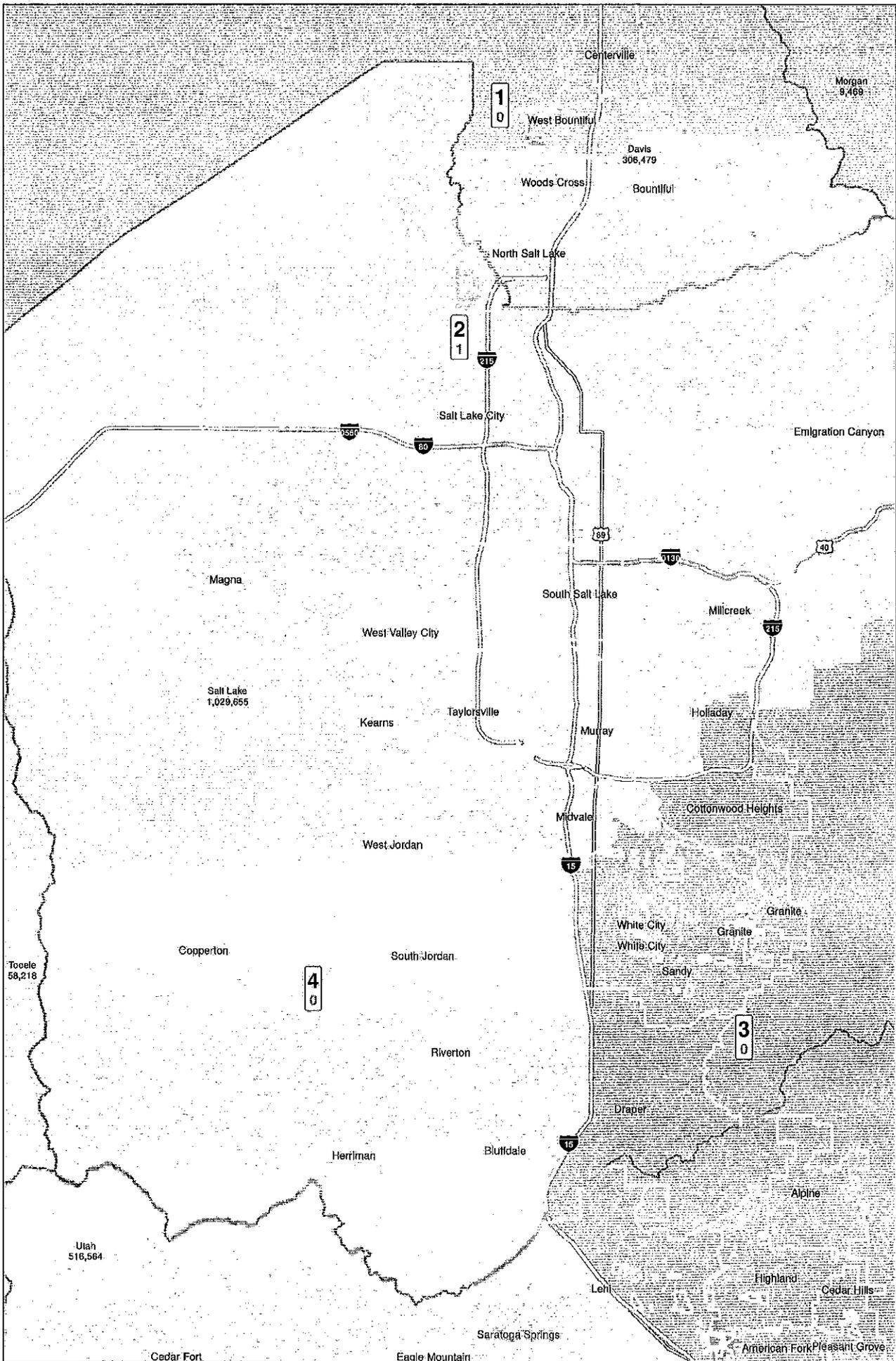
Thanks,

Leif

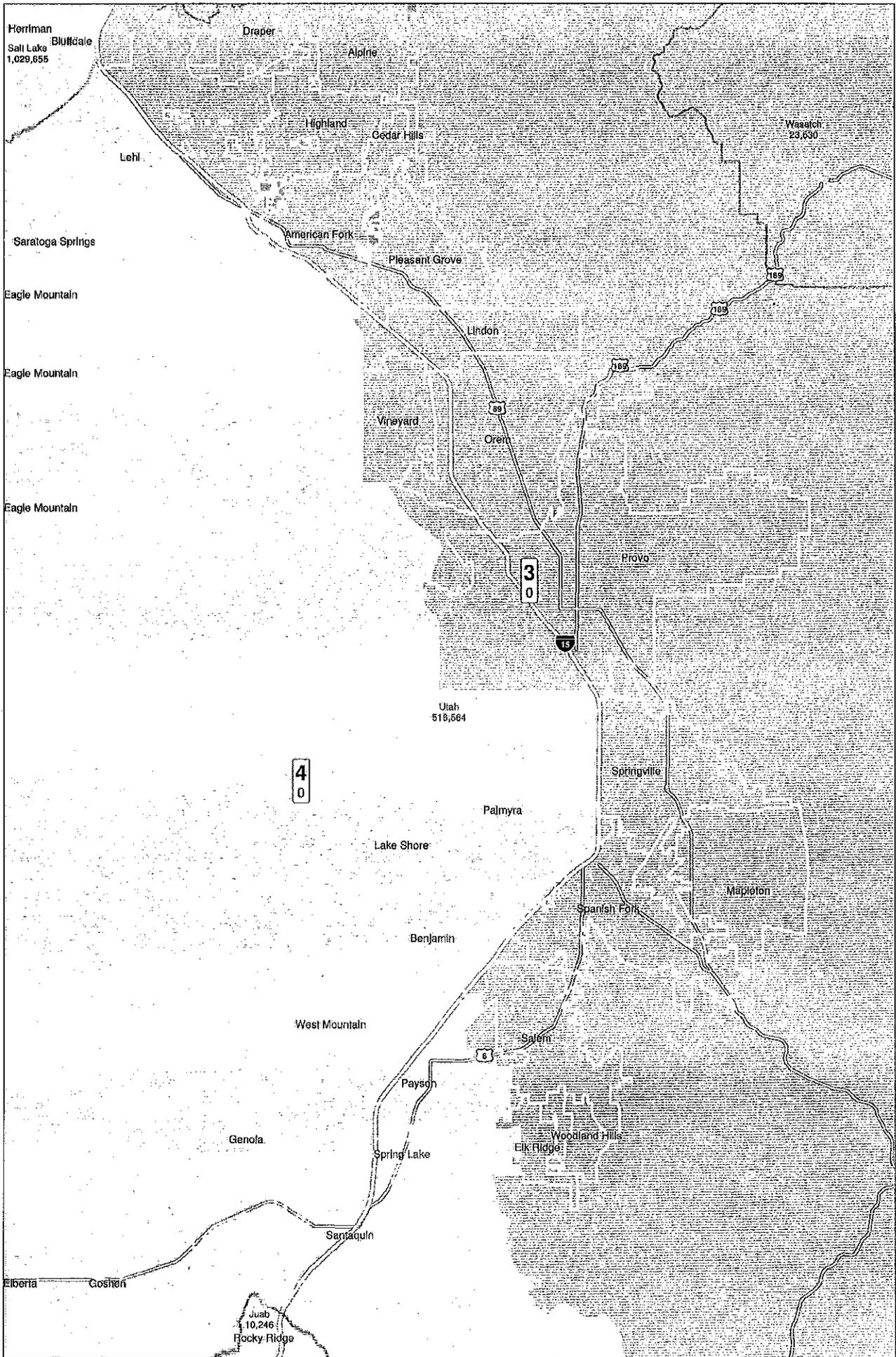
Lockhart_11

(Modifies SB3002 by: (A) smoothing out boundaries in Davis County and near West Jordan City, (B) reducing number of splits in Holladay from three to two, and (C) adding rural areas to District 4.)





Lockhart_11



Leif Elder

From: Ric Cantrell <rcantrell@utahsenate.org>
Sent: Thursday, October 06, 2011 8:56 PM
To: Leif Elder
Subject: [Redistrict Utah] New Comment On: Congress: SB3002, Congressional Boundaries Designation, by Sen. Okerlund

New comment on: "Congress: SB3002, Congressional Boundaries Designation, by Sen. Okerlund"

<http://www.redistrictutah.com/maps/sb3002>

(Post Author: Chris McClelland)

Commenter's Name: Congress: Lockhart Modification to S.B. 3002 | Redistrict Utah

Email:

URL: <http://www.redistrictutah.com/perspective/congress-lockhart-modification-to-s-b-3002>

Comment:

[...] plan modifies S.B. 3002 by: (A) smoothing boundaries in and around Davis County, West Jordan and other Salt Lake County [...]

Delete it: </wp-admin/comment.php?action=cde&c=1514>

Spam it: </wp-admin/comment.php?action=cde&dt=spam&c=1514>

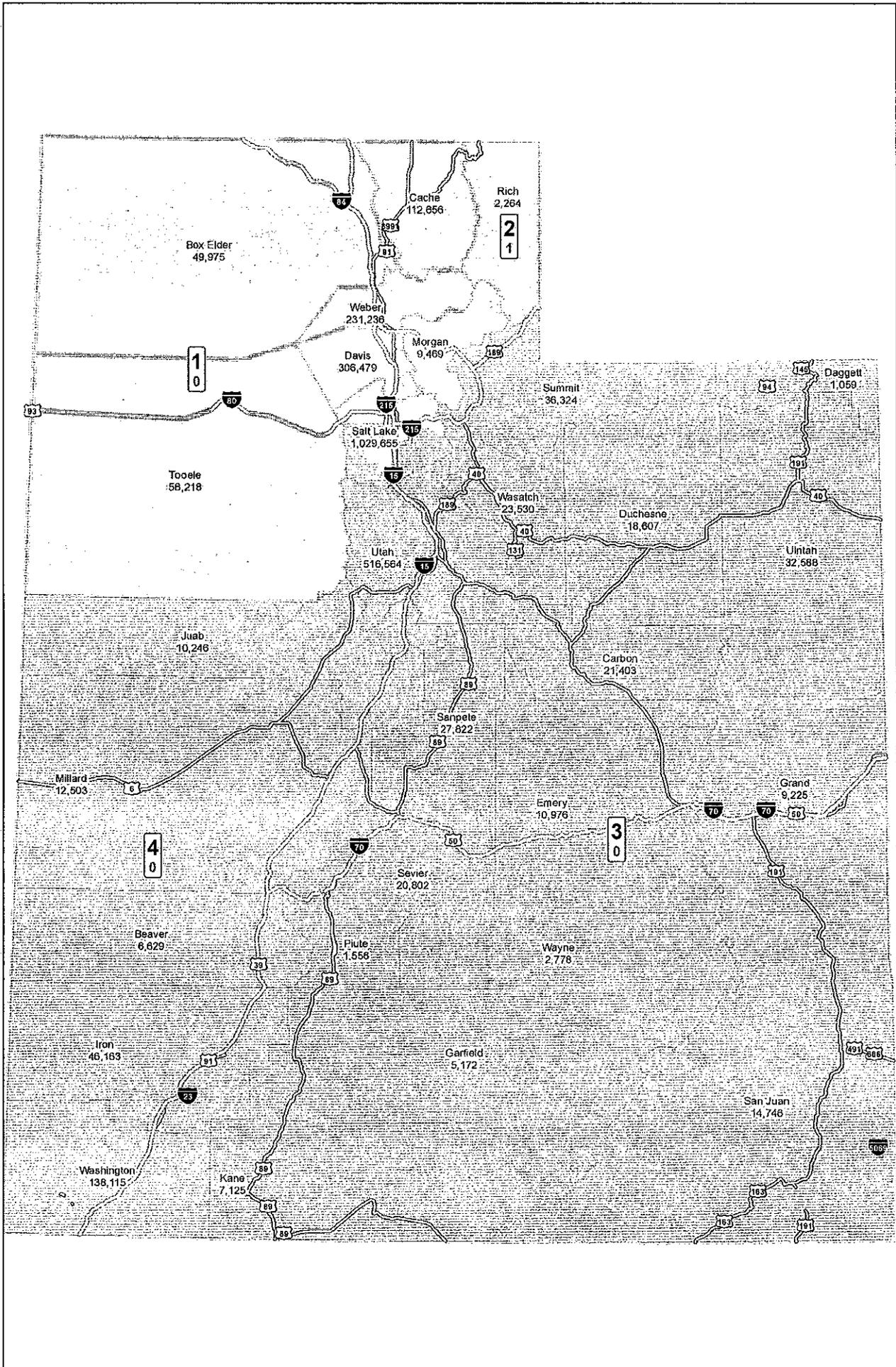
Leif Elder

From: Ben Christensen <BenChristensen@utah.gov>
Sent: Thursday, October 06, 2011 4:38 PM
To: Terry Lake
Cc: Jerry Howe; Joseph Wade; Kim Heiner; Leif Elder
Subject: McAdams_06
Attachments: McAdams_06 All.pdf

Can you print 75 copies for the meeting tomorrow and give to Kim.

Ben Christensen
Legislative Policy Analyst
benchristensen@utah.gov
Office 801-538-1032
Mobile 801-310-3174

Congress: McAdams Compromise



Leif Elder

From: Leif Elder <LELDER@utah.gov>
Sent: Thursday, October 06, 2011 4:16 PM
To: Terry Lake
Cc: Ben Christensen; Jerry Howe; Joseph Wade; Kim Heiner
Subject: Map for Tomorrow's Meeting
Attachments: Sumsion10 All Modified Military.pdf

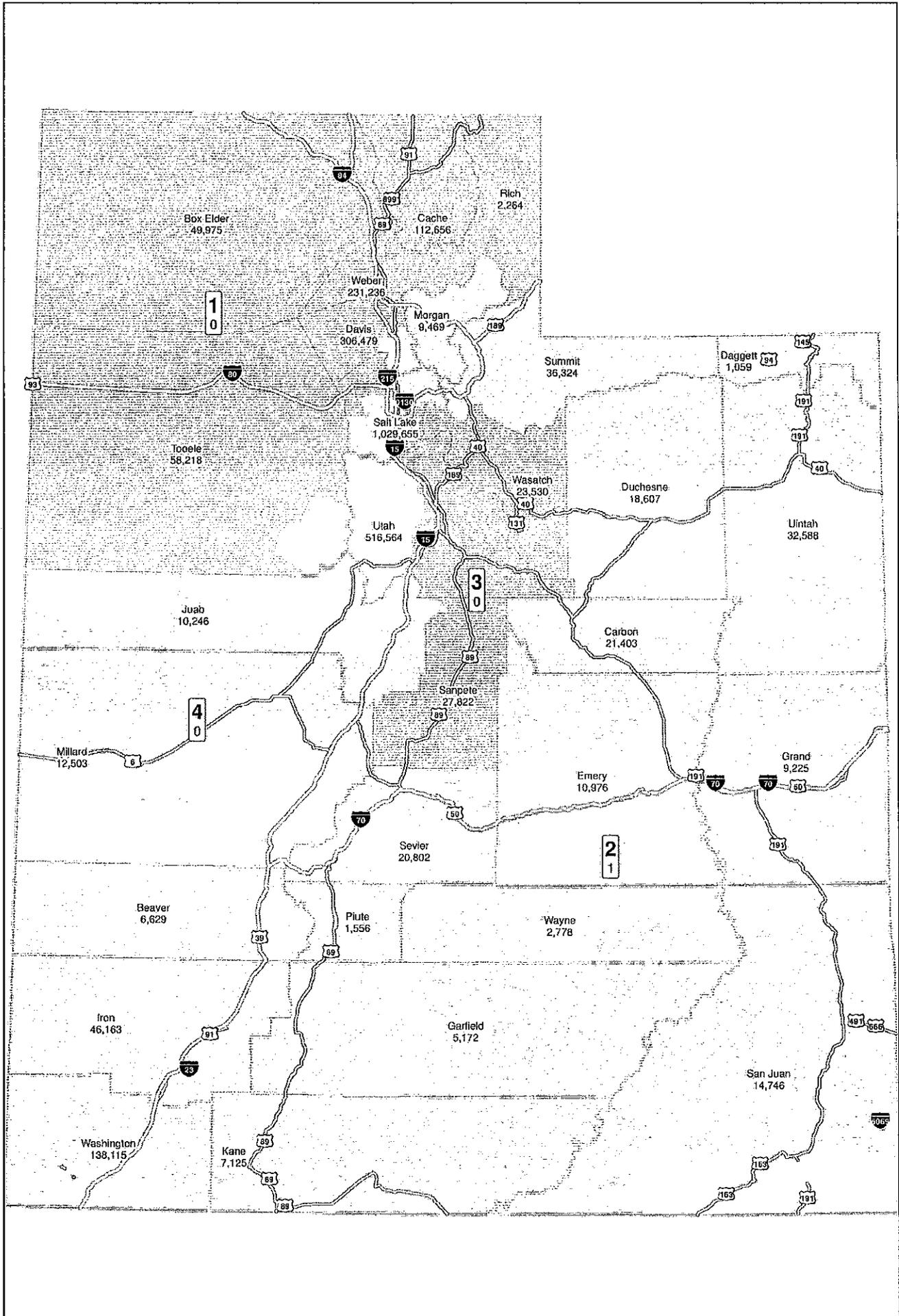
Terry,

Please print this map with the usual specifications. We need the prints for the Redistricting meeting tomorrow. Please give the copies to Kim.

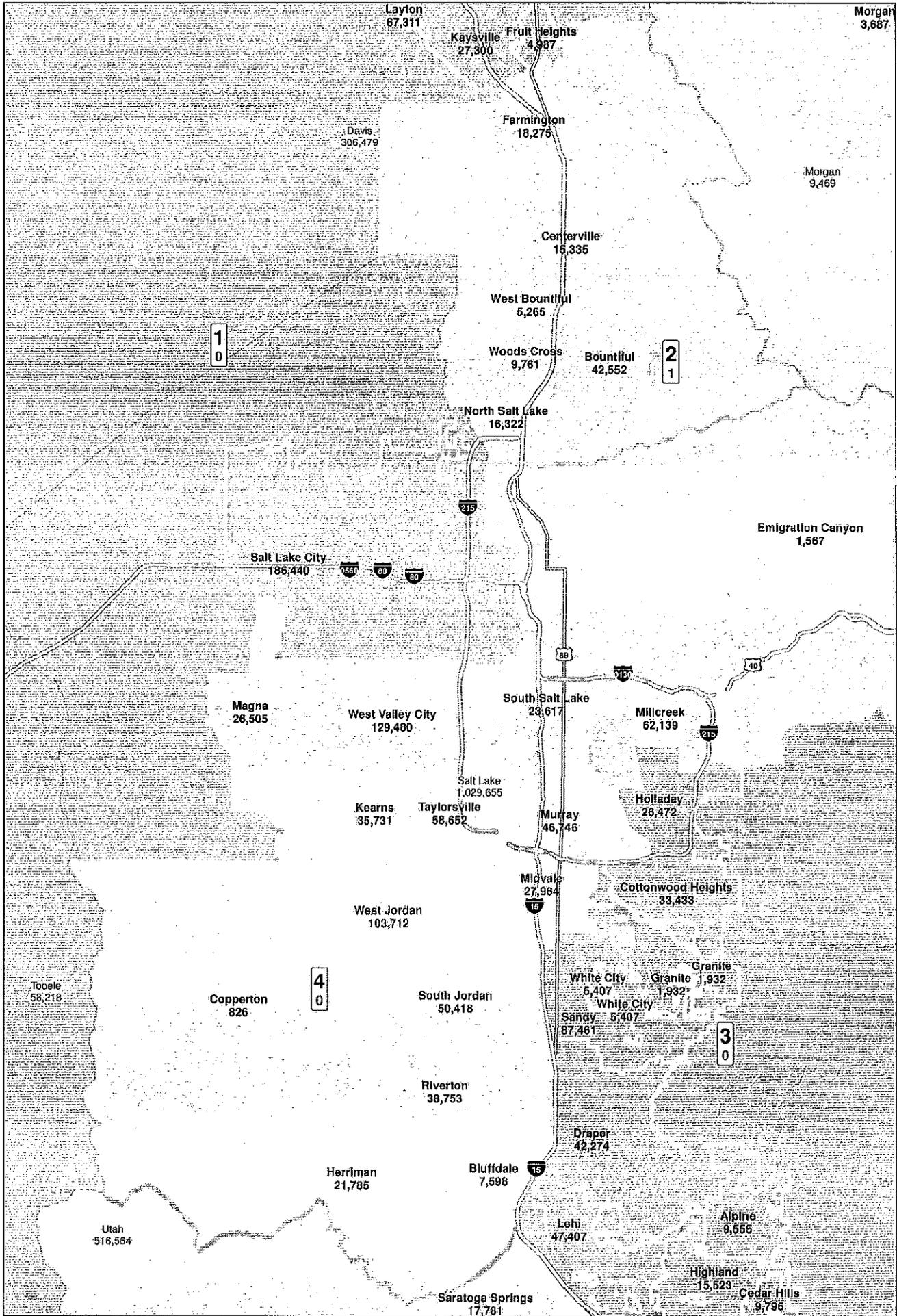
Thanks,

Leif

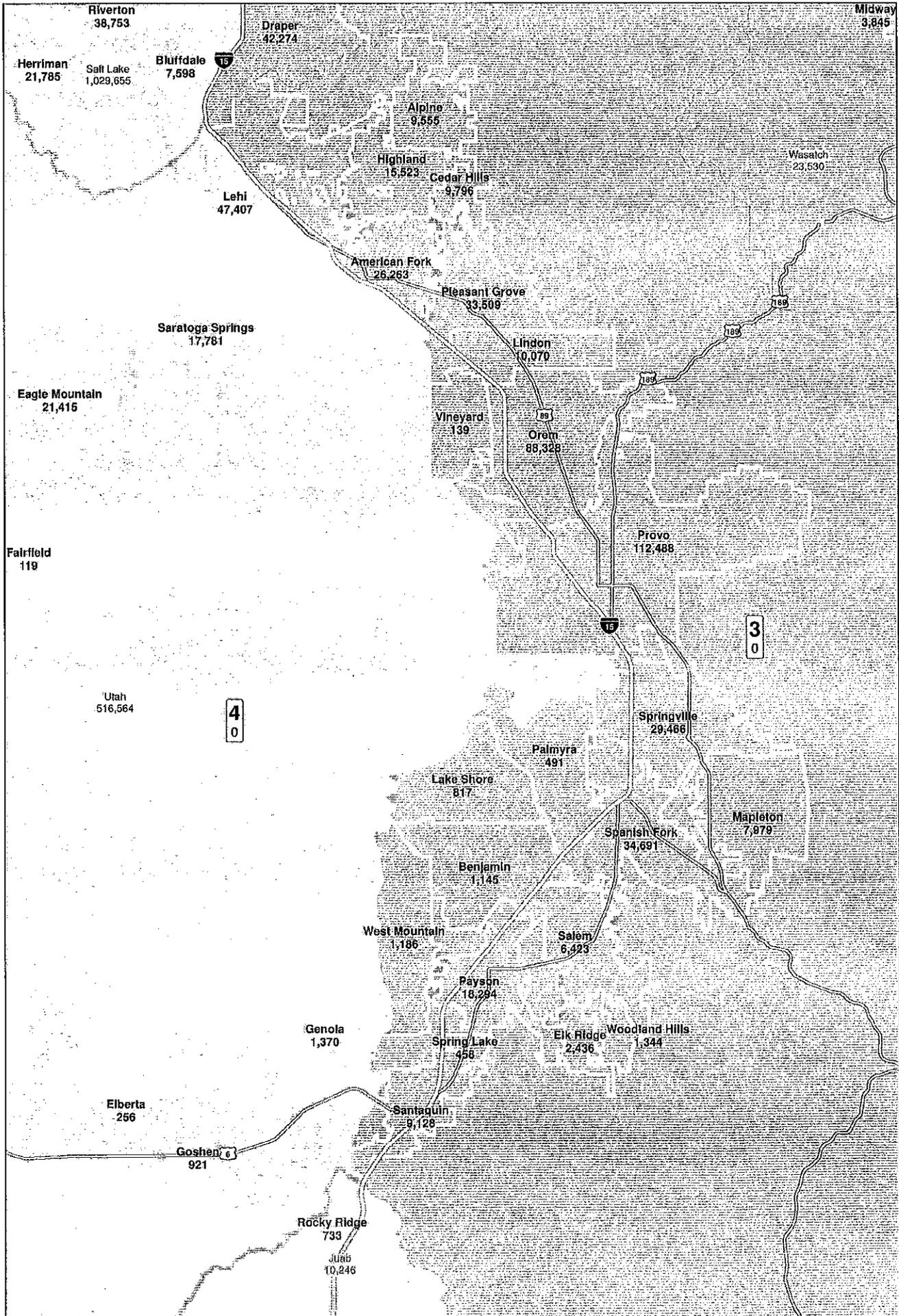
Waddoups "Military and Salt Lake City Whole" Modified by Sumsion



Waddoups "Military and Salt Lake City Whole" Modified by Sumsion



Waddoups "Military and Salt Lake City Whole" Modified by Sumsion



Leif Elder

From: Kim Heiner <kheiner@utah.gov>
Sent: Thursday, October 06, 2011 4:33 PM
Subject: Redistricting Committee Meeting
Attachments: Froerer Modification to S.B. 3002.pdf; Waddoups - Military and Salt Lake City Whole - Modified by Sumsion.pdf

Redistricting Committee,

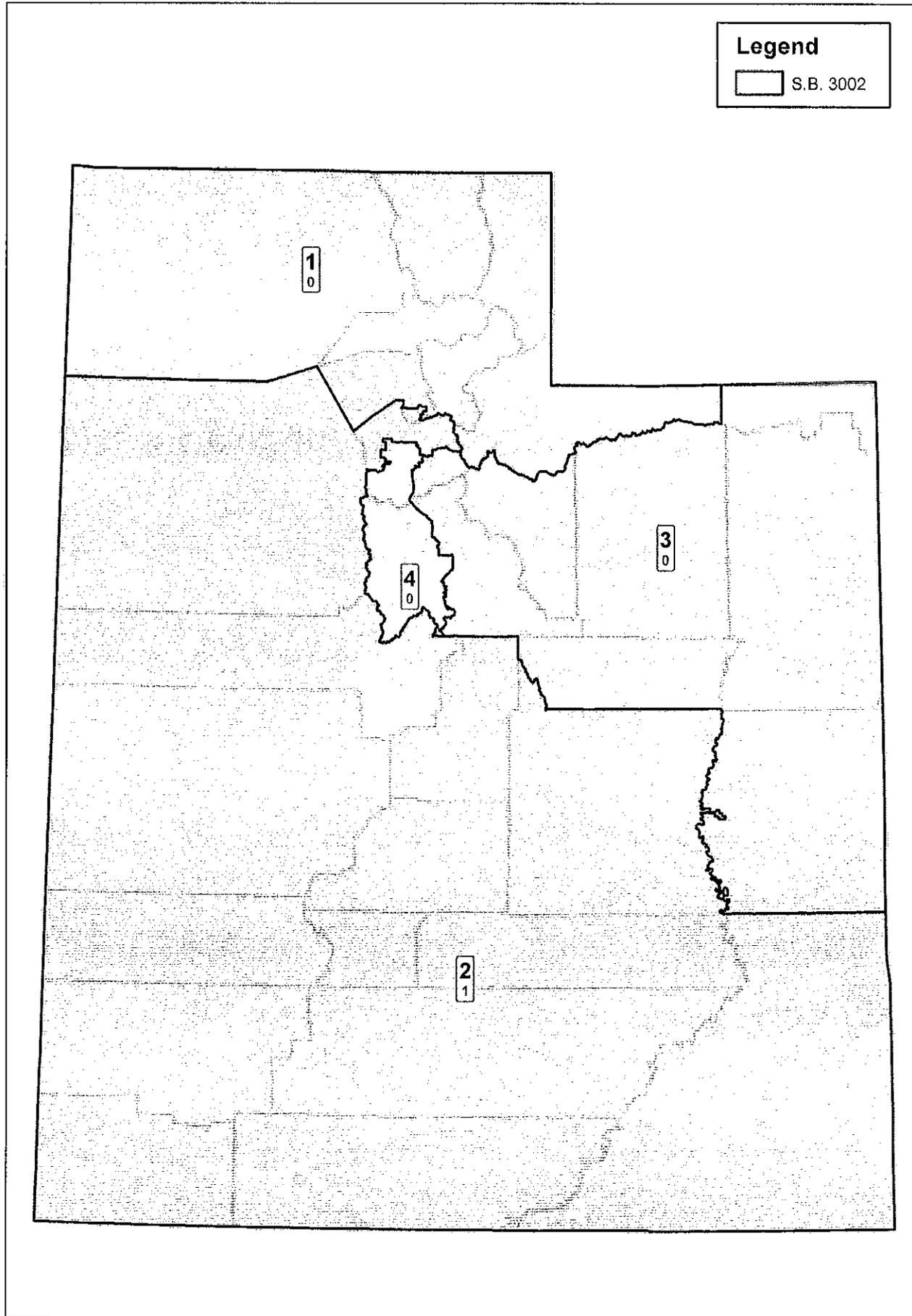
Attached are two maps that will be presented at tomorrow's Redistricting meeting, which I am sending to you at the request of the chairs. The chair's welcome any feedback on this map.

Kim

Kimberly A. Heiner
Legislative Secretary
Office of Legislative Research and General Counsel
801-538-1032

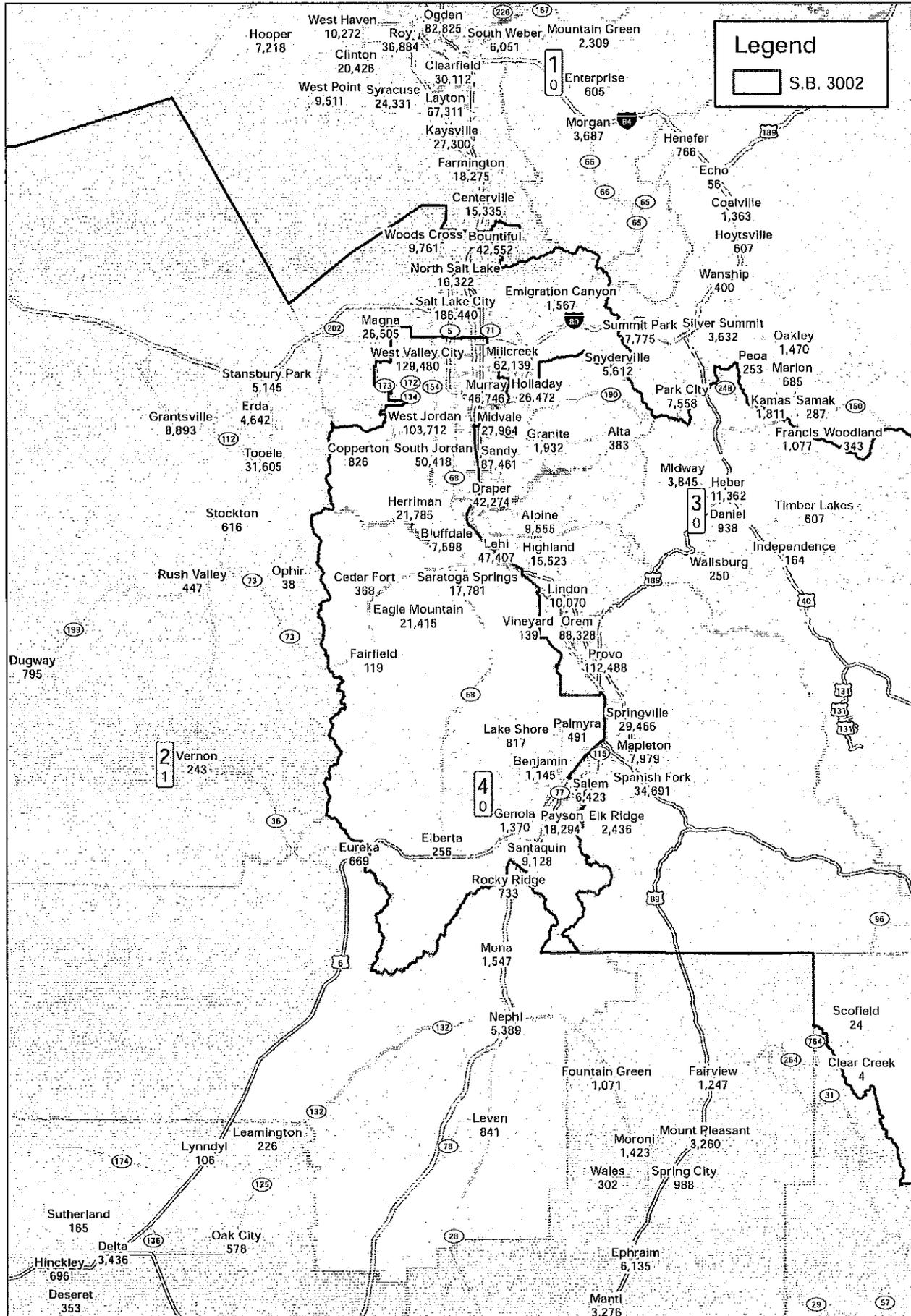
Froerer Modification to S.B. 3002

Statewide View



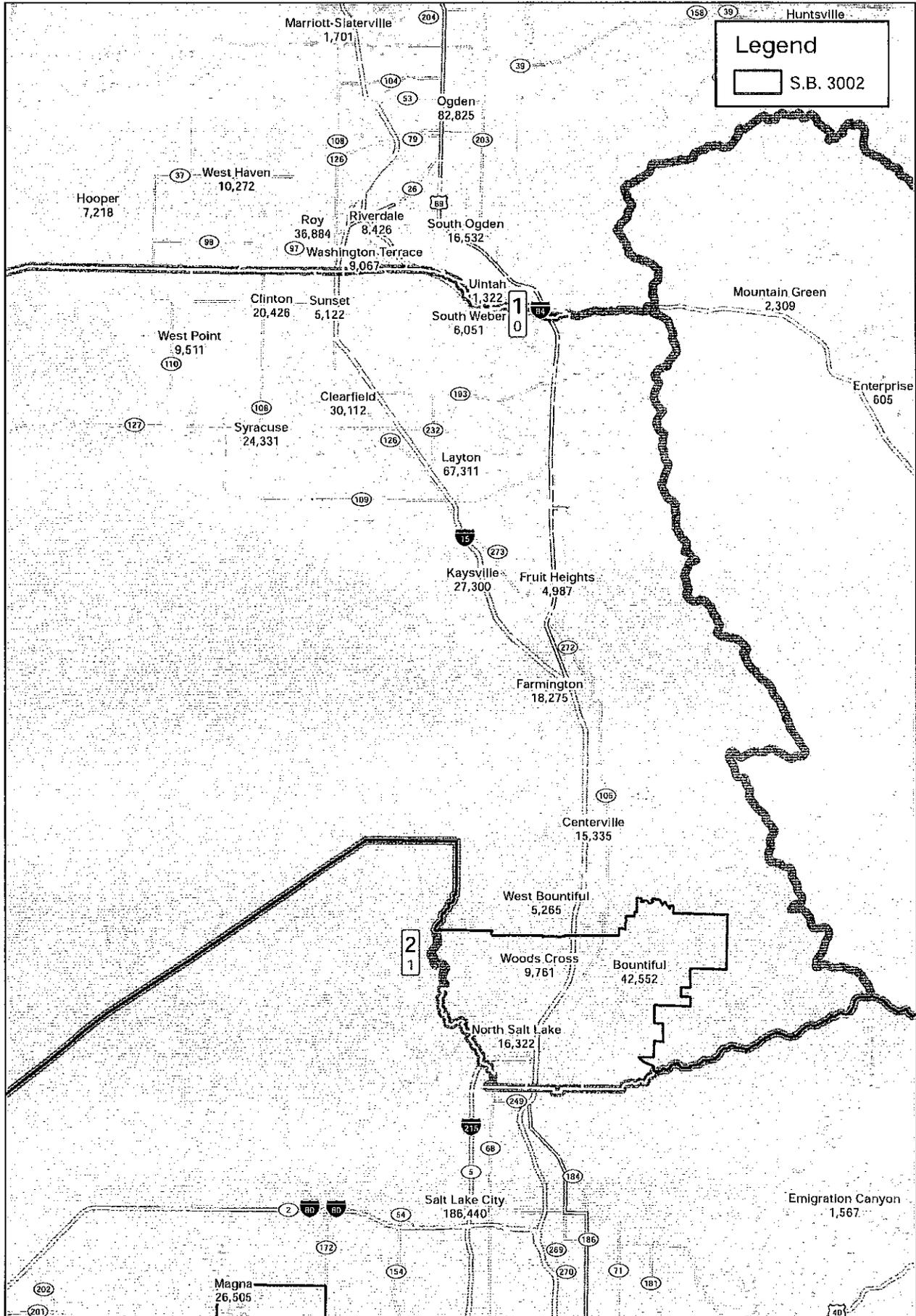
Froerer Modification to S.B. 3002

Wasatch Front



Froerer Modification to S.B. 3002

Davis County

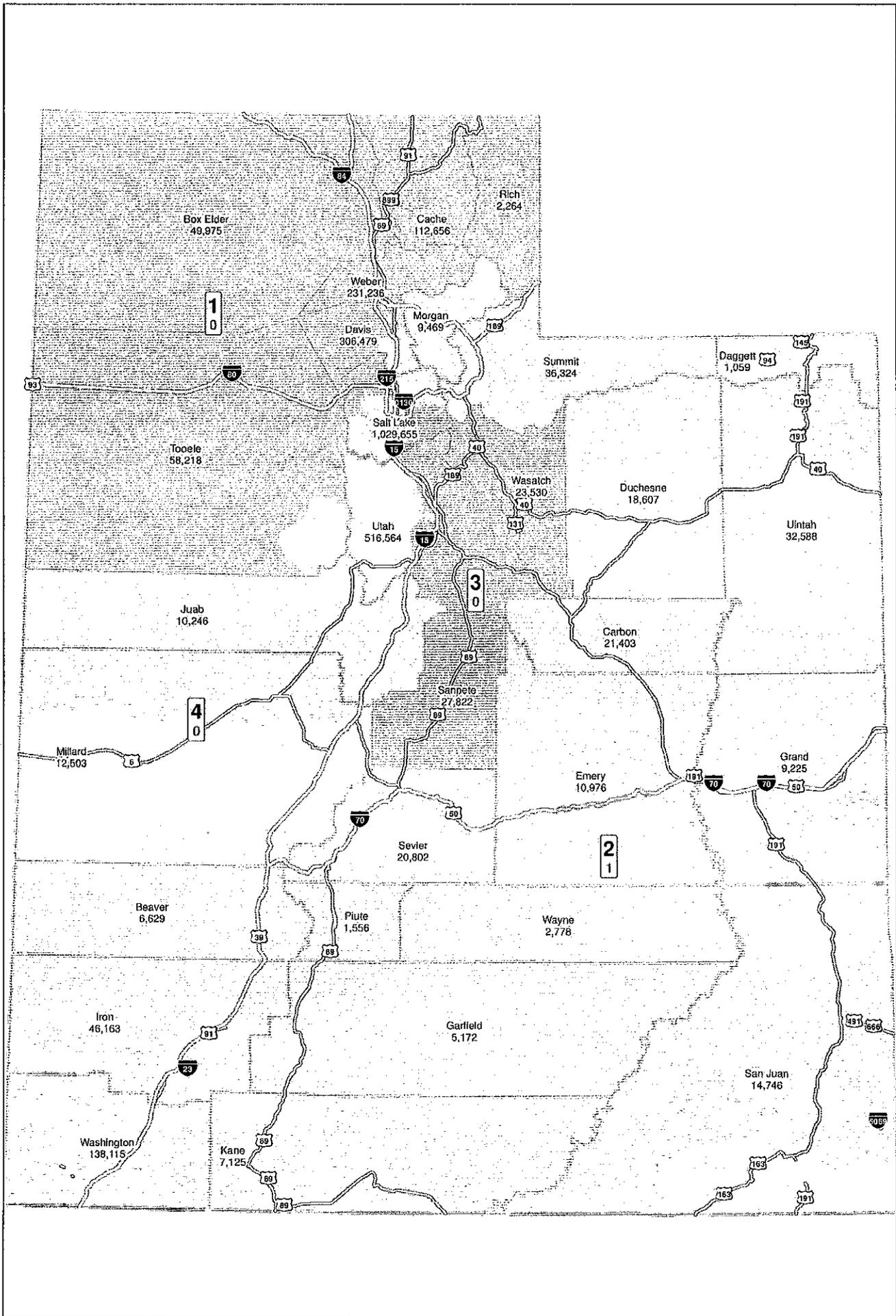


Froerer Modification to S.B. 3002

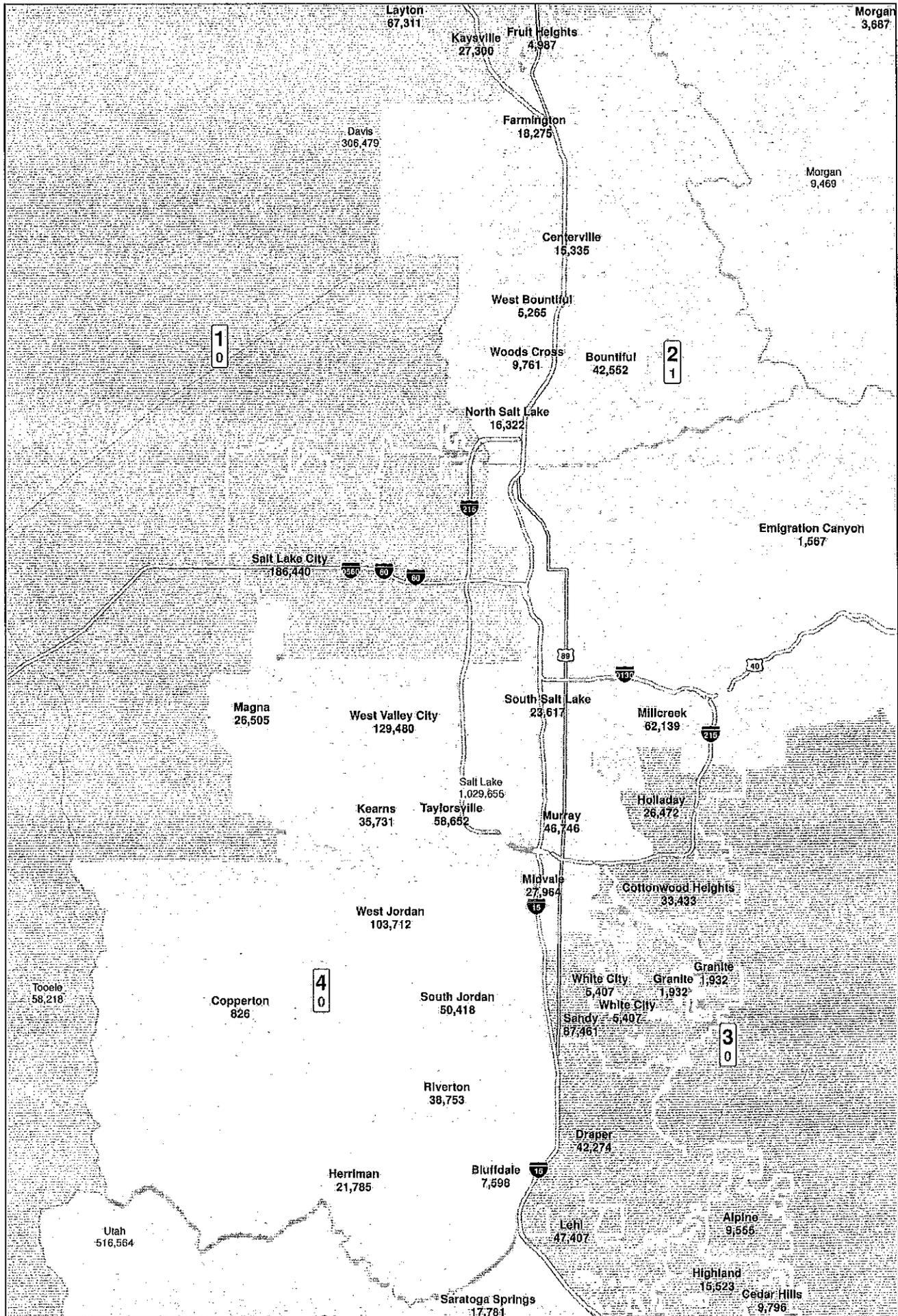
Salt Lake County



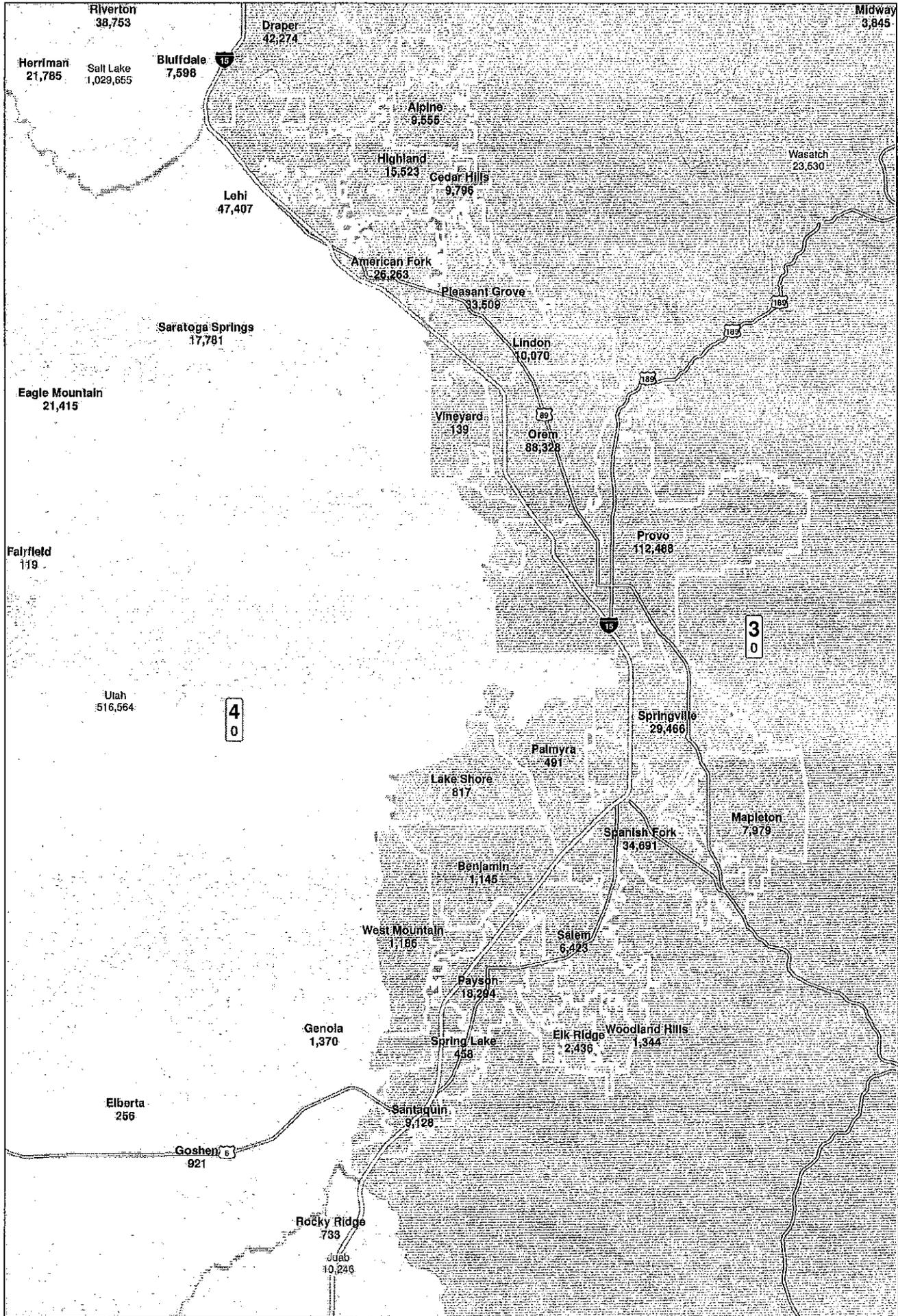
Waddoups "Military and Salt Lake City Whole" Modified by Sumsion



Waddoups "Military and Salt Lake City Whole" Modified by Sumsion



Waddoups "Military and Salt Lake City Whole" Modified by Sumsion



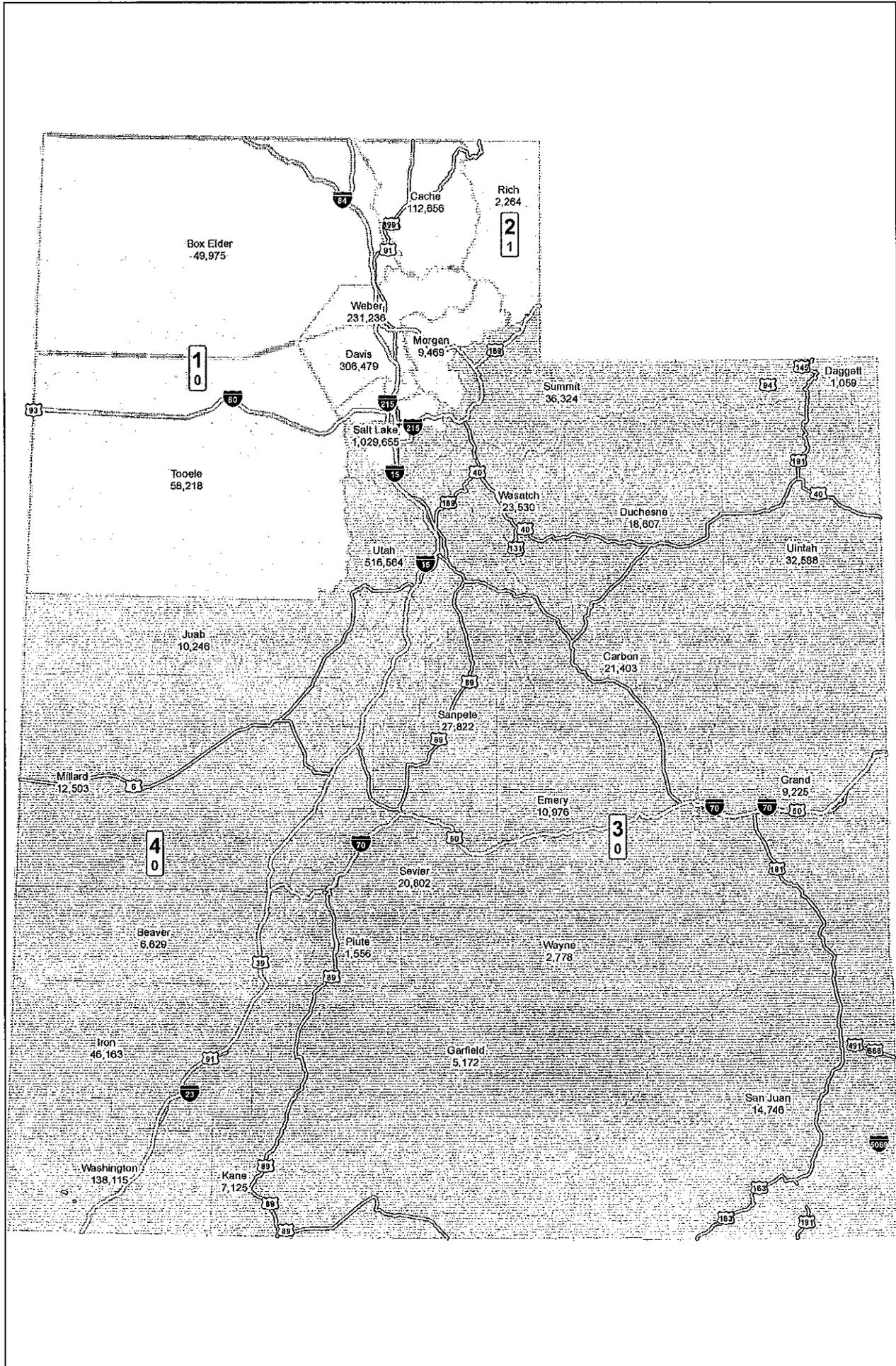
Leif Elder

From: Ben Christensen <BenChristensen@utah.gov>
Sent: Thursday, October 06, 2011 4:38 PM
To: Terry Lake
Cc: Jerry Howe; Joseph Wade; Kim Heiner; Leif Elder
Subject: McAdams_06
Attachments: McAdams_06 All.pdf

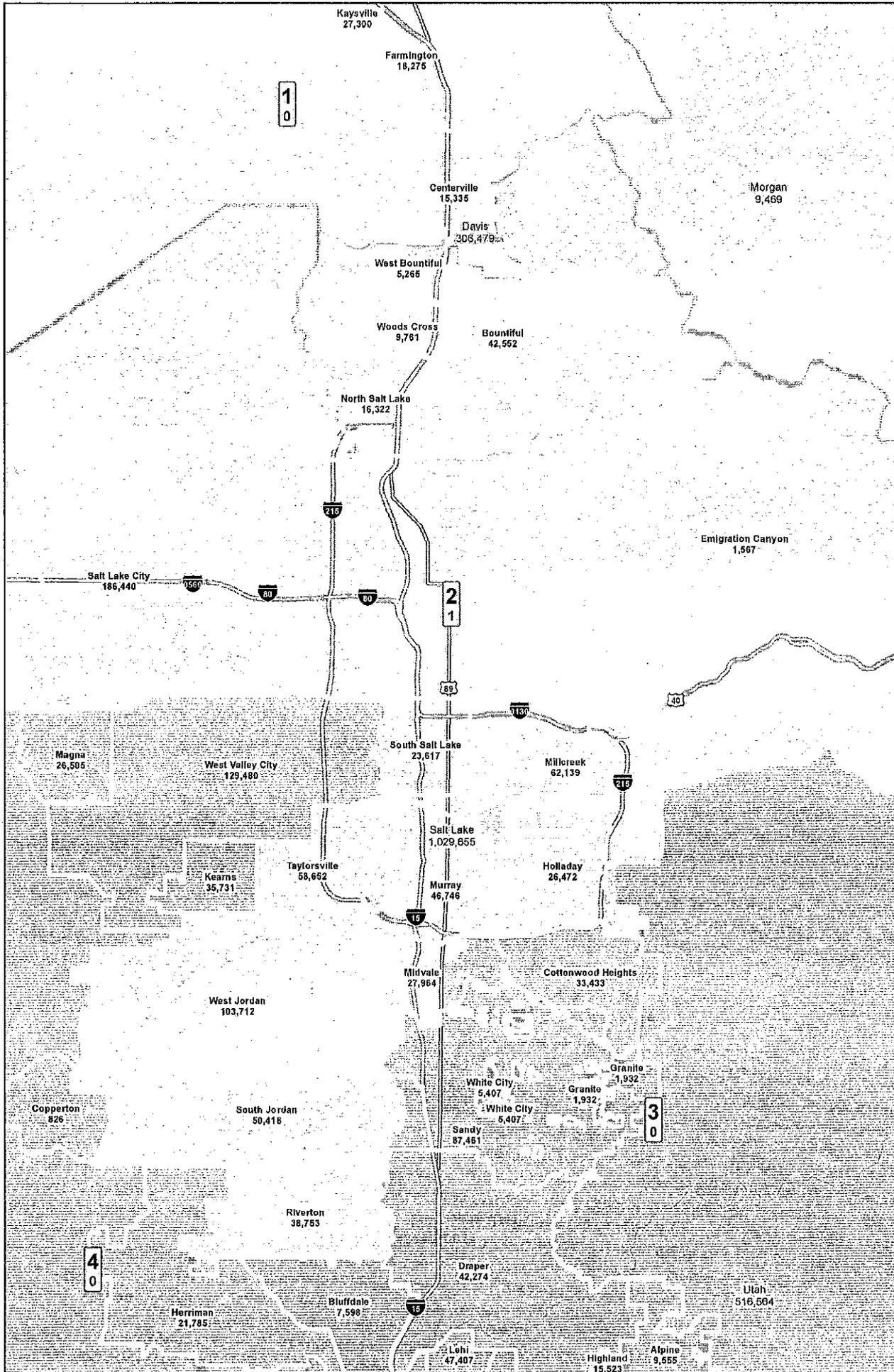
Can you print 75 copies for the meeting tomorrow and give to Kim.

Ben Christensen
Legislative Policy Analyst
benchristensen@utah.gov
Office 801-538-1032
Mobile 801-310-3174

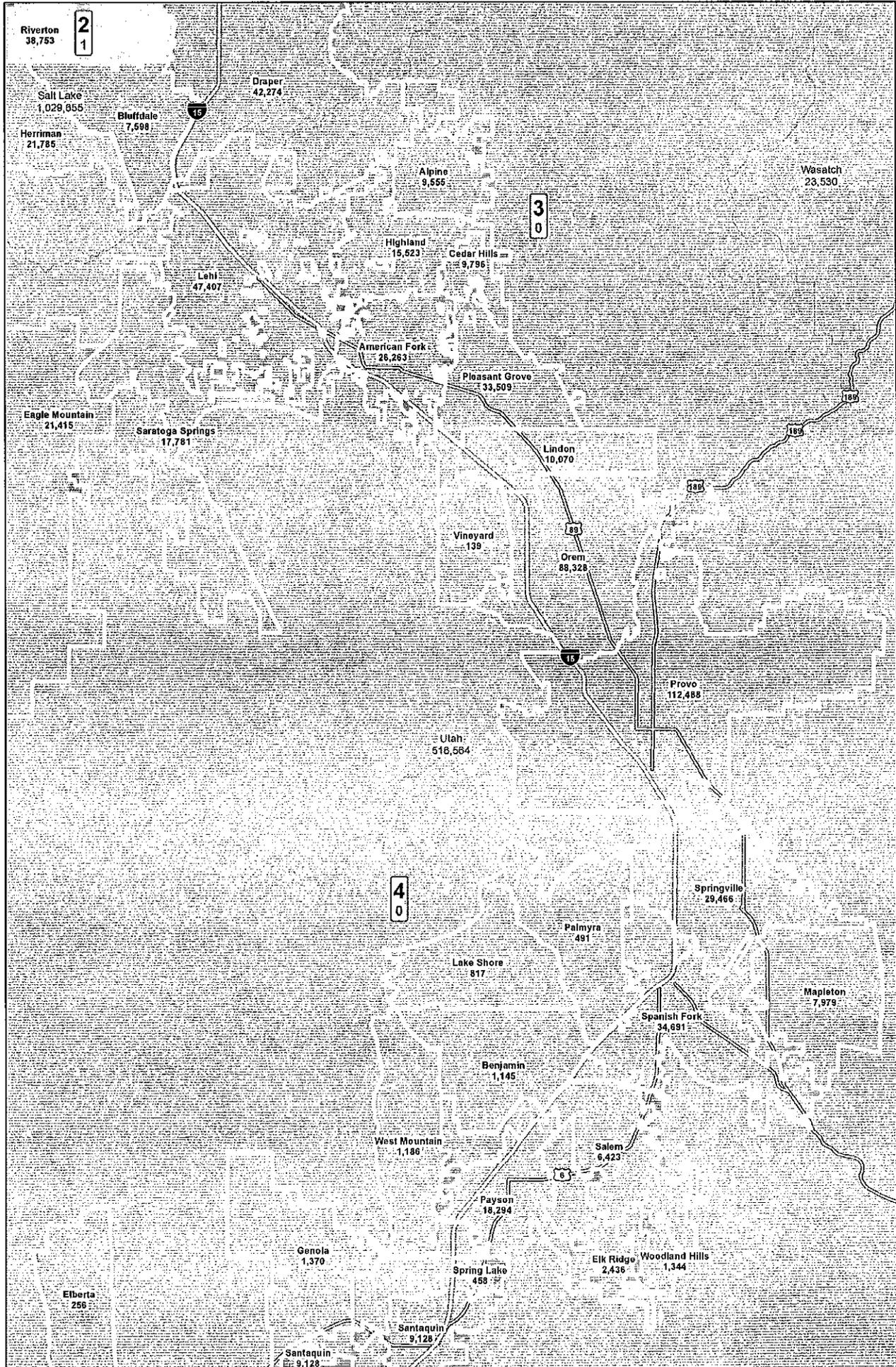
Congress: McAdams Compromise



Congress: McAdams Compromise



Congress: McAdams Compromise



Leif Elder

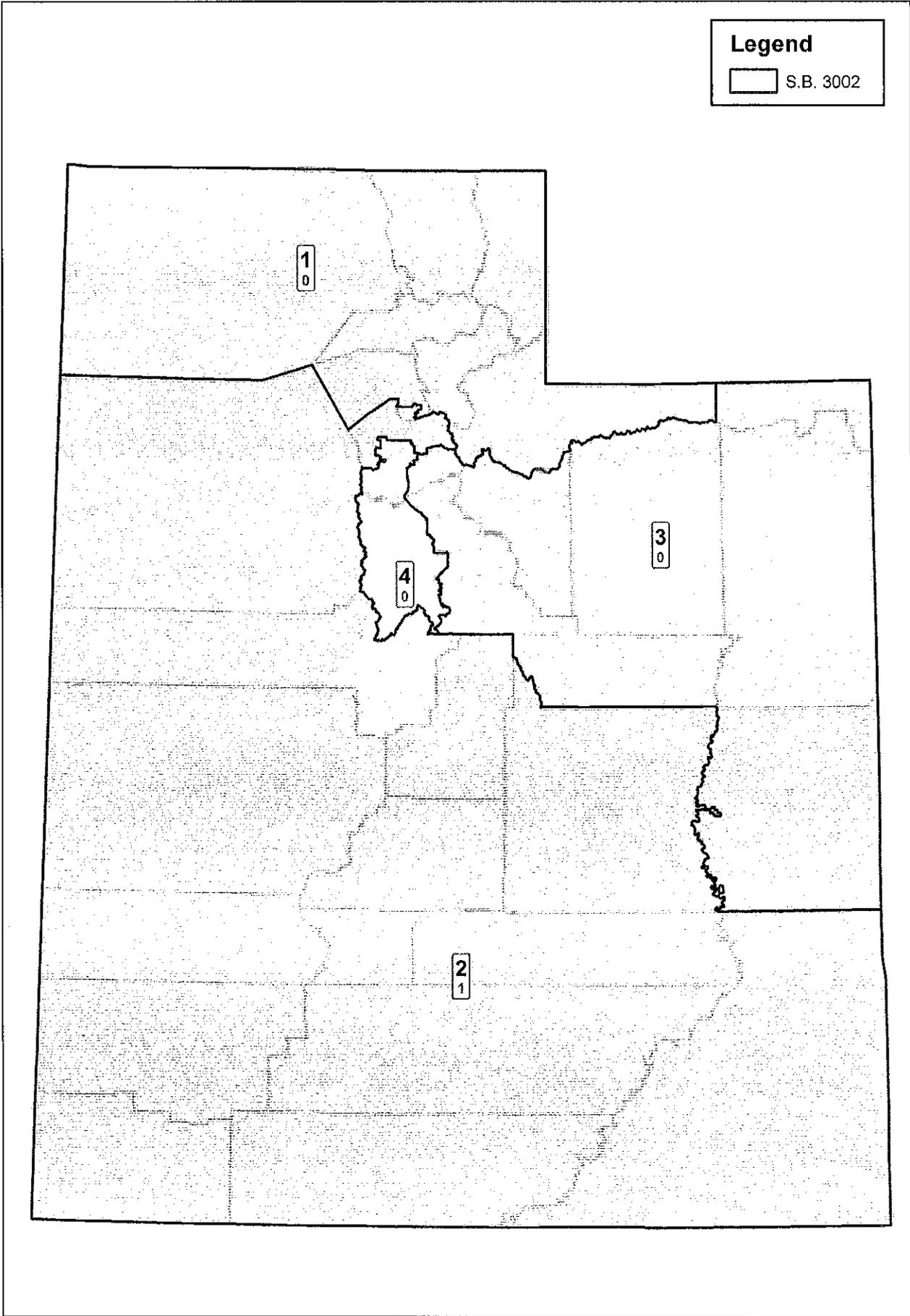
From: Ben Christensen <BenChristensen@utah.gov>
Sent: Thursday, October 06, 2011 2:25 PM
To: Terry Lake
Cc: Jerry Howe; Joseph Wade; Kim Heiner; Leif Elder; Rich North
Subject: Froerer_02
Attachments: Froerer_02_2011-10-06.pdf

Can you print 75 copies for the meeting tomorrow and give to Kim.

Ben Christensen
Legislative Policy Analyst
benchristensen@utah.gov
Office 801-538-1032
Mobile 801-310-3174

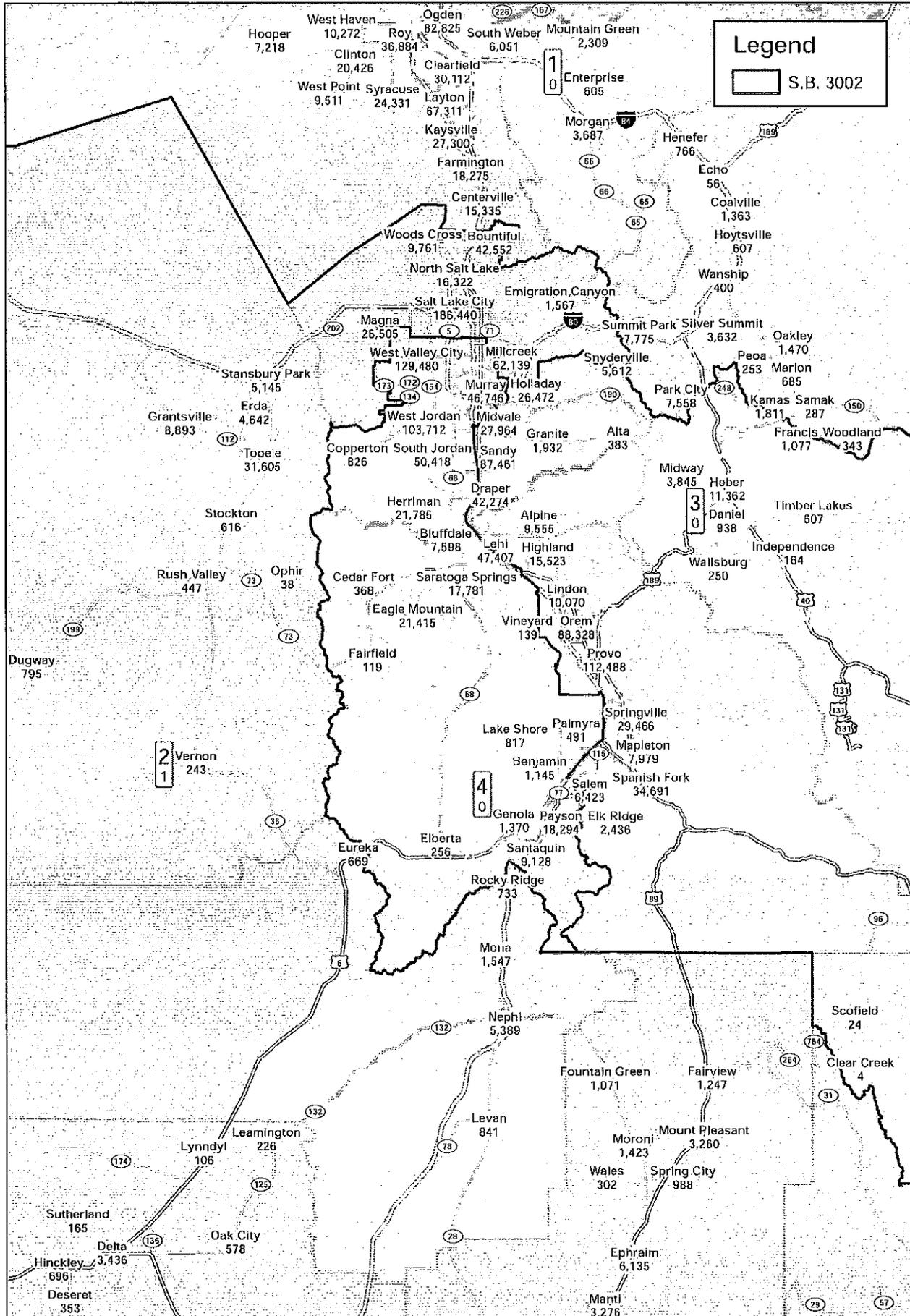
Froerer Modification to S.B. 3002

Statewide View



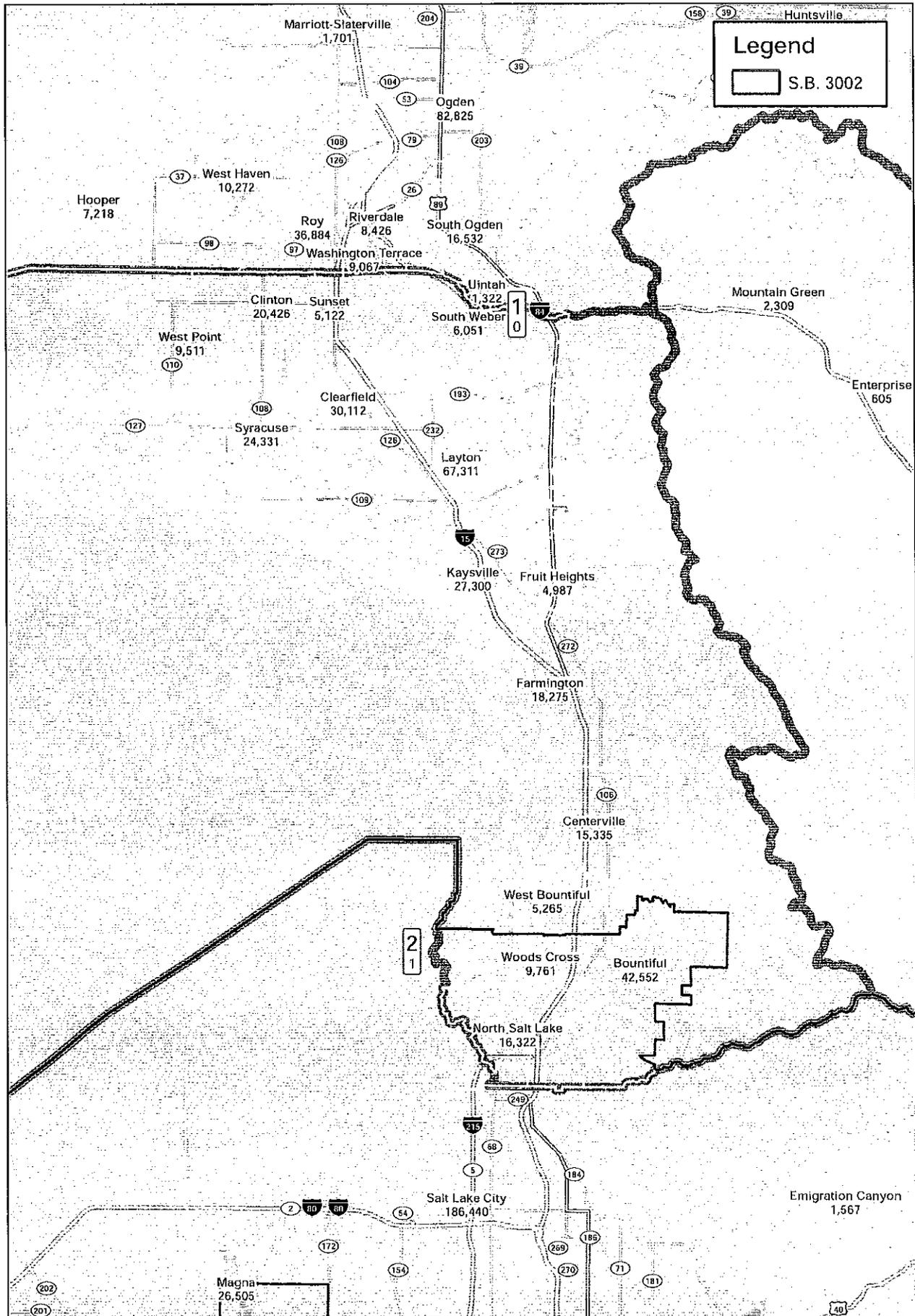
Froerer Modification to S.B. 3002

Wasatch Front



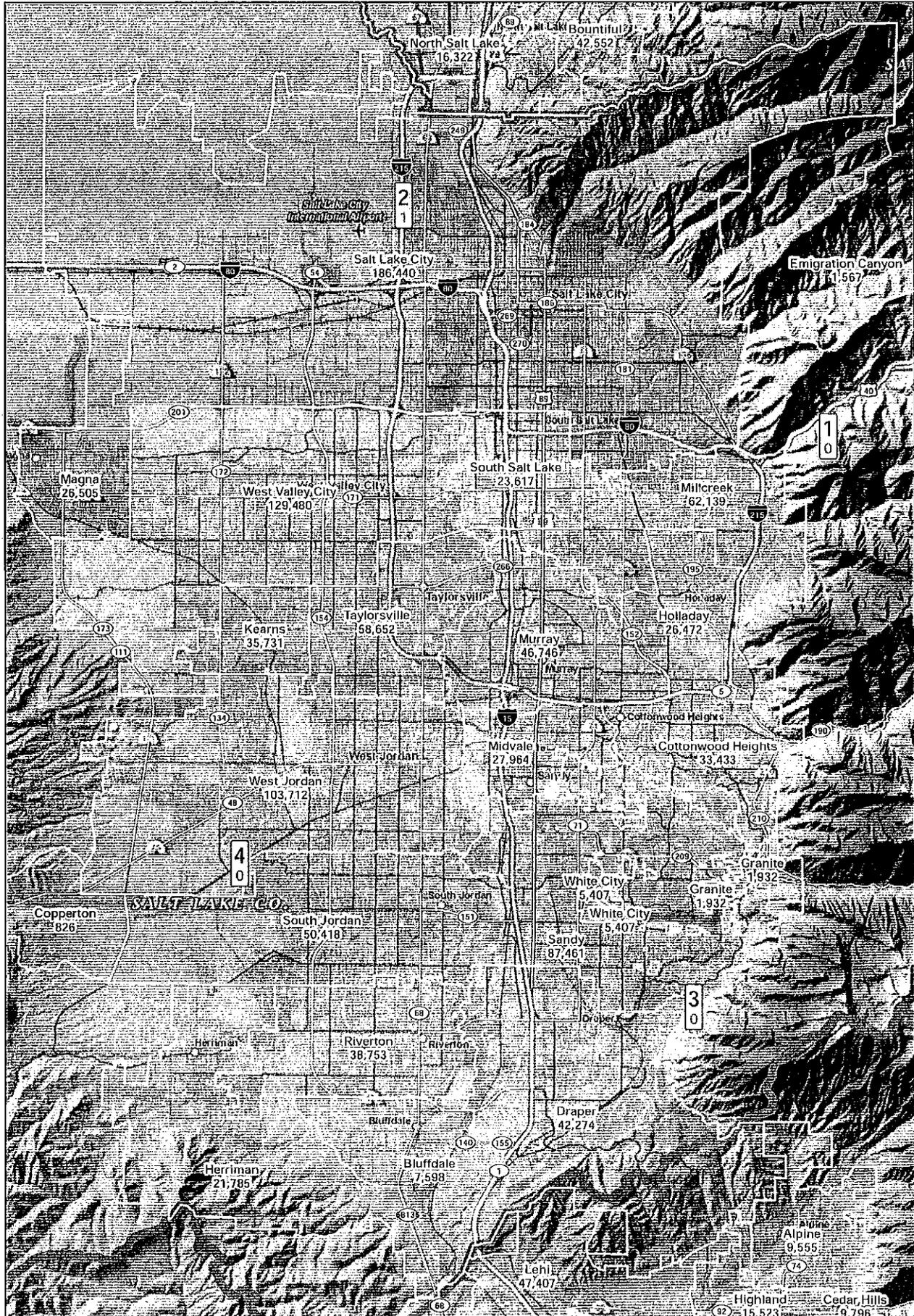
Froerer Modification to S.B. 3002

Davis County



Froerer Modification to S.B. 3002

Salt Lake County



Leif Elder

From: Francis Gibson <FGIBSON@utah.gov>
Sent: Wednesday, October 05, 2011 8:06 PM
To: Leif Elder
Subject: Fw: Error on the map
Attachments: Mail.txt

Leif Elder

From: Ric Cantrell <rcantrell@utahsenate.org>
Sent: Wednesday, October 05, 2011 7:24 AM
To: Leif Elder
Subject: [Redistrict Utah] New Comment On: Congress: Rep. Ipson "Update to Sumsion 6a"

New comment on: "Congress: Rep. Ipson "Update to Sumsion 6a""
<http://www.redistrictutah.com/maps/congress-ipson-update-sumsion6a>
(Post Author: Chris McClelland)

Commenter's Name: Daily Kos Elections Morning Digest: WV Gov. Earl Ray Tomblin (D) wins special election | Hotspyer
– Breaking News from around the web

Email:

URL: <http://hotspyer.com/2011/10/05/daily-kos-elections-morning-digest-wv-gov-earl-ray-tomblin-d-wins-special-election/>

Comment:

[...] the state House, at the request of Gov. Gary Herbert, has gone back to the drawing board and produced new map, ostensibly to add more rural territory to the new 4th, which originally occupied just Salt Lake [...]

Delete it: /wp-admin/comment.php?action=cde&c=1455

Spam it: /wp-admin/comment.php?action=cde&dt=spam&c=1455

Leif Elder

From: Ric Cantrell <rcantrell@utahsenate.org>
Sent: Wednesday, October 05, 2011 9:35 AM
To: Leif Elder
Subject: [Redistrict Utah] New Comment On: Congress: Rep. Ipson "Update to Sumsion 6a"

New comment on: "Congress: Rep. Ipson "Update to Sumsion 6a""
<http://www.redistrictutah.com/maps/congress-ipson-update-sumsion6a>
(Post Author: Chris McClelland)

Commenter's Name: Daily Kos Elections Morning Digest: WV Gov. Earl Ray Tomblin (D) wins special election
Email:
URL: <http://www.politicaldog101.com/?p=37096>

Comment:

[...] the state House, at the request of Gov. Gary Herbert, has gone back to the drawing board and produced new map, ostensibly to add more rural territory to the new 4th, which originally occupied just Salt Lake [...]

Delete it: /wp-admin/comment.php?action=cde&c=1460
Spam it: /wp-admin/comment.php?action=cde&dt=spam&c=1460

Leif Elder

From: Kim Heiner <kheiner@utah.gov>
Sent: Tuesday, October 04, 2011 4:23 PM
To: Willie Smith
Cc: Ben Christensen; John Cannon; Leif Elder; Rich North
Subject: Re: Sumsion_06_D
Attachments: Congressional - Sumsion_6_D.pdf

Willie - could we please get 60 copies of the attached file ASAP?

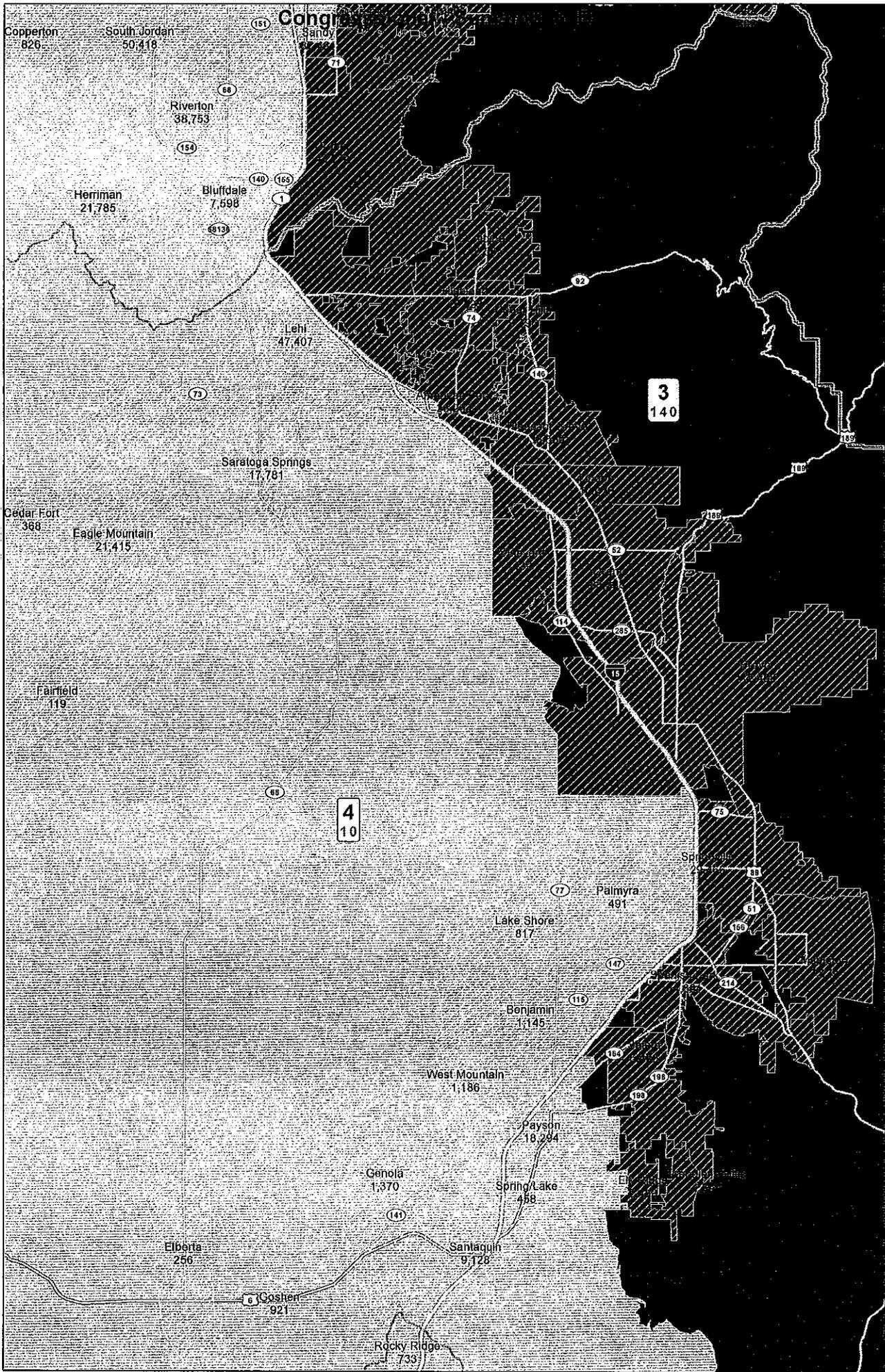
Thanks so much,

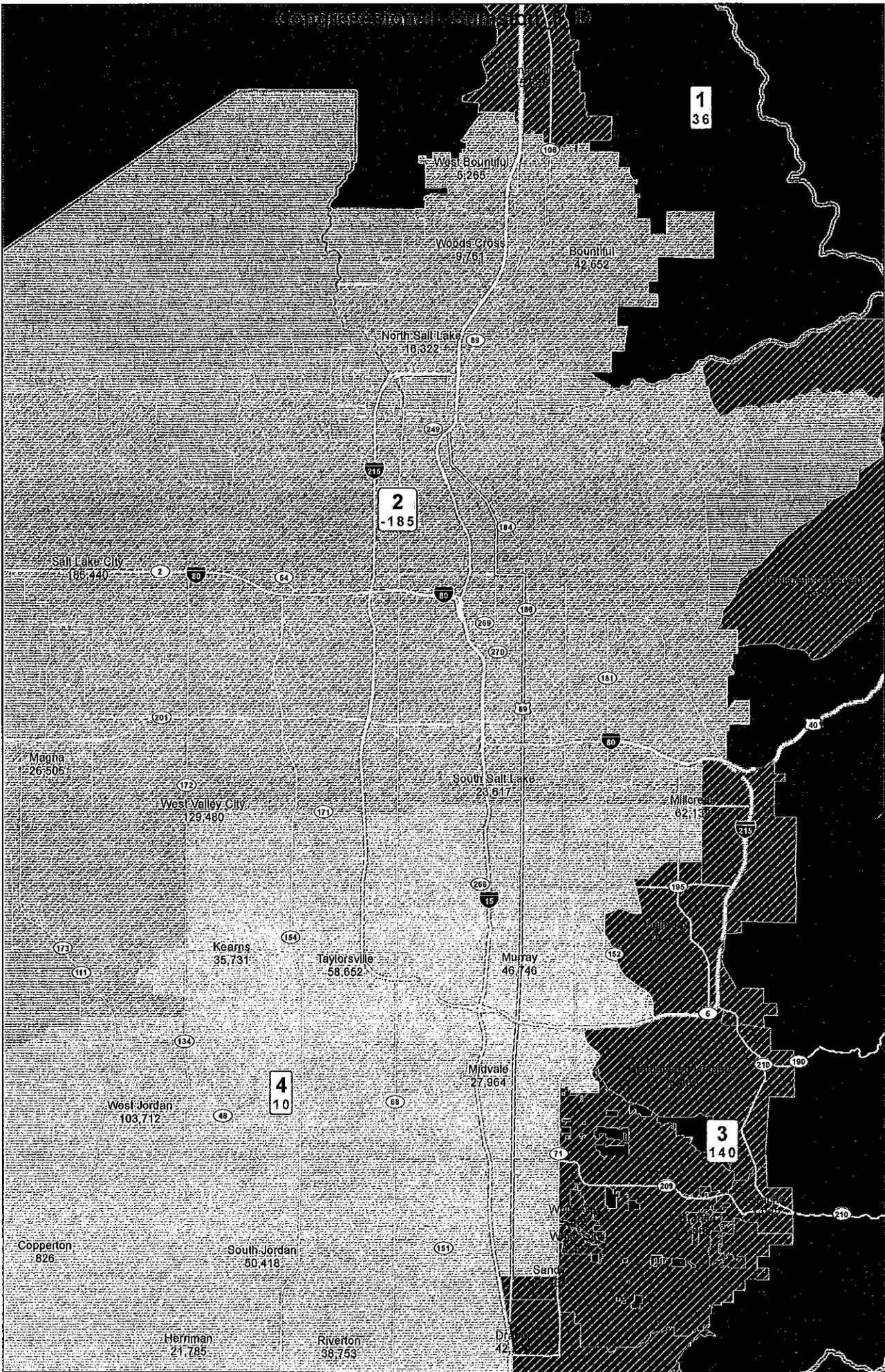
Kim

Kimberly A. Heiner
Legislative Secretary
Office of Legislative Research and General Counsel
801-538-1032

>>> Ben Christensen 10/4/2011 4:17 PM >>>

Can one of you put these into one PDF in order State first then north to south then email to Willie for 60 copies ASAP





Leif Elder

From: Kim Heiner <kheiner@utah.gov>
Sent: Tuesday, October 04, 2011 1:30 PM
To: Leif Elder
Subject: Re: Redistricting map

Thank you.

Kimberly A. Heiner
Legislative Secretary
Office of Legislative Research and General Counsel
801-538-1032

>>> Leif Elder 10/4/2011 1:24 PM >>>

Here you go.

>>> Kim Heiner 10/4/2011 11:36 AM >>>

Ben, Leif said that you would have a copy of this PDF. Could I get when you get the chance?

Thanks so much,

Kim

Kimberly A. Heiner
Legislative Secretary
Office of Legislative Research and General Counsel
801-538-1032

>>> Kim Heiner 10/4/2011 11:01 AM >>>

Leif - I do not have the PDF of "congress: Ipson Update to Sumsion_06_A" that was presented in today's meeting. Could I get a copy to post?

thanks,

Kim

Kimberly A. Heiner
Legislative Secretary
Office of Legislative Research and General Counsel
801-538-1032

Leif Elder

From: Ric Cantrell <rcantrell@utahsenate.org>
Sent: Tuesday, October 04, 2011 2:27 PM
To: Leif Elder
Subject: [Redistrict Utah] New Comment On: Senate: Redistricting Committee Adopted "Senate Base Map 9/12/11"

New comment on: "Senate: Redistricting Committee Adopted "Senate Base Map 9/12/11"
<http://www.redistrictutah.com/maps/senate-redistricting-committee-adopted-base-map-91211>
(Post Author: Spencer Nitz)

Commenter's Name: State Capitol: Tuesday, September 27th | Redistrict Utah
Email:
URL: <http://www.redistrictutah.com/meetings/september27th>

Comment:

[...] discussion turned to the previously adopted State Senate and State House maps. The maps were approved on the 12th and 22nd, [...]

Delete it: </wp-admin/comment.php?action=cde&c=1416>
Spam it: </wp-admin/comment.php?action=cde&dt=spam&c=1416>

Leif Elder

From: Leif Elder <LELDER@utah.gov>
Sent: Tuesday, October 04, 2011 1:25 PM
To: Kim Heiner
Subject: Re: Redistricting map
Attachments: Ipson Update to Sumsion_06_All.pdf

Here you go.

>>> Kim Heiner 10/4/2011 11:36 AM >>>

Ben, Leif said that you would have a copy of this PDF. Could I get when you get the chance?

Thanks so much,

Kim

Kimberly A. Heiner
Legislative Secretary
Office of Legislative Research and General Counsel
801-538-1032

>>> Kim Heiner 10/4/2011 11:01 AM >>>

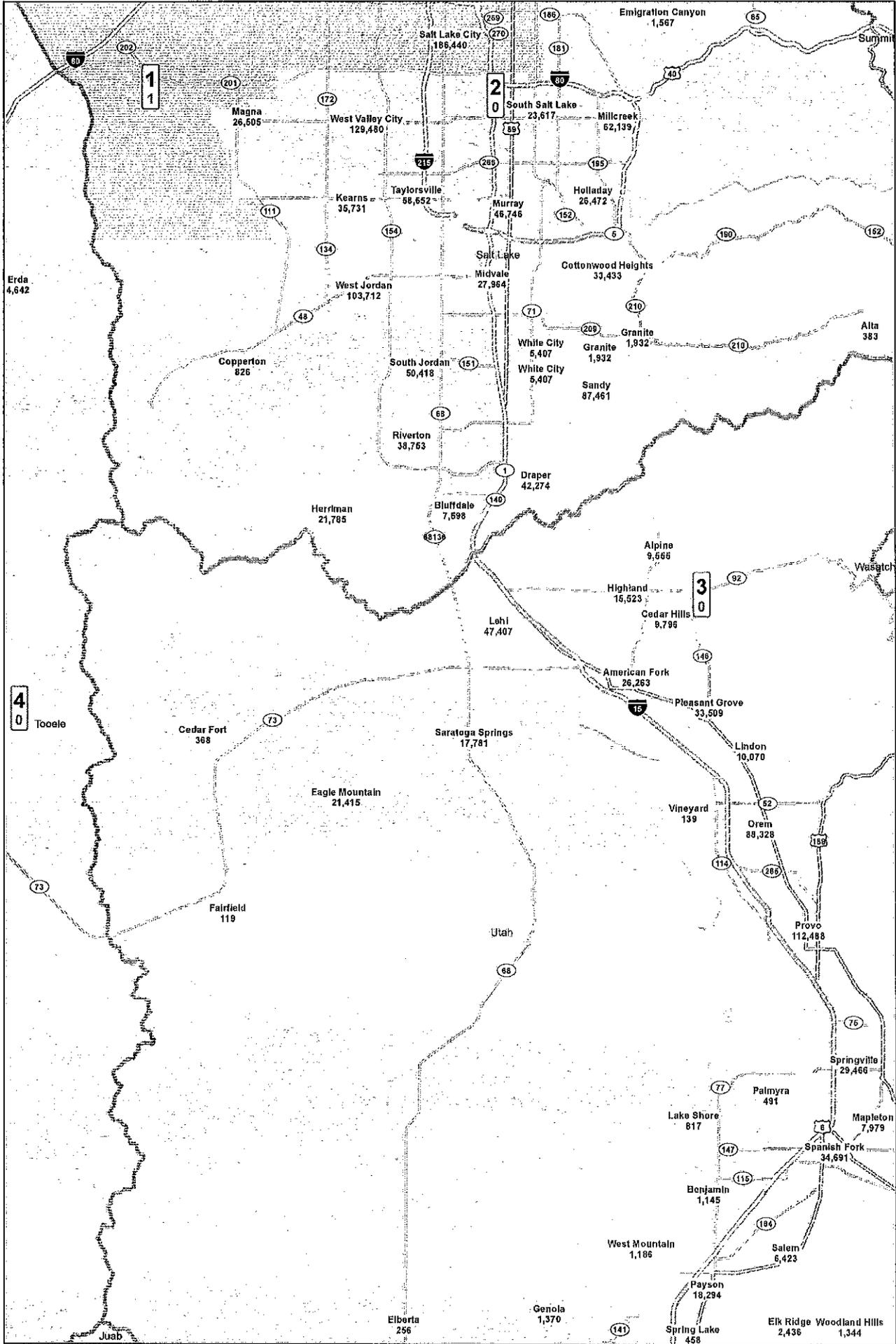
Leif - I do not have the PDF of "congress: Ipson Update to Sumsion_06_A" that was presented in today's meeting. Could I get a copy to post?

thanks,

Kim

Kimberly A. Heiner
Legislative Secretary
Office of Legislative Research and General Counsel
801-538-1032

Congress: Ipson Update to Sumsion_06_A



Leif Elder

From: Kim Heiner <kheiner@utah.gov>
Sent: Tuesday, October 04, 2011 11:37 AM
To: Ben Christensen
Cc: Joseph Wade; Leif Elder; Rich North
Subject: Re: Redistricting map

Ben, Leif said that you would have a copy of this PDF. Could I get when you get the chance?

Thanks so much,

Kim

Kimberly A. Heiner
Legislative Secretary
Office of Legislative Research and General Counsel
801-538-1032

>>> Kim Heiner 10/4/2011 11:01 AM >>>

Leif - I do not have the PDF of "congress: Ipson Update to Sumsion_06_A" that was presented in today's meeting. Could I get a copy to post?

thanks,

Kim

Kimberly A. Heiner
Legislative Secretary
Office of Legislative Research and General Counsel
801-538-1032

Leif Elder

From: Kim Heiner <kheiner@utah.gov>
Sent: Tuesday, October 04, 2011 11:01 AM
To: Leif Elder
Cc: Ben Christensen; Joseph Wade; Rich North
Subject: Redistricting map

Leif - I do not have the PDF of "congress: Ipson Update to Sumsion_06_A" that was presented in today's meeting. Could I get a copy to post?

thanks,

Kim

Kimberly A. Heiner
Legislative Secretary
Office of Legislative Research and General Counsel
801-538-1032

Leif Elder

From: Ric Cantrell <rcantrell@utahsenate.org>
Sent: Monday, October 03, 2011 11:04 PM
To: Leif Elder
Subject: [Redistrict Utah] New Comment On: Congress: Speaker Lockhart Plan

New comment on: "Congress: Speaker Lockhart Plan"
<http://www.redistrictutah.com/maps/congress-speaker-lockhart-plan>
(Post Author: Chris McClelland)

Commenter's Name: The Redistricting Lawsuit Blunder @ Opinionated @ CFE
Email:
URL: <http://opinionated.coolestfamilyever.com/2011/10/03/the-redistricting-lawsuit-blunder/>

Comment:

[...] adopted yet. Already some substantively different maps have been seriously discussed (including one from Speaker Lockhart that actually looks half-decent), and there's still plenty of time for back-and-forth to [...]

Delete it: </wp-admin/comment.php?action=cde&c=1373>
Spam it: </wp-admin/comment.php?action=cde&dt=spam&c=1373>

Leif Elder

From: Ric Cantrell <rcantrell@utahsenate.org>
Sent: Tuesday, October 04, 2011 12:59 AM
To: Leif Elder
Subject: [Redistrict Utah] New Comment On: Ground Rules

New comment on: "Ground Rules"
<http://www.redistrictutah.com/basics/groundrules>
(Post Author: admin)

Commenter's Name: “Bring it on,” says Speaker Lockhart. | Publius Online
Email:
URL: <http://publiusonline.com/2011/10/bring-it-on-says-speaker-lockhart/>

Comment:

[...] means that each district must be almost exactly the same size as other legislative districts. That deviation is plus or minus .1% for Congressional districts and 3.5% for legislative and school board [...]

Delete it: /wp-admin/comment.php?action=c&c=1377
Spam it: /wp-admin/comment.php?action=c&dt=spam&c=1377

Leif Elder

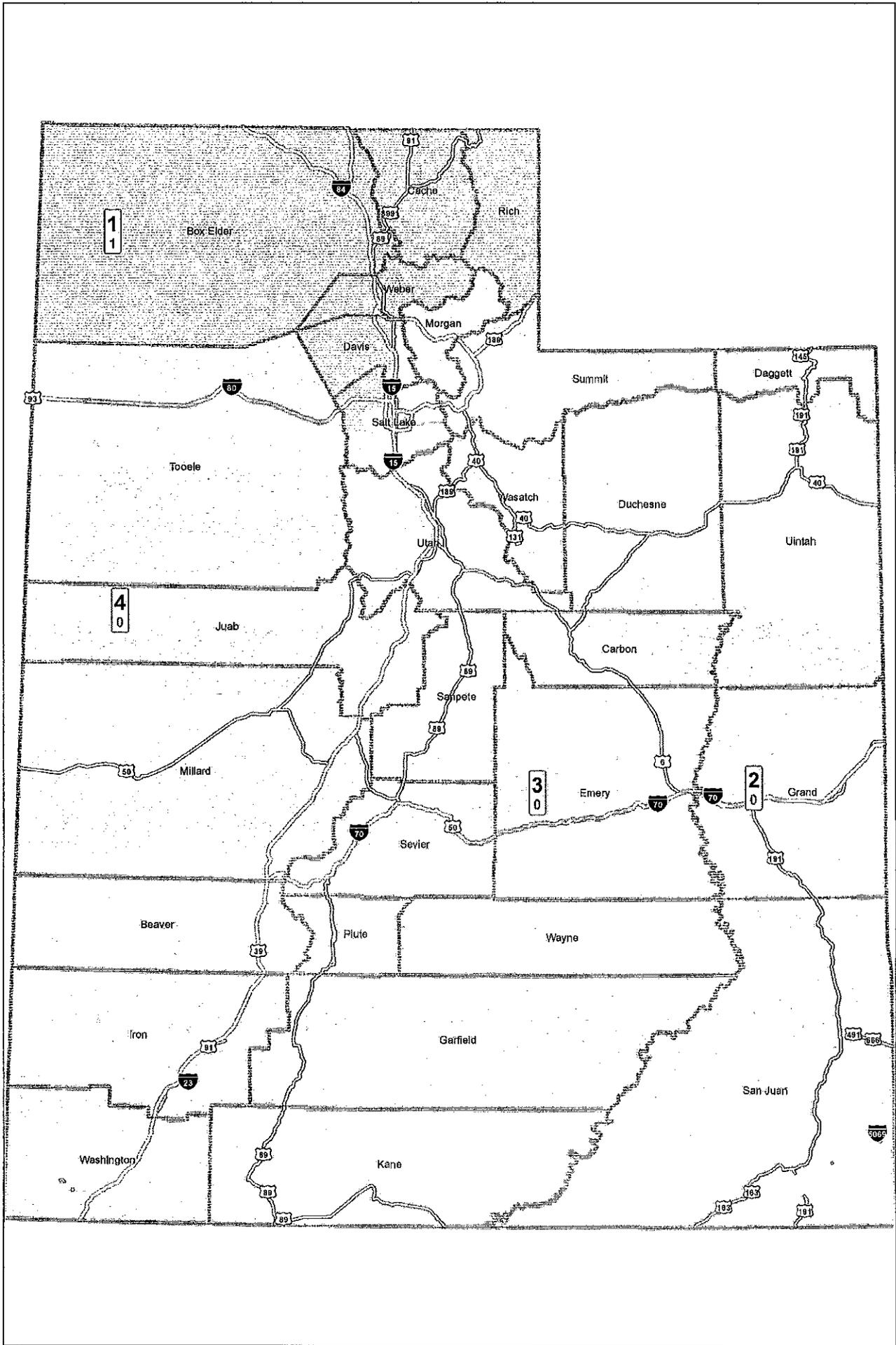
From: Ben Christensen <BenChristensen@utah.gov>
Sent: Monday, October 03, 2011 10:17 PM
To: Willie Smith
Cc: John Cannon; Leif Elder; Rich North
Subject: Congress _ Ipson Update
Attachments: Ipson Update to Sumsion_06_All.pdf

Willie

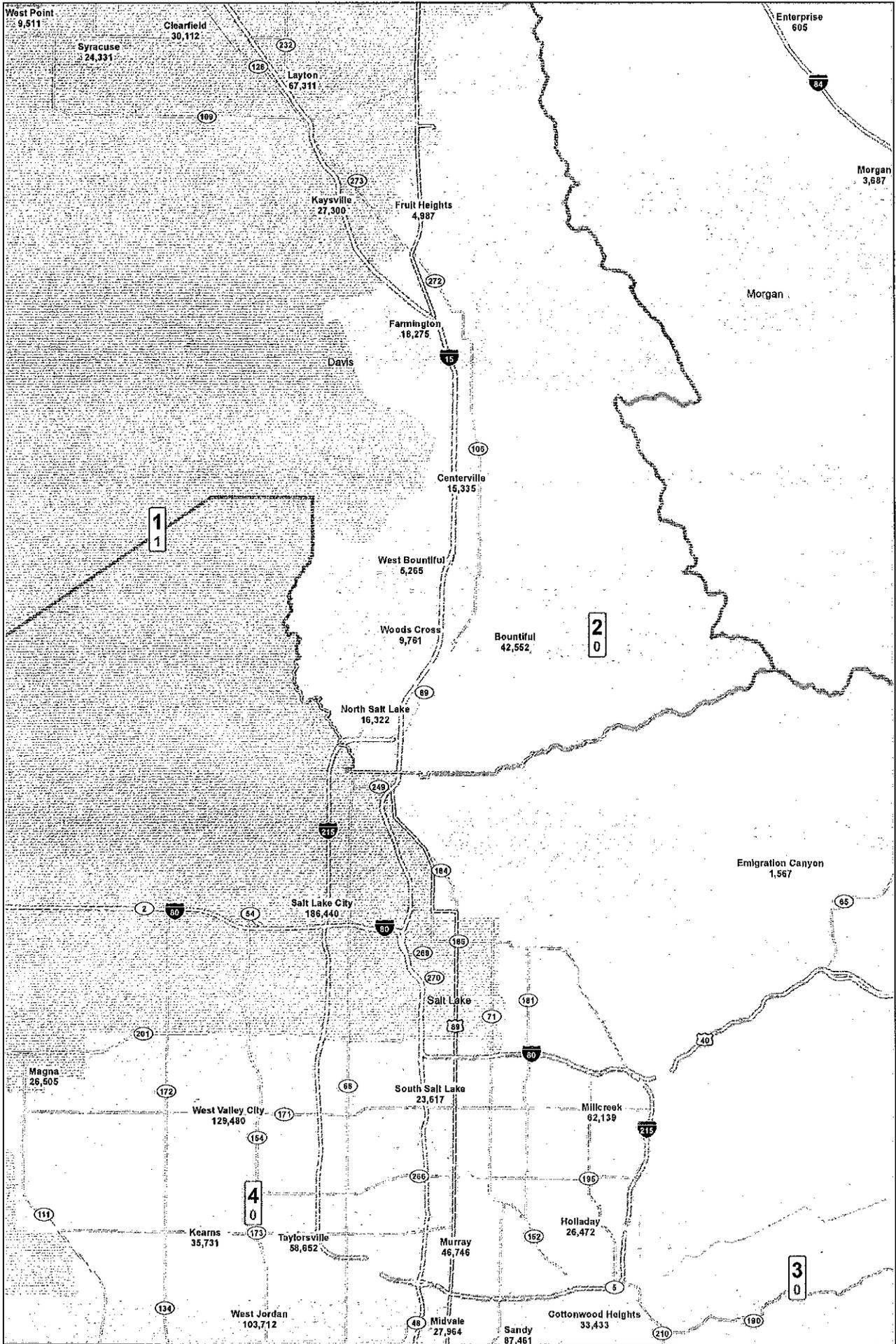
Can you make 25 copies for tomorrow Morning at 7:30 and 75 more for the 10 a.m Redistricting Meeting?

Ben Christensen
Legislative Policy Analyst
benchristensen@utah.gov
Office 801-538-1032
Mobile 801-310-3174

Congress: Ipson Update to Sumsion_06_A



Congress: Ipson Update to Sumsion_06_A



Leif Elder

From: Ric Cantrell <rcantrell@utahsenate.org>
Sent: Monday, October 03, 2011 10:11 PM
To: Leif Elder
Subject: [Redistrict Utah] New Comment On: Senate: SB3001S01, Utah State Senate Boundaries and Election Designation, by Sen. Okerlund

New comment on: "Senate: SB3001S01, Utah State Senate Boundaries and Election Designation, by Sen. Okerlund"
<http://www.redistrictutah.com/maps/sb3001s01>
(Post Author: Chris McClelland)

Commenter's Name: Photos & Audio: Redistricting Day 1 | New Senate Site
Email:
URL: <http://www.senatesite.com/home/redistrictingday1/>

Comment:

[...] | Map [...]

Delete it: </wp-admin/comment.php?action=cde&c=1370>
Spam it: </wp-admin/comment.php?action=cde&dt=spam&c=1370>

Leif Elder

From: Ric Cantrell <rcantrell@utahsenate.org>
Sent: Monday, October 03, 2011 10:13 PM
To: Leif Elder
Subject: [Redistrict Utah] New Comment On: Congress: SB3002, Congressional Boundaries Designation, by Sen. Okerlund

New comment on: "Congress: SB3002, Congressional Boundaries Designation, by Sen. Okerlund"
<http://www.redistrictutah.com/maps/sb3002>
(Post Author: Chris McClelland)

Commenter's Name: Photos & Audio: Redistricting Day 1 | New Senate Site
Email:
URL: <http://www.senatesite.com/home/redistrictingday1/>

Comment:

[...] Congressional Map Discussion MP3 | Map [...]

Delete it: </wp-admin/comment.php?action=cde&c=1371>
Spam it: </wp-admin/comment.php?action=cde&dt=spam&c=1371>

Leif Elder

From: Ric Cantrell <rcantrell@utahsenate.org>
Sent: Monday, October 03, 2011 10:14 PM
To: Leif Elder
Subject: [Redistrict Utah] New Comment On: School Board: HB3002S01, State Board of Education Boundaries and Election Designation, by Rep. Sumsion

New comment on: "School Board: HB3002S01, State Board of Education Boundaries and Election Designation, by Rep. Sumsion"

<http://www.redistrictutah.com/maps/hb3002s01>

(Post Author: Chris McClelland)

Commenter's Name: Photos & Audio: Redistricting Day 1 | New Senate Site

Email:

URL: <http://www.senatesite.com/home/redistrictingday1/>

Comment:

[...] School Board Map Discussion MP3 | Map [...]

Delete it: </wp-admin/comment.php?action=cde&c=1372>

Spam it: </wp-admin/comment.php?action=cde&dt=spam&c=1372>

Leif Elder

From: Mike Christensen <mchristensen@utah.gov>
Sent: Monday, October 03, 2011 4:27 PM
To: LRSTAFF
Subject: Senate adjourns, House in caucus

Senate has adjourned for the day and the House is caucusing right now.

Leif Elder

From: Chelsea Lloyd <CHELSEALLOYD@utah.gov>
Sent: Friday, September 30, 2011 5:45 PM
To: LRSTAFF
Subject: Special Session Bills
Attachments: Special Session October 2011.pdf; SB3001_000.pdf; SB3002_000.pdf; SB3003_000.pdf; HB3001_000.pdf; HB3002_000.pdf; HB3003_000.pdf; HB3004_000.pdf; 2011S30042_008.pdf; 2011S30045_010.pdf; 2011S30046_004.pdf; 2011S30048_006.pdf

Attached is the special session call issued by Governor Herbert and the bills that address the call issues. To view the text of the redistricting bills, please view the attached documents. To view the maps referred to in the bill text, use the following links:

Utah State House Boundaries & Election Designation: <http://www.redistrictutah.com/maps/hb3001>

State Board of Education Boundaries & Election Designation: <http://www.redistrictutah.com/maps/hb3002>

Utah State Senate Boundaries & Election Designation: <http://www.redistrictutah.com/maps/sb3001>

Congressional Boundaries Designation: <http://www.redistrictutah.com/maps/sb3002>

If we can be of further assistance please call. Our main number is 801-538-1032. Thank you.

Michael Christensen



Gary Richard Herbert

PROCLAMATION

WHEREAS, since the adjournment of the 2011 General Session of the Fifty-Ninth Legislature of the State of Utah, matters have arisen that require immediate legislative attention;

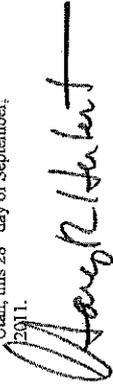
WHEREAS, Article VII, Section 6 of the Constitution of the State of Utah provides that the Governor may, by proclamation, convene the Legislature into Special Session; and

NOW, THEREFORE, I, Gary R. Herbert, Governor of the State of Utah, by virtue of the authority vested in me by the Constitution and the laws of the State of Utah, call the Fifty-Ninth Legislature of the State of Utah into a Third Special Session at the Utah State Capitol, in Salt Lake City, Utah, on the 3rd day of October 2011, at 9:00 a.m., for the following purposes:

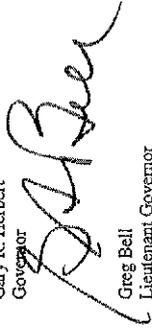
- (1) to divide the state into congressional, legislative and other districts pursuant to Utah Constitution Article IX and to address related matters;
- (2) to consider amendments to the Utah Labor Code to address requirements related to workers' compensation insurance for owners of certain entities and to make technical and related changes;
- (3) to consider amendments to the Elections Code to modify the requirements for placing presidential candidates on the regular primary ballot and to make technical and related changes;
- (4) to consider amendments to the Uniform Driver License Act to modify provisions relating to the driver license suspension period and other sentencing requirements for certain alcohol or drug related offenses and to make technical and related changes;
- (5) to consider amendments to the State System of Higher Education Code to modify the requirements for the appointment of representatives of less populous counties to the Board of Regents and to make technical and related changes;
- (6) to consider a concurrent resolution recognizing the 75th Anniversary of the Welfare System of The Church of Jesus Christ of Latter-day Saints;

(7) to consider a concurrent resolution urging Utah's Congressional delegation to resolve the Scofield land transfer issue.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Utah. Done at the Utah State Capitol in Salt Lake City, Utah, this 28th day of September, 2011.



Gary R. Herbert
Governor



Greg Bell
Lieutenant Governor

ATTEST:

1 **CONGRESSIONAL BOUNDARIES DESIGNATION**

2 2011 THIRD SPECIAL SESSION

3 STATE OF UTAH

4 **Chief Sponsor: Ralph Okerlund**

5 House Sponsor: Kenneth W. Sumsion

7 **LONG TITLE**

8 The United States Congressional district boundary information may be found at
9 <http://le.utah.gov>.

10 Block assignment file security code: fb0a3fae285cadfbbb576a46b4528e85

11 **General Description:**

12 This bill, which includes this printed text and the electronic data affiliated with it,
13 establishes new United States Congressional district boundaries for Utah and makes
14 other technical corrections.

15 **Highlighted Provisions:**

16 This bill:

- 17 ▶ repeals current United States Congressional district boundaries for Utah and
- 18 establishes new United States Congressional district boundaries for Utah;
- 19 ▶ establishes the block assignment file that is part of this bill in electronic form as the
- 20 legal boundaries of United States Congressional district boundaries for Utah; and
- 21 ▶ makes technical corrections.

22 **Money Appropriated in this Bill:**

23 None

24 **Other Special Clauses:**

25 This bill takes effect on January 1, 2012, for purposes of nominating and electing Utah
26 representatives to the United States House of Representatives and on January 1, 2013,
27 for all other purposes.



28 **Utah Code Sections Affected:**

29 AMENDS:

30 **20A-13-102**, as last amended by Laws of Utah 2011, Chapter 74

31 **20A-13-102.2**, as enacted by Laws of Utah 2011, Chapter 74

32 **20A-13-103**, as repealed and reenacted by Laws of Utah 2001, Second Special Session,
33 Chapter 6

34 **20A-13-104**, as last amended by Laws of Utah 2005, Chapter 169

35 ENACTS:

36 **20A-13-101.1**, Utah Code Annotated 1953

37 **20A-13-101.5**, Utah Code Annotated 1953

38 REPEALS:

39 **20A-13-101 (Contingently Superseded)**, as last amended by Laws of Utah 2011,
40 Chapter 74

41 **20A-13-101 (Contingently Effective)**, as last amended by Laws of Utah 2007, Chapter
42 97

43

44 *Be it enacted by the Legislature of the state of Utah:*

45 Section 1. Section **20A-13-101.1** is enacted to read:

46 **20A-13-101.1. Definitions.**

47 As used in this section:

48 (1) "Census block" means any one of the 115, 406 individual geographic areas into
49 which the Bureau of the Census of the United States Department of Commerce has divided the
50 state of Utah, to each of which the Bureau of the Census has attached a discrete population
51 tabulation from the 2010 decennial census.

52 (2) "Congressional block assignment file" means the electronic file that assigns each of
53 Utah's 115, 406 census blocks to a particular Congressional district.

54 Section 2. Section **20A-13-101.5** is enacted to read:

55 **20A-13-101.5. Representatives to the United States Congress -- Four**
56 **representative districts -- When elected -- District boundaries.**

57 (1) (a) The state of Utah is divided into four districts for the election of representatives
58 to the Congress of the United States, with one member to be elected from each Congressional

59 district.

60 (b) At the general election to be held in 2012, and biennially thereafter, one
61 representative from each Congressional district shall be elected to serve in the Congress of the
62 United States.

63 (2) The Legislature adopts the official census population figures and maps of the
64 Bureau of the Census of the United States Department of Commerce developed in connection
65 with the taking of the 2010 national decennial census as the official data for establishing
66 Congressional district boundaries.

67 (3) (a) The Legislature enacts the numbers and boundaries of the Congressional
68 districts designated in the Congressional block assignment file that is the electronic component
69 of the bill that enacts this section.

70 (b) That Congressional block assignment file, and Congressional boundaries generated
71 from that Congressional block assignment file, may be accessed via the Utah Legislature's
72 website.

73 Section 3. Section **20A-13-102** is amended to read:

74 **20A-13-102. Congressional districts.**

75 (1) (a) The Legislature shall file [~~copies of the official maps~~] a copy of the
76 Congressional block assignment file enacted by the Legislature[~~, and any other relevant~~
77 ~~materials;~~] with the lieutenant governor's office.

78 (b) [~~Except as provided in Subsection (2), the~~] The legal boundaries of Utah's
79 Congressional districts are contained in the [~~official maps~~] Congressional block assignment file
80 on file with the lieutenant governor's office.

81 [~~(2) The following census blocks from the 2000 census are removed from~~
82 ~~Congressional District 2 and placed into Congressional District 3: Census Tract 010205;~~
83 ~~Blocks 1000, 1001, 3001, 3003, and 3004.]~~

84 [~~(3) When questions of interpretation of Congressional district boundaries arise, the~~
85 ~~official maps on file in the lieutenant governor's office shall serve as the indication of the~~
86 ~~legislative intent in drawing the Congressional district boundaries.]~~

87 [~~(4) Maps identifying the boundaries for Congressional districts may be viewed on the~~
88 ~~Internet at the lieutenant governor's website.]~~

89 (2) (a) The lieutenant governor shall:

90 (i) generate maps of each Congressional district from the Congressional block
91 assignment file; and

92 (ii) ensure that those maps are available for viewing on the lieutenant governor's
93 website.

94 (b) If there is any inconsistency between the maps and the Congressional block
95 assignment file, the Congressional block assignment file is controlling.

96 Section 4. Section 20A-13-102.2 is amended to read:

97 **20A-13-102.2. County clerk, Automated Geographic Reference Center, and**
98 **lieutenant governor responsibilities -- Maps and voting precinct boundaries.**

99 (1) Each county clerk shall obtain [~~copies of the official maps~~] a copy of the
100 Congressional block assignment file for the clerk's county from the lieutenant governor's office.

101 (2) (a) A county clerk may create one or more county maps that identify the boundaries
102 of Utah's Congressional districts as [~~shown on~~] generated from the [~~official maps~~]
103 Congressional block assignment file.

104 (b) Before publishing or distributing any map or data created by the county clerk that
105 identifies the boundaries of Utah's Congressional districts within the county, the county clerk
106 shall submit the county map and data to the lieutenant governor and to the Automated
107 Geographic Reference Center for review.

108 (c) Within 30 days after receipt of a county map and data from a county clerk, the
109 Automated Geographic Reference Center shall:

110 (i) review the county map and data to evaluate if the county map and data accurately
111 reflect the boundaries of Utah's Congressional districts established by the Legislature in the
112 [~~official maps~~] Congressional block assignment file;

113 (ii) determine whether the county map and data are correct or incorrect; and

114 (iii) communicate those findings to the lieutenant governor.

115 (d) The lieutenant governor shall either notify the county clerk that the county map and
116 data are correct or notify the county clerk that the county map and data are incorrect.

117 (e) If the county clerk receives notice from the lieutenant governor that the county map
118 and data submitted are incorrect, the county clerk shall:

119 (i) make the corrections necessary to conform the county map and data to the [~~official~~
120 ~~maps~~] Congressional block assignment file; and

121 (ii) resubmit the corrected county map and data to the lieutenant governor and to the
122 Automated Geographic Reference Center for a new review under this Subsection (2).

123 (3) (a) Subject to the requirements of this Subsection (3), each county clerk shall
124 establish voting precincts and polling places within each Utah Congressional district according
125 to the procedures and requirements of Section 20A-5-303.

126 (b) Within five working days after approval of voting precincts and polling places by
127 the county legislative body as required by Section 20A-5-303, each county clerk shall submit a
128 voting precinct map identifying the boundaries of each voting precinct within the county to the
129 lieutenant governor and to the Automated Geographic Reference Center for review.

130 (c) Within 30 days after receipt of a map from a county clerk, the Automated
131 Geographic Reference Center shall:

132 (i) review the voting precinct map to evaluate if the [county] voting precinct map
133 accurately reflects the boundaries of Utah's Congressional districts established by the
134 Legislature in the [~~official maps~~] Congressional block assignment file;

135 (ii) determine whether the voting precinct map is correct or incorrect; and

136 (iii) communicate those findings to the lieutenant governor.

137 (d) The lieutenant governor shall either notify the county clerk that the voting precinct
138 map is correct or notify the county clerk that the map is incorrect.

139 (e) If the county clerk receives notice from the lieutenant governor that the voting
140 precinct map is incorrect, the county clerk shall:

141 (i) make the corrections necessary to conform the voting precinct map to the [~~official~~
142 ~~maps~~] Congressional block assignment file; and

143 (ii) resubmit the corrected voting precinct map to the lieutenant governor and to the
144 Automated Geographic Reference Center for a new review under this Subsection (3).

145 Section 5. Section **20A-13-103** is amended to read:

146 **20A-13-103. Omissions from maps -- How resolved.**

147 (1) If any area of the state is omitted from a Congressional district in the [~~maps~~]
148 Congressional block assignment file enacted by the Legislature, the county clerk of the affected
149 county, upon discovery of the omission, shall attach the area to the appropriate Congressional
150 district according to the requirements of Subsections (2) and (3).

151 (2) If the omitted area is surrounded by a single Congressional district, the county clerk

152 shall attach the area [~~shall be attached~~] to that district.

153 (3) If the omitted area is contiguous to two or more Congressional districts, the county
154 clerk shall attach the area [~~shall be attached~~] to the district that has the least population, as
155 determined by the official census population figures and maps [~~of the Bureau of Census of the~~
156 ~~United States Department of Commerce developed in connection with the taking of the 2000~~
157 ~~national decennial census~~] described in Subsection 20A-13-101.5(2).

158 (4) [~~Any attachment~~] The county clerk shall certify in writing and file with the
159 lieutenant governor any attachment made under [~~Subsection (1) shall be certified in writing and~~
160 ~~filed with the lieutenant governor~~] this section.

161 Section 6. Section **20A-13-104** is amended to read:

162 **20A-13-104. Uncertain boundaries -- How resolved.**

163 (1) As used in this section, "affected party" means:

164 (a) a representative whose Congressional district boundary is uncertain because the
165 [~~identifying feature~~] boundary in the Congressional block assignment file used to establish the
166 district boundary has been removed, modified, or is unable to be identified or who is uncertain
167 about whether or not [~~he~~] the representative or another person resides in a particular
168 Congressional district;

169 (b) a candidate for Congressional representative whose Congressional district boundary
170 is uncertain because the [~~identifying feature~~] boundary in the Congressional block assignment
171 file used to establish the district boundary has been removed, modified, or is unable to be
172 identified or who is uncertain about whether or not [~~he~~] the candidate or another person resides
173 in a particular Congressional district; or

174 (c) a person who is uncertain about which Congressional district contains the person's
175 residence because the [~~identifying feature~~] boundary in the Congressional block assignment file
176 used to establish the district boundary has been removed, modified, or is unable to be
177 identified.

178 (2) (a) An affected party may file a written request petitioning the lieutenant governor
179 to determine:

180 (i) the precise location of the Congressional district boundary;

181 (ii) the number of the Congressional district in which a person resides; or

182 (iii) both Subsections (2)(a)(i) and (ii).

183 (b) In order to make the determination required by Subsection (2)(a), the lieutenant
184 governor shall review the ~~[official maps]~~ Congressional block assignment file and obtain and
185 review other relevant data such as ~~[census block and tract descriptions,]~~ aerial photographs,
186 aerial maps, or other data about the area.

187 (c) Within five days of receipt of the request, the lieutenant governor shall review the
188 ~~[maps]~~ Congressional block assignment file, obtain and review any relevant data, and make a
189 determination.

190 (d) When the lieutenant governor determines the location of the Congressional district
191 boundary, the lieutenant governor shall:

192 (i) prepare a certification identifying the appropriate boundary and attaching a map, if
193 necessary; and

194 (ii) send a copy of the certification to:

195 (A) the affected party;

196 (B) the county clerk of the affected county; and

197 (C) the Automated Geographic Reference Center created under Section 63F-1-506.

198 (e) If the lieutenant governor determines the number of the Congressional district in
199 which a particular person resides, the lieutenant governor shall send a letter identifying that
200 district by number to:

201 (i) the person;

202 (ii) the affected party who filed the petition, if different than the person whose
203 Congressional district number was identified; and

204 (iii) the county clerk of the affected county.

205 **Section 7. Repealer.**

206 This bill repeals:

207 **Section 20A-13-101 (Contingently Superseded), Representatives to the United**
208 **States Congress -- Three representative districts -- When elected -- District boundaries.**

209 **Section 20A-13-101 (Contingently Effective), Representatives to the United States**
210 **Congress -- Four representative districts -- When elected -- District boundaries.**

211 **Section 8. Effective date.**

212 This bill takes effect on January 1, 2012, for purposes of nominating and electing Utah
213 representatives to the United States House of Representatives and on January 1, 2013, for all

214 other purposes.

Legislative Review Note
as of 9-30-11 2:32 PM

Office of Legislative Research and General Counsel

1 **UTAH STATE HOUSE BOUNDARIES DESIGNATION**

2 2011 THIRD SPECIAL SESSION

3 STATE OF UTAH

4 **Chief Sponsor: Kenneth W. Sumsion**

5 Senate Sponsor: Ralph Okerlund

7 **LONG TITLE**

8 **Redistricting Boundary Information:**

9 The Utah State House district boundary information may be found at <http://le.utah.gov>.

10 Block assignment file security code: b8d84ca26f5beaddc5d236a0449fe1ca

11 **General Description:**

12 This bill, which includes this printed text and the electronic data affiliated with it,
13 establishes new Utah State House district boundaries and makes other technical
14 corrections.

15 **Highlighted Provisions:**

16 This bill:

- 17 ▶ repeals current Utah State House boundaries and establishes new Utah State House
- 18 boundaries;
- 19 ▶ establishes the block assignment file that is part of this bill in electronic form as the
- 20 legal boundaries of Utah State House districts; and
- 21 ▶ makes technical corrections.

22 **Money Appropriated in this Bill:**

23 None

24 **Other Special Clauses:**

25 This bill takes effect on January 1, 2012, for purposes of nominating and electing
26 members of the Utah State House and on January 1, 2013, for all other purposes.

27 **Utah Code Sections Affected:**



28 AMENDS:

29 **36-1-202**, as last amended by Laws of Utah 2011, Chapter 74

30 **36-1-202.2**, as enacted by Laws of Utah 2011, Chapter 74

31 **36-1-203**, as enacted by Laws of Utah 2001, Second Special Session, Chapter 1

32 **36-1-204**, as last amended by Laws of Utah 2005, Chapter 169

33 ENACTS:

34 **36-1-201.1**, Utah Code Annotated 1953

35 **36-1-201.5**, Utah Code Annotated 1953

36 REPEALS:

37 **36-1-201**, as last amended by Laws of Utah 2011, Chapter 74



39 *Be it enacted by the Legislature of the state of Utah:*

40 Section 1. Section **36-1-201.1** is enacted to read:

41 **36-1-201.1. Definitions.**

42 As used in this section:

43 (1) "Census block" means any one of the 115, 406 individual geographic areas into
44 which the Bureau of the Census of the United States Department of Commerce has divided the
45 state of Utah, to each of which the Bureau of the Census has attached a discrete population
46 tabulation from the 2010 decennial census.

47 (2) "House block assignment file" means the electronic file that assigns each of Utah's
48 115, 406 census blocks to a particular Utah House district.

49 Section 2. Section **36-1-201.5** is enacted to read:

50 **36-1-201.5. Utah House of Representatives -- House district boundaries.**

51 (1) The Utah House of Representatives shall consist of 75 members, with one member
52 to be elected from each Utah House of Representative district.

53 (2) The Legislature adopts the official census population figures and maps of the
54 Bureau of the Census of the United States Department of Commerce developed in connection
55 with the taking of the 2010 national decennial census as the official data for establishing House
56 district boundaries.

57 (3) (a) The Legislature enacts the numbers and boundaries of the House districts
58 designated by the House block assignment file that is the electronic component of the bill that

59 enacts this section.

60 (b) That House block assignment file, and the legislative boundaries generated from
61 that block assignment file, may be accessed via the Utah Legislature's website.

62 Section 3. Section 36-1-202 is amended to read:

63 **36-1-202. House districts -- Filing -- Legal boundaries.**

64 (1) (a) The Legislature shall file [~~copies of the official maps~~] a copy of the House block
65 assignment file enacted by the Legislature[~~, and any other relevant materials,~~] with the
66 lieutenant governor's office.

67 (b) [~~Except as provided in Subsection (2), the~~] The legal boundaries of House districts
68 are contained in the [~~official maps~~] House block assignment file on file with the lieutenant
69 governor's office.

70 [~~(2) (a) Because of the new county boundary separating Salt Lake County and Utah~~
71 ~~County, the boundary separating House District 51 and House District 27 that follows the old~~
72 ~~county boundary is changed to follow the new county boundary.]~~

73 [~~(b) The following census blocks from the 2000 census are removed from House~~
74 ~~District 27 and placed into House District 57: Census Tract 010205, Blocks 1000, 1001, 3001,~~
75 ~~3003, and 3004.]~~

76 [~~(3) When questions of interpretation of House district boundaries arise, the official~~
77 ~~maps on file in the lieutenant governor's office shall serve as the indication of the legislative~~
78 ~~intent in drawing the House district boundaries.]~~

79 [~~(4) Maps identifying the boundaries for House districts may be viewed on the Internet~~
80 ~~at the lieutenant governor's website.]~~

81 (2) (a) The lieutenant governor shall:

82 (i) generate maps of each House district from the House block assignment file; and

83 (ii) ensure that those maps are available for viewing on the lieutenant governor's
84 website.

85 (b) If there is any inconsistency between the maps and the House block assignment file,
86 the House block assignment file is controlling.

87 Section 4. Section 36-1-202.2 is amended to read:

88 **36-1-202.2. County clerk, Automated Geographic Reference Center, and**
89 **lieutenant governor responsibilities -- Maps and voting precinct boundaries.**

90 (1) Each county clerk shall obtain [~~copies of the official maps~~] a copy of the House
91 block assignment file for the clerk's county from the lieutenant governor's office.

92 (2) (a) A county clerk may create one or more county maps that identify the boundaries
93 of House districts as [~~shown on the official maps~~] generated from the House block assignment
94 file.

95 (b) Before publishing or distributing any map or data created by the county clerk that
96 identifies the boundaries of House districts within the county, the clerk shall submit the county
97 map and data to the lieutenant governor and to the Automated Geographic Reference Center for
98 review.

99 (c) Within 30 days after receipt of a county map and data from a county clerk, the
100 Automated Geographic Reference Center shall:

101 (i) review the county map and data to evaluate if the county map and data accurately
102 reflect the boundaries of House districts established by the Legislature in the [~~official maps~~]
103 House block assignment file;

104 (ii) determine whether the county map and data are correct or incorrect; and

105 (iii) communicate those findings to the lieutenant governor.

106 (d) The lieutenant governor shall either notify the county clerk that the county map and
107 data are correct or notify the county clerk that the county map and data are incorrect.

108 (e) If the county clerk receives notice from the lieutenant governor that the county map
109 and data submitted are incorrect, the county clerk shall:

110 (i) make the corrections necessary to conform the county map and data to the [~~official~~
111 ~~maps~~] House block assignment file; and

112 (ii) resubmit the corrected county map and data to the lieutenant governor and to the
113 Automated Geographic Reference Center for a new review under this Subsection (2).

114 (3) (a) Subject to the requirements of this Subsection (3), each county clerk shall
115 establish voting precincts and polling places within each House district according to the
116 procedures and requirements of Section 20A-5-303.

117 (b) Within five working days after approval of voting precincts and polling places by
118 the county legislative body as required by Section 20A-5-303, each county clerk shall submit a
119 voting precinct map identifying the boundaries of each voting precinct within the county to the
120 lieutenant governor and to the Automated Geographic Reference Center for review.

121 (c) Within 30 days after receipt of a voting precinct map from a county clerk, the
122 Automated Geographic Reference Center shall:

123 (i) review the voting precinct map to evaluate if the county map accurately reflects the
124 boundaries of House districts established by the Legislature in the [~~official maps~~] House block
125 assignment file;

126 (ii) determine whether the voting precinct map is correct or incorrect; and

127 (iii) communicate those findings to the lieutenant governor.

128 (d) The lieutenant governor shall either notify the county clerk that the voting precinct
129 map is correct or notify the county clerk that the voting precinct map is incorrect.

130 (e) If the county clerk receives notice from the lieutenant governor that the voting
131 precinct map is incorrect, the county clerk shall:

132 (i) make the corrections necessary to conform the voting precinct map to the [~~official~~
133 ~~maps~~] House block assignment file; and

134 (ii) resubmit the corrected voting precinct map to the lieutenant governor and to the
135 Automated Geographic Reference Center for a new review under this Subsection (3).

136 Section 5. Section **36-1-203** is amended to read:

137 **36-1-203. Omissions from maps -- How resolved.**

138 (1) If any area of the state is omitted from a Utah House of Representatives district in
139 the [~~maps~~] House block assignment file enacted by the Legislature, the county clerk of the
140 affected county, upon discovery of the omission, shall attach the area to the appropriate House
141 district according to the requirements of Subsections (2) and (3).

142 (2) If the omitted area is surrounded by a single House district, the county clerk shall
143 attach the area [~~shall be attached~~] to that district.

144 (3) If the omitted area is contiguous to two or more House districts, the county clerk
145 shall attach the area [~~shall be attached~~] to the district that has the least population, as
146 determined by the official census population figures and maps [~~of the Bureau of the Census of~~
147 ~~the United States Department of Commerce developed in connection with the taking of the~~
148 ~~2000-2010 national decennial census~~] described in Subsection 36-1-201.5(2).

149 (4) [~~Any attachment~~] The county clerk shall certify in writing and file with the
150 lieutenant governor any attachment made under [~~Subsection (1) shall be certified in writing and~~
151 ~~filed with the lieutenant governor~~] this section.

152 Section 6. Section **36-1-204** is amended to read:

153 **36-1-204. Uncertain boundaries -- How resolved.**

154 (1) As used in this section, "affected party" means:

155 (a) a representative whose Utah House of Representatives district boundary is uncertain
156 because the ~~[identifying feature]~~ boundary in the House block assignment file used to establish
157 the House district boundary has been removed, modified, or is unable to be identified or who is
158 uncertain about whether or not ~~[he]~~ the representative or another person resides in a particular
159 House district;

160 (b) a candidate for representative whose House district boundary is uncertain because
161 the ~~[identifying feature]~~ boundary in the House block assignment file used to establish the
162 district boundary has been removed, modified, or is unable to be identified or who is uncertain
163 about whether or not ~~[he]~~ the candidate or another person resides in a particular House district;
164 or

165 (c) a person who is uncertain about which House district contains the person's
166 residence because the ~~[identifying feature]~~ boundary in the House block assignment file used to
167 establish the House district boundary has been removed, modified, or is unable to be identified.

168 (2) (a) An affected party may file a written request petitioning the lieutenant governor
169 to determine:

170 (i) the precise location of the House district boundary;

171 (ii) the number of the House district in which a person resides; or

172 (iii) both Subsections (2)(a)(i) and (ii).

173 (b) In order to make the determination required by Subsection (2)(a), the lieutenant
174 governor shall review the ~~[official maps]~~ House block assignment file and obtain and review
175 other relevant data such as ~~[census block and tract descriptions,]~~ aerial photographs, aerial
176 maps, or other data about the area.

177 (c) Within five days of receipt of the request, the lieutenant governor shall review the
178 ~~[maps]~~ House block assignment file, obtain and review any relevant data, and make a
179 determination.

180 (d) When the lieutenant governor determines the location of the House district
181 boundary, the lieutenant governor shall:

182 (i) prepare a certification identifying the appropriate House district boundary and

183 attaching a map, if necessary; and
184 (ii) send a copy of the certification to:
185 (A) the affected party;
186 (B) the county clerk of the affected county; and
187 (C) the Automated Geographic Reference Center created under Section 63F-1-506.
188 (e) If the lieutenant governor determines the number of the House district in which a
189 particular person resides, the lieutenant governor shall send a letter identifying that district by
190 number to:
191 (i) the person;
192 (ii) the affected party who filed the petition, if different than the person whose House
193 district number was identified; and
194 (iii) the county clerk of the affected county.
195 Section 7. **Repealer.**
196 This bill repeals:
197 Section **36-1-201, Utah House of Representatives -- District boundaries.**
198 Section 8. **Effective date.**
199 This bill takes effect on January 1, 2012, for purposes of nominating and electing
200 certain members of the Utah State House and on January 1, 2013, for all other purposes.

Legislative Review Note
as of 9-30-11 11:54 AM

Office of Legislative Research and General Counsel

1 **UTAH STATE SENATE BOUNDARIES AND ELECTION**

2 **DESIGNATION**

3 2011 THIRD SPECIAL SESSION

4 STATE OF UTAH

5 **Chief Sponsor: Ralph Okerlund**

6 House Sponsor: Kenneth W. Sumsion

7

8 **LONG TITLE**

9 **Redistricting Boundary Information:**

10 The Utah State Senate district boundary information may be found at <http://le.utah.gov>.

11 Block assignment file security code: 011dac663aa2b05ea7d7d6c3e2c43c94

12 **General Description:**

13 This bill, which includes this printed text and the electronic data affiliated with it,
14 establishes new Utah State Senate district boundaries and makes other technical
15 corrections.

16 **Highlighted Provisions:**

17 This bill:

- 18 ▶ repeals current Utah State Senate district boundaries and establishes new Utah State
- 19 Senate district boundaries;
- 20 ▶ establishes election dates for each Utah State Senate district to ensure that Senate
- 21 terms are staggered;
- 22 ▶ establishes the block assignment file, which is part of this bill in electronic form, as
- 23 the legal boundaries of Utah State Senate districts; and
- 24 ▶ makes technical corrections.

25 **Money Appropriated in this Bill:**

26 None

27 **Other Special Clauses:**



28 This bill takes effect on January 1, 2012, for purposes of nominating and electing
29 certain members of the Utah State Senate and on January 1, 2013, for all other
30 purposes.

31 **Utah Code Sections Affected:**

32 AMENDS:

33 **36-1-102**, as enacted by Laws of Utah 2001, Second Special Session, Chapter 5

34 **36-1-103**, as last amended by Laws of Utah 2011, Chapter 74

35 **36-1-103.2**, as enacted by Laws of Utah 2011, Chapter 74

36 **36-1-104**, as enacted by Laws of Utah 2001, Second Special Session, Chapter 5

37 **36-1-105**, as last amended by Laws of Utah 2005, Chapter 169

38 ENACTS:

39 **36-1-101.1**, Utah Code Annotated 1953

40 **36-1-101.5**, Utah Code Annotated 1953

41 REPEALS:

42 **36-1-101**, as last amended by Laws of Utah 2011, Chapter 74



44 *Be it enacted by the Legislature of the state of Utah:*

45 Section 1. Section **36-1-101.1** is enacted to read:

46 **36-1-101.1. Definitions.**

47 As used in this section:

48 (1) "Census block" means any one of the 115, 406 individual geographic areas into
49 which the Bureau of the Census of the United States Department of Commerce has divided the
50 state of Utah, to each of which the Bureau of the Census has attached a discrete population
51 tabulation from the 2010 decennial census.

52 (2) "Senate block assignment file" means the electronic file that assigns each of Utah's
53 115, 406 census blocks to a particular Utah State Senate district.

54 Section 2. Section **36-1-101.5** is enacted to read:

55 **36-1-101.5. Utah State Senate -- District boundaries.**

56 (1) The Utah State Senate shall consist of 29 members, with one member to be elected
57 from each Utah State Senate district.

58 (2) The Legislature adopts the official census population figures and maps of the

59 Bureau of the Census of the United States Department of Commerce developed in connection
60 with the taking of the 2010 national decennial census as the official data for establishing Senate
61 district boundaries.

62 (3) (a) The Legislature enacts the numbers and boundaries of the Senate districts
63 designated in the Senate block assignment file that is the electronic component of the bill that
64 enacts this section.

65 (b) That Senate block assignment file, and the Senate district boundaries generated
66 from that Senate block assignment file, may be accessed via the Utah Legislature's website.

67 Section 3. Section 36-1-102 is amended to read:

68 **36-1-102. Election of senators -- Staggered terms.**

69 (1) Unless otherwise provided by law, each senator elected from Senate Districts [~~1, 6;~~
70 ~~8, 10, 13, 14, 16, 19, 20, 23, 24, 25, 27, and 29]~~ 2, 3, 5, 9, 11, 12, 15, 17, 18, 21, 22, and 26 at
71 the [~~2000~~] 2010 General Election shall serve out the term of office for which he or she was
72 elected and shall represent the realigned district if he or she resides in that district.

73 (2) At the general election to be held in [~~2002~~] 2012, senators elected from Senate
74 Districts [~~2, 3, 4, 5, 7, 9, 11, 12, 15, 17, 18, 21, 22, 26, and 28]~~ 1, 6, 7, 8, 10, 13, 14, 16, 19, 20,
75 23, 24, 25, 27, and 29 shall be elected to serve a term of office of four years.

76 (3) (a) Because the senator from Senate District 28 was appointed to fill a mid-term
77 vacancy that occurred more than two years before the next regular general election, Subsection
78 20A-1-503(3) requires that the vacancy be filled for the unexpired term at the next general
79 election.

80 (b) Consequently:

81 (i) at the general election to be held in 2012, the senator elected from Senate District 28
82 shall be elected to serve a term of office of two years; and

83 (ii) at the general election to be held in 2014, the senator elected from Senate District
84 28 shall be elected to serve a term of office of four years.

85 (4) (a) If one of the incumbent senators from new Senate District 4 files written notice
86 with the lieutenant governor by close of business on January 3, 2012, that the senator will not
87 seek election to the Senate from that Senate District 4, that incumbent senator may serve until
88 January 1, 2013, and the other incumbent senator from District 4 shall serve out the term for
89 which the member was elected, which is until January 1, 2015.

90 (b) (i) If one of the incumbent senators in Senate District 4 does not file the written
91 notice authorized by Subsection (4)(a), the lieutenant governor shall designate Senate District 4
92 as an office to be filled in the 2012 regular general election in the notice of election required by
93 Section 20A-5-101.

94 (ii) If the Subsection (4)(b)(i) contingency occurs:

95 (A) the senator elected from Senate District 4 at the 2012 regular general election shall
96 be elected to serve a term of office of two years; and

97 (B) the senator elected from Senate District 4 at the 2014 regular general election shall
98 be elected to serve a term of office of four years.

99 Section 4. Section **36-1-103** is amended to read:

100 **36-1-103. Senate districts -- Copies -- Legal boundaries.**

101 (1) (a) The Legislature shall file [~~copies of the official maps~~] a copy of the Senate
102 block assignment file enacted by the Legislature[~~; and any other relevant data;~~] with the
103 lieutenant governor's office.

104 (b) [~~Except as provided in Subsection (2), the~~] The legal boundaries of Senate districts
105 are contained in the [~~official maps~~] Senate block assignment file on file with the lieutenant
106 governor's office.

107 [~~(2) (a) Because of the new county boundary separating Salt Lake County and Utah~~
108 ~~County, the boundary separating Senate District 9 and Senate District 11 that followed the old~~
109 ~~county boundary is changed to follow the new county boundary eastward from the~~
110 ~~southwestern intersection to the point where the existing boundary of Senate District 9 turns~~
111 ~~north from the old county boundary;~~]

112 [~~(b) The following census blocks from the 2000 census are removed from Senate~~
113 ~~District 11 and placed into Senate District 14: Census Tract 010205, Blocks 1000, 1001, 3001,~~
114 ~~3003, and 3004;~~]

115 [~~(3) When questions of interpretation of Senate district boundaries arise, the official~~
116 ~~maps on file in the lieutenant governor's office shall serve as the indication of the legislative~~
117 ~~intent in drawing the Senate district boundaries;~~]

118 [~~(4) Maps identifying the boundaries for Senate districts may be viewed on the Internet~~
119 ~~at the lieutenant governor's website;~~]

120 (2) (a) The lieutenant governor shall:

121 (i) generate maps of each Utah State Senate district from the Senate block assignment
122 file; and

123 (ii) ensure that those maps are available for viewing on the lieutenant governor's
124 website.

125 (b) If there is any inconsistency between the maps and the Senate block assignment
126 file, the Senate block assignment file is controlling.

127 Section 5. Section **36-1-103.2** is amended to read:

128 **36-1-103.2. County clerk, Automated Geographic Reference Center, and**
129 **lieutenant governor responsibilities -- Maps and voting precinct boundaries.**

130 (1) Each county clerk shall obtain [~~copies of the official maps~~] a copy of the Senate
131 block assignment file for the clerk's county from the lieutenant governor's office.

132 (2) (a) A county clerk may create one or more county maps that identify the boundaries
133 of Senate districts as [~~shown on the official maps~~] generated from the Senate block assignment
134 file.

135 (b) Before publishing or distributing any map or data created by the county clerk that
136 identifies the boundaries of Senate districts within the county, the clerk shall submit the county
137 map and data to the lieutenant governor and to the Automated Geographic Reference Center for
138 review.

139 (c) Within 30 days after receipt of a county map and data from a county clerk, the
140 Automated Geographic Reference Center shall:

141 (i) review the county map and data to evaluate if the county map and data accurately
142 reflect the boundaries of Senate districts established by the Legislature in the [~~official maps~~]
143 Senate block assignment file;

144 (ii) determine whether the county map and data are correct or incorrect; and

145 (iii) communicate those findings to the lieutenant governor.

146 (d) The lieutenant governor shall either notify the county clerk that the county map and
147 data are correct or notify the county clerk that the county map and data are incorrect.

148 (e) If the county clerk receives notice from the lieutenant governor that the county map
149 and data submitted are incorrect, the county clerk shall:

150 (i) make the corrections necessary to conform the county map and data to the [~~official~~
151 ~~maps~~] Senate block assignment file; and

152 (ii) resubmit the corrected county map and data to the lieutenant governor and to the
153 Automated Geographic Reference Center for a new review under this Subsection (2).

154 (3) (a) Subject to the requirements of this Subsection (3), each county clerk shall
155 establish voting precincts and polling places within each Senate district according to the
156 procedures and requirements of Section 20A-5-303.

157 (b) Within five working days after approval of voting precincts and polling places by
158 the county legislative body as required by Section 20A-5-303, each county clerk shall submit a
159 voting precinct map identifying the boundaries of each voting precinct within the county to the
160 lieutenant governor and to the Automated Geographic Reference Center for review.

161 (c) Within 30 days after receipt of a voting precinct map from a county clerk, the
162 Automated Geographic Reference Center shall:

163 (i) review the voting precinct map to evaluate if the [county] voting precinct map
164 accurately reflects the boundaries of Senate districts established by the Legislature in the
165 [~~official maps~~] Senate block assignment file;

166 (ii) determine whether the voting precinct map is correct or incorrect; and

167 (iii) communicate those findings to the lieutenant governor.

168 (d) The lieutenant governor shall either notify the county clerk that the voting precinct
169 map is correct or notify the county clerk that the map is incorrect.

170 (e) If the county clerk receives notice from the lieutenant governor that the voting
171 precinct map is incorrect, the county clerk shall:

172 (i) make the corrections necessary to conform the voting precinct map to the [~~official~~
173 ~~maps~~] Senate block assignment file; and

174 (ii) resubmit the corrected voting precinct map to the lieutenant governor and to the
175 Automated Geographic Reference Center for a new review under this Subsection (3).

176 Section 6. Section **36-1-104** is amended to read:

177 **36-1-104. Omissions from maps -- How resolved.**

178 (1) If any area of the state is omitted from a Utah State Senate district in the [~~maps~~]
179 Senate block assignment file enacted by the Legislature, the county clerk of the affected
180 county, upon discovery of the omission, shall attach the area to the appropriate Senate district
181 according to the requirements of Subsections (2) and (3).

182 (2) If the omitted area is surrounded by a single Senate district, the county clerk shall

183 attach the area [~~shall be attached~~] to that district.

184 (3) If the omitted area is contiguous to two or more Senate districts, the county clerk
185 shall attach the area [~~shall be attached~~] to the district that has the least population, as
186 determined by the official census population figures and maps [~~of the Bureau of the Census of~~
187 ~~the United States Department of Commerce developed in connection with the taking of the~~
188 ~~2000-2010 national decennial census~~] described in Subsection 36-1-101.5(2).

189 (4) [~~Any attachment~~] The county clerk shall certify in writing and file with the
190 lieutenant governor any attachment made under [~~Subsection (1) shall be certified in writing and~~
191 ~~filed with the lieutenant governor~~] this section.

192 Section 7. Section **36-1-105** is amended to read:

193 **36-1-105. Uncertain boundaries -- How resolved.**

194 (1) As used in this section, "affected party" means:

195 (a) a senator whose Utah State Senate district boundary is uncertain because the
196 [~~identifying feature~~] boundary in the Senate block assignment file used to establish the Senate
197 district boundary has been removed, modified, or is unable to be identified or who is uncertain
198 about whether or not [~~he~~] the senator or another person resides in a particular Senate district;

199 (b) a candidate for senator whose Senate district boundary is uncertain because the
200 [~~identifying feature~~] boundary in the Senate block assignment file used to establish the Senate
201 district boundary has been removed, modified, or is unable to be identified or who is uncertain
202 about whether or not [~~he~~] the candidate or another person resides in a particular Senate district;
203 or

204 (c) a person who is uncertain about which Senate district contains the person's
205 residence because the [~~identifying feature~~] boundary in the Senate block assignment file used to
206 establish the Senate district boundary has been removed, modified, or is unable to be identified.

207 (2) (a) An affected party may file a written request petitioning the lieutenant governor
208 to determine:

209 (i) the precise location of the Senate district boundary;

210 (ii) the number of the Senate district in which a person resides; or

211 (iii) both Subsections (2)(a)(i) and (ii).

212 (b) In order to make the determination required by Subsection (2)(a), the lieutenant
213 governor shall review the [~~official maps~~] Senate block assignment file and obtain and review

214 other relevant data such as [~~census block and tract descriptions;~~] aerial photographs, aerial
215 maps, or other data about the area.

216 (c) Within five days of receipt of the request, the lieutenant governor shall review the
217 [~~maps~~] Senate block assignment file, obtain and review any relevant data, and make a
218 determination.

219 (d) When the lieutenant governor determines the location of the Senate district
220 boundary, the lieutenant governor shall:

221 (i) prepare a certification identifying the appropriate Senate district boundary and
222 attaching a map, if necessary; and

223 (ii) send a copy of the certification to:

224 (A) the affected party;

225 (B) the county clerk of the affected county; and

226 (C) the Automated Geographic Reference Center created under Section 63F-1-506.

227 (e) If the lieutenant governor determines the number of the Senate district in which a
228 particular person resides, the lieutenant governor shall send a letter identifying that district by
229 number to:

230 (i) the person;

231 (ii) the affected party who filed the petition, if different than the person whose Senate
232 district number was identified; and

233 (iii) the county clerk of the affected county.

234 **Section 8. Repealer.**

235 This bill repeals:

236 **Section 36-1-101, Utah State Senate -- District boundaries.**

237 **Section 9. Effective date.**

238 This bill takes effect on January 1, 2012, for purposes of nominating and electing
239 certain members of the Utah State Senate and on January 1, 2013, for all other purposes.

Legislative Review Note
as of 9-30-11 11:53 AM

Office of Legislative Research and General Counsel

1 **AMENDMENTS TO DRIVER LICENSE SUSPENSION FOR**
2 **DRIVING UNDER THE INFLUENCE OFFENSES**

3 2011 THIRD SPECIAL SESSION

4 STATE OF UTAH

5 **Chief Sponsor: Scott K. Jenkins**

6 House Sponsor: _____

8 **LONG TITLE**

9 **Committee Note:**

10 The Transportation Interim Committee recommended this bill.

11 **General Description:**

12 This bill modifies the Uniform Driver License Act by amending provisions relating to
13 the driver license suspension periods for certain driving under the influence offenses.

14 **Highlighted Provisions:**

15 This bill:

- 16 ▶ provides that if the Driver License Division determines that a peace officer had
17 reasonable grounds to believe that a person was driving a motor vehicle in violation
18 of certain driving under the influence offenses and the arrest was made on or after
19 July 1, 2009, the Driver License Division shall, if the person is 19 years of age or
20 older but under 21 years of age at the time of arrest, suspend the person's license or
21 permit to operate a motor vehicle:
- 22 • for a period of six months for a first suspension; or
 - 23 • until the person is 21 years of age or for a period of two years, whichever is
24 longer, for a second or subsequent suspension for an offense that occurred
25 within the previous 10 years.

26 **Money Appropriated in this Bill:**

27 None



28 **Other Special Clauses:**

29 This bill provides an immediate effective date.

30 **Utah Code Sections Affected:**

31 AMENDS:

32 **53-3-223**, as last amended by Laws of Utah 2011, Chapter 312

33

34 *Be it enacted by the Legislature of the state of Utah:*

35 Section 1. Section **53-3-223** is amended to read:

36 **53-3-223. Chemical test for driving under the influence -- Temporary license --**
37 **Hearing and decision -- Suspension and fee -- Judicial review.**

38 (1) (a) If a peace officer has reasonable grounds to believe that a person may be
39 violating or has violated Section 41-6a-502, prohibiting the operation of a vehicle with a
40 certain blood or breath alcohol concentration and driving under the influence of any drug,
41 alcohol, or combination of a drug and alcohol or while having any measurable controlled
42 substance or metabolite of a controlled substance in the person's body in violation of Section
43 41-6a-517, the peace officer may, in connection with arresting the person, request that the
44 person submit to a chemical test or tests to be administered in compliance with the standards
45 under Section 41-6a-520.

46 (b) In this section, a reference to Section 41-6a-502 includes any similar local
47 ordinance adopted in compliance with Subsection 41-6a-510(1).

48 (2) The peace officer shall advise a person prior to the person's submission to a
49 chemical test that a test result indicating a violation of Section 41-6a-502 or 41-6a-517 shall,
50 and the existence of a blood alcohol content sufficient to render the person incapable of safely
51 driving a motor vehicle may, result in suspension or revocation of the person's license to drive
52 a motor vehicle.

53 (3) If the person submits to a chemical test and the test results indicate a blood or
54 breath alcohol content in violation of Section 41-6a-502 or 41-6a-517, or if a peace officer
55 makes a determination, based on reasonable grounds, that the person is otherwise in violation
56 of Section 41-6a-502, a peace officer shall, on behalf of the division and within 24 hours of
57 arrest, give notice of the division's intention to suspend the person's license to drive a motor
58 vehicle.

59 (4) (a) When a peace officer gives notice on behalf of the division, the peace officer
60 shall:

61 (i) take the Utah license certificate or permit, if any, of the driver;

62 (ii) issue a temporary license certificate effective for only 29 days from the date of
63 arrest; and

64 (iii) supply to the driver, in a manner specified by the division, basic information
65 regarding how to obtain a prompt hearing before the division.

66 (b) A citation issued by a peace officer may, if provided in a manner specified by the
67 division, also serve as the temporary license certificate.

68 (5) As a matter of procedure, a peace officer shall send to the division within 10
69 calendar days after the day on which notice is provided:

70 (a) the person's license certificate;

71 (b) a copy of the citation issued for the offense;

72 (c) a signed report in a manner specified by the division indicating the chemical test
73 results, if any; and

74 (d) any other basis for the peace officer's determination that the person has violated
75 Section 41-6a-502 or 41-6a-517.

76 (6) (a) Upon request in a manner specified by the division, the division shall grant to
77 the person an opportunity to be heard within 29 days after the date of arrest. The request to be
78 heard shall be made within 10 calendar days of the day on which notice is provided under
79 Subsection (5).

80 (b) (i) Except as provided in Subsection (6)(b)(ii), a hearing, if held, shall be before the
81 division in:

82 (A) the county in which the arrest occurred; or

83 (B) a county that is adjacent to the county in which the arrest occurred.

84 (ii) The division may hold a hearing in some other county if the division and the person
85 both agree.

86 (c) The hearing shall be documented and shall cover the issues of:

87 (i) whether a peace officer had reasonable grounds to believe the person was driving a
88 motor vehicle in violation of Section 41-6a-502 or 41-6a-517;

89 (ii) whether the person refused to submit to the test; and

90 (iii) the test results, if any.

91 (d) (i) In connection with a hearing the division or its authorized agent:

92 (A) may administer oaths and may issue subpoenas for the attendance of witnesses and

93 the production of relevant books and papers; or

94 (B) may issue subpoenas for the attendance of necessary peace officers.

95 (ii) The division shall pay witness fees and mileage from the Transportation Fund in

96 accordance with the rates established in Section 78B-1-119.

97 (e) The division may designate one or more employees to conduct the hearing.

98 (f) Any decision made after a hearing before any designated employee is as valid as if

99 made by the division.

100 (7) (a) If, after a hearing, the division determines that a peace officer had reasonable

101 grounds to believe that the person was driving a motor vehicle in violation of Section

102 41-6a-502 or 41-6a-517, if the person failed to appear before the division as required in the

103 notice, or if a hearing is not requested under this section, the division shall:

104 (i) if the person is 21 years of age or older at the time of arrest and the arrest was made

105 on or after July 1, 2009, suspend the person's license or permit to operate a motor vehicle for a

106 period of:

107 (A) 120 days beginning on the 30th day after the date of arrest for a first suspension; or

108 (B) two years beginning on the 30th day after the date of arrest for a second or

109 subsequent suspension for an offense that occurred within the previous 10 years;

110 (ii) if the person is 19 years of age or older but under 21 years of age at the time of

111 arrest and the arrest was made on or after July 1, ~~2011~~ 2009:

112 (A) suspend the person's license or permit to operate a motor vehicle:

113 (I) for a period of six months, beginning on the 30th day after the date of arrest for a

114 first suspension; or

115 (II) until the person is 21 years of age or for a period of two years, whichever is longer,

116 beginning on the 30th day after the date of arrest for a second or subsequent suspension for an

117 offense that occurred within the previous 10 years; or

118 (B) deny the person's application for a license or learner's permit:

119 (I) for a period of six months for a first suspension, if the person has not been issued an

120 operator license; or

121 (II) until the person is 21 years of age or for a period of two years, whichever is longer,
122 beginning on the 30th day after the date of arrest for a second or subsequent suspension for an
123 offense that occurred within the previous 10 years; or

124 (iii) if the person is under 19 years of age at the time of arrest and the arrest was made
125 on or after July 1, 2009:

126 (A) suspend the person's license or permit to operate a motor vehicle:

127 (I) for a period of two years beginning on the 30th day after the date of arrest for a first
128 suspension; or

129 (II) until the person is 21 years of age or for a period of two years, whichever is longer,
130 beginning on the 30th day after the date of arrest for a second or subsequent suspension for an
131 offense that occurred within the previous 10 years; or

132 (B) deny the person's application for a license or learner's permit:

133 (I) for a period of two years for a first suspension, if the person has not been issued an
134 operator license; or

135 (II) until the person is 21 years of age or for a period of two years, whichever is longer,
136 beginning on the 30th day after the date of arrest for a second or subsequent suspension for an
137 offense that occurred within the previous 10 years.

138 (b) The division shall deny or suspend a person's license for the denial and suspension
139 periods in effect:

140 (i) prior to July 1, 2009, for an offense that was committed prior to July 1, 2009; or

141 (ii) from July 1, 2009, through June 30, 2011, if:

142 (A) the person was 20 years 6 months of age or older but under 21 years of age at the
143 time of arrest; and

144 (B) the conviction under Subsection (2) is for an offense that was committed on or
145 after July 1, 2009, and prior to July 1, 2011.

146 (c) (i) Notwithstanding the provisions in Subsection (7)(a)(i)(A), the division shall
147 reinstate a person's license prior to completion of the 120 day suspension period imposed under
148 Subsection (7)(a)(i)(A):

149 (A) immediately upon receiving written verification of the person's dismissal of a
150 charge for a violation of Section 41-6a-502 or 41-6a-517, if the written verification is received
151 prior to completion of the suspension period; or

152 (B) no sooner than 60 days beginning on the 30th day after the date of arrest upon
153 receiving written verification of the person's reduction of a charge for a violation of Section
154 41-6a-502 or 41-6a-517, if the written verification is received prior to completion of the
155 suspension period.

156 (ii) Notwithstanding the provisions in Subsection (7)(a)(i)(A) or (7)(b), the division
157 shall reinstate a person's license prior to completion of the 120-day suspension period imposed
158 under Subsection (7)(a)(i)(A) immediately upon receiving written verification of the person's
159 conviction of impaired driving under Section 41-6a-502.5 if:

160 (A) the written verification is received prior to completion of the suspension period;
161 and

162 (B) the reporting court notifies the Driver License Division that the defendant is
163 participating in or has successfully completed the program of a driving under the influence
164 court as defined in Section 41-6a-501.

165 (iii) If a person's license is reinstated under this Subsection (7)(c), the person is
166 required to pay the license reinstatement fees under Subsections 53-3-105(23) and (24).

167 (iv) The driver license reinstatements authorized under this Subsection (7)(c) only
168 apply to a 120 day suspension period imposed under Subsection (7)(a)(i)(A).

169 (8) (a) The division shall assess against a person, in addition to any fee imposed under
170 Subsection 53-3-205(12) for driving under the influence, a fee under Section 53-3-105 to cover
171 administrative costs, which shall be paid before the person's driving privilege is reinstated.
172 This fee shall be cancelled if the person obtains an unappealed division hearing or court
173 decision that the suspension was not proper.

174 (b) A person whose license has been suspended by the division under this section
175 following an administrative hearing may file a petition within 30 days after the suspension for a
176 hearing on the matter which, if held, is governed by Section 53-3-224.

177 Section 2. **Effective date.**

178 If approved by two-thirds of all the members elected to each house, this bill takes effect
179 upon approval by the governor, or the day following the constitutional time limit of Utah
180 Constitution Article VII, Section 8, without the governor's signature, or in the case of a veto,
181 the date of veto override.

Legislative Review Note
as of 9-21-11 6:29 PM

Office of Legislative Research and General Counsel

1 **STATE BOARD OF EDUCATION BOUNDARIES AND**

2 **ELECTION DESIGNATION**

3 2011 THIRD SPECIAL SESSION

4 STATE OF UTAH

5 **Chief Sponsor: Kenneth W. Sumsion**

6 Senate Sponsor: Ralph Okerlund

7

LONG TITLE

8 **Redistricting Boundary Information:**

9 The State Board of Education district boundary information may be found at

10 <http://le.utah.gov>.

11 Block assignment file security code: 43dcc31231a0fb585694785beddd144c

12 **General Description:**

13 This bill, which includes this printed text and the electronic data affiliated with it,
14 establishes new State Board of Education district boundaries and makes other technical
15 corrections.
16

17 **Highlighted Provisions:**

18 This bill:

- 19 ▶ repeals current State Board of Education district boundaries and establishes new
20 State Board of Education district boundaries;
21 ▶ establishes election dates for State Board of Education districts to ensure that State
22 Board of Education terms are staggered;
23 ▶ establishes the block assignment file, which is part of this bill in electronic form, as
24 the legal boundaries of State Board of Education districts; and
25 ▶ makes technical corrections.

26 **Money Appropriated in this Bill:**

27 None



28 **Other Special Clauses:**

29 This bill takes effect on January 1, 2012, for purposes of nominating and electing
30 certain members of the State Board of Education and on January 1, 2013, for all other
31 purposes.

32 **Utah Code Sections Affected:**

33 AMENDS:

- 34 **20A-14-102**, as last amended by Laws of Utah 2011, Chapter 74
- 35 **20A-14-102.1**, as enacted by Laws of Utah 2001, Second Special Session, Chapter 2
- 36 **20A-14-102.2**, as last amended by Laws of Utah 2005, Chapter 169
- 37 **20A-14-102.3**, as enacted by Laws of Utah 2011, Chapter 74
- 38 **20A-14-103**, as last amended by Laws of Utah 2011, Chapter 297

39 ENACTS:

- 40 **20A-14-101.1**, Utah Code Annotated 1953
- 41 **20A-14-101.5**, Utah Code Annotated 1953

42 REPEALS:

- 43 **20A-14-101**, as repealed and reenacted by Laws of Utah 2001, Second Special Session,
44 Chapter 2



46 *Be it enacted by the Legislature of the state of Utah:*

47 Section 1. Section **20A-14-101.1** is enacted to read:

48 **20A-14-101.1, Definitions.**

49 As used in this section:

- 50 (1) "Board" means the State Board of Education.
- 51 (2) "Board block assignment file" means the electronic file that assigns each of Utah's
52 115, 406 census blocks to a particular State Board of Education district.
- 53 (3) "Census block" means any one of the 115, 406 individual geographic areas into
54 which the Bureau of the Census of the United States Department of Commerce has divided the
55 state of Utah, to each of which the Bureau of the Census has attached a discrete population
56 tabulation from the 2010 decennial census.

57 Section 2. Section **20A-14-101.5** is enacted to read:

58 **20A-14-101.5, State Board of Education -- Number of members -- State Board of**

59 **Education district boundaries.**

60 (1) The State Board of Education shall consist of 15 members, with one member to be
61 elected from each State Board of Education district.

62 (2) The Legislature adopts the official census population figures and maps of the
63 Bureau of the Census of the United States Department of Commerce developed in connection
64 with the taking of the 2010 national decennial census as the official data for establishing State
65 Board of Education district boundaries.

66 (3) (a) The Legislature enacts the numbers and boundaries of the State Board of
67 Education districts designated in the Board block assignment file that is the electronic
68 component of the bill that enacts this section.

69 (b) That Board block assignment file, and the State Board of Education district
70 boundaries generated from that Board block assignment file, may be accessed via the Utah
71 Legislature's website.

72 Section 3. Section 20A-14-102 is amended to read:

73 **20A-14-102. State Board of Education districts.**

74 (1) (a) The Legislature shall file [copies of the official maps] a copy of the Board block
75 assignment file enacted by the Legislature with the lieutenant governor's office.

76 (b) The legal boundaries of State Board of Education districts are contained in the
77 [official maps] Board block assignment file on file with the lieutenant governor's office.

78 ~~[(2) When questions of interpretation of state board district boundaries arise, the~~
79 ~~official maps on file in the lieutenant governor's office shall serve as the indication of the~~
80 ~~legislative intent in drawing the state board district boundaries.]~~

81 ~~[(3) Maps identifying the boundaries for state board districts may be viewed on the~~
82 ~~Internet at the lieutenant governor's website.]~~

83 (2) (a) The lieutenant governor shall:

84 (i) generate maps of each State Board of Education district from the Board block
85 assignment file; and

86 (ii) ensure that those maps are available for viewing on the lieutenant governor's
87 website.

88 (b) If there is any inconsistency between the maps and the Board block assignment file,
89 the Board block assignment file is controlling.

90 Section 4. Section **20A-14-102.1** is amended to read:

91 **20A-14-102.1. Omissions from maps -- How resolved.**

92 (1) If any area of the state is omitted from a State Board of Education district in the
93 ~~[maps]~~ Board block assignment file enacted by the Legislature, the county clerk of the affected
94 county, upon discovery of the omission, shall attach the area to the appropriate ~~[state board]~~
95 State Board of Education district according to the requirements of Subsections (2) and (3).

96 (2) If the omitted area is surrounded by a ~~[state board]~~ single State Board of Education
97 district, the county clerk shall attach the area ~~[shall be attached]~~ to that district.

98 (3) If the omitted area is contiguous to two or more State Board of Education districts,
99 the county clerk shall attach the area ~~[shall be attached]~~ to the district that has the least
100 population, as determined by the official census population figures and maps described in
101 Subsection 20A-14-101.5(2).

102 (4) ~~[Any attachment]~~ The county clerk shall certify in writing and file with the
103 lieutenant governor any attachment made under ~~[Subsection (1) shall be certified in writing and~~
104 ~~filed with the lieutenant governor]~~ this section.

105 Section 5. Section **20A-14-102.2** is amended to read:

106 **20A-14-102.2. Uncertain boundaries -- How resolved.**

107 (1) As used in this section, "affected party" means:

108 (a) a state school board member whose ~~[state school board]~~ State Board of Education
109 district boundary is uncertain because the ~~[identifying feature]~~ boundary in the Board block
110 assignment file used to establish the district boundary has been removed, modified, or is unable
111 to be identified or who is uncertain about whether or not ~~[he]~~ the member or another person
112 resides in a particular ~~[state board]~~ State Board of Education district;

113 (b) a candidate for state school board whose ~~[state board]~~ State Board of Education
114 district boundary is uncertain because the ~~[identifying feature]~~ boundary in the Board block
115 assignment file used to establish the district boundary has been removed, modified, or is unable
116 to be identified or who is uncertain about whether or not ~~[he]~~ the candidate or another person
117 resides in a particular ~~[state board]~~ State Board of Education district; or

118 (c) a person who is uncertain about which ~~[state board]~~ State Board of Education
119 district contains the person's residence because the ~~[identifying feature]~~ boundary in the Board
120 block assignment file used to establish the State Board of Education district boundary has been

121 removed, modified, or is unable to be identified.

122 (2) (a) An affected party may file a written request petitioning the lieutenant governor
123 to determine:

124 (i) the precise location of the [~~state board~~] State Board of Education district boundary;

125 (ii) the number of the [~~state board~~] State Board of Education district in which a person
126 resides; or

127 (iii) both Subsections (2)(a)(i) and (ii).

128 (b) In order to make the determination required by Subsection (2)(a), the lieutenant
129 governor shall review the [~~official maps~~] Board block assignment file and obtain and review
130 other relevant data such as aerial photographs, aerial maps, or other data about the area.

131 (c) Within five days of receipt of the request, the lieutenant governor shall review the
132 [~~maps~~] Board block assignment file, obtain and review any relevant data, and make a
133 determination.

134 (d) If the lieutenant governor determines the precise location of the [~~state board~~] State
135 Board of Education district boundary, the lieutenant governor shall:

136 (i) prepare a certification identifying the appropriate State Board of Education district
137 boundary and attaching a map, if necessary; and

138 (ii) send a copy of the certification to:

139 (A) the affected party;

140 (B) the county clerk of the affected county; and

141 (C) the Automated Geographic Reference Center created under Section 63F-1-506.

142 (e) If the lieutenant governor determines the number of the [~~state board~~] State Board of
143 Education district in which a particular person resides, the lieutenant governor shall send a
144 letter identifying that district by number to:

145 (i) the person;

146 (ii) the affected party who filed the petition, if different than the person whose [~~state~~
147 ~~board~~] State Board of Education district number was identified; and

148 (iii) the county clerk of the affected county.

149 Section 6. Section **20A-14-102.3** is amended to read:

150 **20A-14-102.3. County clerk, Automated Geographic Reference Center, and**
151 **lieutenant governor responsibilities -- Maps and voting precinct boundaries.**

152 (1) Each county clerk shall obtain [~~copies of the official maps~~] a copy of the Board
153 block assignment file for the clerk's county from the lieutenant governor's office.

154 (2) (a) A county clerk may create one or more county maps that identify the boundaries
155 of [~~state board~~] State Board of Education districts as [~~shown on the official maps~~] generated
156 from the Board block assignment file.

157 (b) Before publishing or distributing any map or data created by the county clerk that
158 identifies the boundaries of [~~state board~~] State Board of Education districts within the county,
159 the clerk shall submit the county map and data to the lieutenant governor and to the Automated
160 Geographic Reference Center for review.

161 (c) Within 30 days after receipt of a county map and data from a county clerk, the
162 Automated Geographic Reference Center shall:

163 (i) review the county map and data to evaluate if the county map and data accurately
164 reflect the boundaries of [~~state board~~] State Board of Education districts established by the
165 Legislature in the [~~official maps~~] Board block assignment file;

166 (ii) determine whether the county map and data are correct or incorrect; and

167 (iii) communicate those findings to the lieutenant governor.

168 (d) The lieutenant governor shall either notify the county clerk that the county map and
169 data are correct or inform the county clerk that the county map and data are incorrect.

170 (e) If the county clerk receives notice from the lieutenant governor that the county map
171 and data submitted are incorrect, the county clerk shall:

172 (i) make the corrections necessary to conform the county map and data to the [~~official~~
173 ~~maps~~] Board block assignment file; and

174 (ii) resubmit the corrected county map and data to the lieutenant governor for a new
175 review under this Subsection (2).

176 (3) (a) Subject to the requirements of this Subsection (3), each county clerk shall
177 establish voting precincts and polling places within each [~~state board~~] State Board of Education
178 district according to the procedures and requirements of Section 20A-5-303.

179 (b) Within five working days after approval of voting precincts and polling places by
180 the county legislative body as required by Section 20A-5-303, each county clerk shall submit a
181 voting precinct map identifying the boundaries of each voting precinct within the county to the
182 lieutenant governor and to the Automated Geographic Reference Center for review.

183 (c) Within 30 days after receipt of a voting precinct map from a county clerk, the
184 Automated Geographic Reference Center shall:

185 (i) review the voting precinct map to evaluate if the [county] voting precinct map
186 accurately reflects the boundaries of [state board] State Board of Education districts established
187 by the Legislature in the [official maps] Board block assignment file;

188 (ii) determine whether the voting precinct map is correct or incorrect; and

189 (iii) communicate those findings to the lieutenant governor.

190 (d) The lieutenant governor shall either notify the county clerk that the voting precinct
191 map is correct or notify the county clerk that the voting precinct map is incorrect.

192 (e) If the county clerk receives notice from the lieutenant governor that the voting
193 precinct map is incorrect, the county clerk shall:

194 (i) make the corrections necessary to conform the voting precinct map to the [official
195 maps] Board block assignment file; and

196 (ii) resubmit the corrected voting precinct map to the lieutenant governor and to the
197 Automated Geographic Reference Center for a new review under this Subsection (3).

198 Section 7. Section **20A-14-103** is amended to read:

199 **20A-14-103. State Board of Education members -- When elected -- Qualifications**
200 **-- Avoiding conflicts of interest.**

201 [~~(1) (a) In 2002 and every four years thereafter, one member each shall be elected from~~
202 ~~new Districts 2, 3, 5, 6, 9, 10, 14, and 15 to serve a four-year term.~~]

203 [~~(b) In 2004 and every four years thereafter, one member each shall be elected from~~
204 ~~new Districts 4, 7, 8, 11, 12, and 13 to serve a four-year term.~~]

205 [~~(c) (i) Because of the combination of certain former districts, the state school board~~
206 ~~members elected from old Districts 2 and 4 who will reside in new District 1 may not serve out~~
207 ~~the term for which they were elected, but shall stand for election in 2002 for a term of office of~~
208 ~~four years from the realigned district in which each resides.~~]

209 [~~(ii) If one of the incumbent state school board members from new District 1 indicates~~
210 ~~in writing to the lieutenant governor that the school board member will not seek reelection, that~~
211 ~~incumbent state school board member may serve until January 1, 2003 and the other incumbent~~
212 ~~state school board member shall serve out the term for which the member was elected, which is~~
213 ~~until January 1, 2005.~~]

214 (1) (a) Unless otherwise provided by law, each State Board of Education member
215 elected from a State Board of Education District at the 2010 general election shall:

216 (i) serve out the term of office for which that member was elected; and

217 (ii) represent the realigned district if the member resides in that district.

218 (b) At the general election to be held in 2012, a State Board of Education member
219 elected from State Board of Education Districts 4, 7, 8, 10, 11, 12, 13, and 15 shall be elected
220 to serve a term of office of four years.

221 (c) In order to ensure that the terms of approximately half of the State Board of
222 Education members expire every two years:

223 (i) at the general election to be held in 2012, the State Board of Education member
224 elected from State Board of Education District 1 shall be elected to serve a term of office of
225 two years; and

226 (ii) at the general election to be held in 2014, the State Board of Education member
227 elected from State Board of Education District 1 shall be elected to serve a term of office of
228 four years.

229 (2) (a) A person seeking election to the [~~state school board~~] State Board of Education
230 shall have been a resident of the [~~state school board~~] State Board of Education district in which
231 the person is seeking election for at least one year as of the date of the election.

232 (b) A person who has resided within the [~~state school board~~] State Board of Education
233 district, as the boundaries of the district exist on the date of the election, for one year
234 immediately preceding the date of the election shall be considered to have met the requirements
235 of this Subsection (2).

236 (3) A State Board of Education member shall:

237 (a) be and remain a registered voter in the [~~state board~~] State Board of Education
238 district from which the member was elected or appointed; and

239 (b) maintain the member's primary residence within the [~~state board~~] State Board of
240 Education district from which the member was elected or appointed during the member's term
241 of office.

242 (4) A [~~member of the~~] State Board of Education member may not, during the member's
243 term of office, also serve as an employee of:

244 (a) the [~~board~~] State Board of Education;

245 (b) the Utah State Office of Education; or
246 (c) the Utah State Office of Rehabilitation.

247 Section 8. **Repealer.**

248 This bill repeals:

249 Section 20A-14-101, State Board of Education -- Number of members -- District
250 boundaries.

251 Section 9. **Effective date.**

252 This bill takes effect on January 1, 2012, for purposes of nominating and electing
253 certain members of the State Board of Education and on January 1, 2013, for all other
254 purposes.

Legislative Review Note
as of 9-30-11 11:51 AM

Office of Legislative Research and General Counsel

1 **WORKERS' COMPENSATION AND UNINCORPORATED**

2 **ENTITIES AMENDMENTS**

3 2011 THIRD SPECIAL SESSION

4 STATE OF UTAH

5 **Chief Sponsor: Michael T. Morley**

6 Senate Sponsor: _____

7

8 **LONG TITLE**

9 **Committee Note:**

10 The Business and Labor Interim Committee recommended this bill.

11 **General Description:**

12 This bill amends the Workers' Compensation Act to address workers' compensation
13 requirements for unincorporated entities.

14 **Highlighted Provisions:**

15 This bill:

- 16 ▶ addresses workers' compensation coverage requirements for unincorporated entities;
- 17 and
- 18 ▶ makes technical and conforming amendments.

19 **Money Appropriated in this Bill:**

20 None

21 **Other Special Clauses:**

22 This bill provides an immediate effective date.

23 This bill provides retrospective operation to July 1, 2011.

24 **Utah Code Sections Affected:**

25 AMENDS:

26 **34A-2-103**, as last amended by Laws of Utah 2011, Chapters 328 and 413

H.B. 3003



28 *Be it enacted by the Legislature of the state of Utah:*

29 Section 1. Section 34A-2-103 is amended to read:

30 **34A-2-103. Employers enumerated and defined -- Regularly employed --**
31 **Statutory employers.**

32 (1) (a) The state, and each county, city, town, and school district in the state are
33 considered employers under this chapter and Chapter 3, Utah Occupational Disease Act.

34 (b) For the purposes of the exclusive remedy in this chapter and Chapter 3, Utah
35 Occupational Disease Act prescribed in Sections 34A-2-105 and 34A-3-102, the state is
36 considered to be a single employer and includes any office, department, agency, authority,
37 commission, board, institution, hospital, college, university, or other instrumentality of the
38 state.

39 (2) (a) Except as provided in Subsection (4), each person, including each public utility
40 and each independent contractor, who regularly employs one or more workers or operatives in
41 the same business, or in or about the same establishment, under any contract of hire, express or
42 implied, oral or written, is considered an employer under this chapter and Chapter 3, Utah
43 Occupational Disease Act.

44 (b) As used in this Subsection (2):

45 (i) "Independent contractor" means any person engaged in the performance of any work
46 for another who, while so engaged, is:

47 (A) independent of the employer in all that pertains to the execution of the work;

48 (B) not subject to the routine rule or control of the employer;

49 (C) engaged only in the performance of a definite job or piece of work; and

50 (D) subordinate to the employer only in effecting a result in accordance with the
51 employer's design.

52 (ii) "Regularly" includes all employments in the usual course of the trade, business,
53 profession, or occupation of the employer, whether continuous throughout the year or for only a
54 portion of the year.

55 (3) (a) The client under a professional employer organization agreement regulated
56 under Title 31A, Chapter 40, Professional Employer Organization Licensing Act:

57 (i) is considered the employer of a covered employee; and

58 (ii) subject to Section 31A-40-209, shall secure workers' compensation benefits for a

59 covered employee by complying with Subsection 34A-2-201(1) or (2) and commission rules.

60 (b) The division shall promptly inform the Insurance Department if the division has
61 reason to believe that a professional employer organization is not in compliance with
62 Subsection 34A-2-201(1) or (2) and commission rules.

63 (4) A domestic employer who does not employ one employee or more than one
64 employee at least 40 hours per week is not considered an employer under this chapter and
65 Chapter 3, Utah Occupational Disease Act.

66 (5) (a) As used in this Subsection (5):

67 (i) (A) "agricultural employer" means a person who employs agricultural labor as
68 defined in Subsections 35A-4-206(1) and (2) and does not include employment as provided in
69 Subsection 35A-4-206(3); and

70 (B) notwithstanding Subsection (5)(a)(i)(A), only for purposes of determining who is a
71 member of the employer's immediate family under Subsection (5)(a)(ii), if the agricultural
72 employer is a corporation, partnership, or other business entity, "agricultural employer" means
73 an officer, director, or partner of the business entity;

74 (ii) "employer's immediate family" means:

75 (A) an agricultural employer's:

76 (I) spouse;

77 (II) grandparent;

78 (III) parent;

79 (IV) sibling;

80 (V) child;

81 (VI) grandchild;

82 (VII) nephew; or

83 (VIII) niece;

84 (B) a spouse of any person provided in Subsection (5)(a)(ii)(A)(II) through (VIII); or

85 (C) an individual who is similar to those listed in Subsections (5)(a)(ii)(A) or (B) as
86 defined by rules of the commission; and

87 (iii) "nonimmediate family" means a person who is not a member of the employer's
88 immediate family.

89 (b) For purposes of this chapter and Chapter 3, Utah Occupational Disease Act, an

90 agricultural employer is not considered an employer of a member of the employer's immediate
91 family.

92 (c) For purposes of this chapter and Chapter 3, Utah Occupational Disease Act, an
93 agricultural employer is not considered an employer of a nonimmediate family employee if:

94 (i) for the previous calendar year the agricultural employer's total annual payroll for all
95 nonimmediate family employees was less than \$8,000; or

96 (ii) (A) for the previous calendar year the agricultural employer's total annual payroll
97 for all nonimmediate family employees was equal to or greater than \$8,000 but less than
98 \$50,000; and

99 (B) the agricultural employer maintains insurance that covers job-related injuries of the
100 employer's nonimmediate family employees in at least the following amounts:

101 (I) \$300,000 liability insurance, as defined in Section 31A-1-301; and

102 (II) \$5,000 for health care benefits similar to benefits under health care insurance as
103 defined in Section 31A-1-301.

104 (d) For purposes of this chapter and Chapter 3, Utah Occupational Disease Act, an
105 agricultural employer is considered an employer of a nonimmediate family employee if:

106 (i) for the previous calendar year the agricultural employer's total annual payroll for all
107 nonimmediate family employees is equal to or greater than \$50,000; or

108 (ii) (A) for the previous year the agricultural employer's total payroll for nonimmediate
109 family employees was equal to or exceeds \$8,000 but is less than \$50,000; and

110 (B) the agricultural employer fails to maintain the insurance required under Subsection
111 (5)(c)(ii)(B).

112 (6) An employer of agricultural laborers or domestic servants who is not considered an
113 employer under this chapter and Chapter 3, Utah Occupational Disease Act, may come under
114 this chapter and Chapter 3, Utah Occupational Disease Act, by complying with:

115 (a) this chapter and Chapter 3, Utah Occupational Disease Act; and

116 (b) the rules of the commission.

117 (7) (a) (i) As used in this Subsection (7)(a), "employer" includes any of the following
118 persons that procures work to be done by a contractor notwithstanding whether or not the
119 person directly employs a person:

120 (A) a sole proprietorship;

121 (B) a corporation;

122 (C) a partnership;

123 (D) a limited liability company; or

124 (E) a person similar to one described in Subsections (7)(a)(i)(A) through (D).

125 (ii) If an employer procures any work to be done wholly or in part for the employer by
126 a contractor over whose work the employer retains supervision or control, and this work is a
127 part or process in the trade or business of the employer, the contractor, all persons employed by
128 the contractor, all subcontractors under the contractor, and all persons employed by any of
129 these subcontractors, are considered employees of the original employer for the purposes of
130 this chapter and Chapter 3, Utah Occupational Disease Act.

131 (b) Any person who is engaged in constructing, improving, repairing, or remodelling a
132 residence that the person owns or is in the process of acquiring as the person's personal
133 residence may not be considered an employee or employer solely by operation of Subsection
134 (7)(a).

135 (c) A partner in a partnership or an owner of a sole proprietorship is not considered an
136 employee under Subsection (7)(a) if the employer who procures work to be done by the
137 partnership or sole proprietorship obtains and relies on either:

138 (i) a valid certification of the partnership's or sole proprietorship's compliance with
139 Section 34A-2-201 indicating that the partnership or sole proprietorship secured the payment of
140 workers' compensation benefits pursuant to Section 34A-2-201; or

141 (ii) if a partnership or sole proprietorship with no employees other than a partner of the
142 partnership or owner of the sole proprietorship, a workers' compensation coverage waiver
143 issued by an insurer pursuant to Part 10, Workers' Compensation Coverage Waivers Act,
144 stating that:

145 (A) the partnership or sole proprietorship is customarily engaged in an independently
146 established trade, occupation, profession, or business; and

147 (B) the partner or owner personally waives the partner's or owner's entitlement to the
148 benefits of this chapter and Chapter 3, Utah Occupational Disease Act, in the operation of the
149 partnership or sole proprietorship.

150 (d) A director or officer of a corporation is not considered an employee under
151 Subsection (7)(a) if the director or officer is excluded from coverage under Subsection

152 34A-2-104(4).

153 (e) A contractor or subcontractor is not an employee of the employer under Subsection
154 (7)(a), if the employer who procures work to be done by the contractor or subcontractor obtains
155 and relies on either:

156 (i) a valid certification of the contractor's or subcontractor's compliance with Section
157 34A-2-201; or

158 (ii) if a partnership, corporation, or sole proprietorship with no employees other than a
159 partner of the partnership, officer of the corporation, or owner of the sole proprietorship, a
160 workers' compensation coverage waiver issued by an insurer pursuant to Part 10, Workers'
161 Compensation Coverage Waivers Act, stating that:

162 (A) the partnership, corporation, or sole proprietorship is customarily engaged in an
163 independently established trade, occupation, profession, or business; and

164 (B) the partner, corporate officer, or owner personally waives the partner's, corporate
165 officer's, or owner's entitlement to the benefits of this chapter and Chapter 3, Utah
166 Occupational Disease Act, in the operation of the partnership's, corporation's, or sole
167 proprietorship's enterprise under a contract of hire for services.

168 (f) (i) For purposes of this Subsection (7)(f), "eligible employer" means a person who:

169 (A) is an employer; and

170 (B) procures work to be done wholly or in part for the employer by a contractor,

171 including:

172 (I) all persons employed by the contractor;

173 (II) all subcontractors under the contractor; and

174 (III) all persons employed by any of these subcontractors.

175 (ii) Notwithstanding the other provisions in this Subsection (7), if the conditions of
176 Subsection (7)(f)(iii) are met, an eligible employer is considered an employer for purposes of
177 Section 34A-2-105 of the contractor, subcontractor, and all persons employed by the contractor
178 or subcontractor described in Subsection (7)(f)(i)(B).

179 (iii) Subsection (7)(f)(ii) applies if the eligible employer:

180 (A) under Subsection (7)(a) is liable for and pays workers' compensation benefits as an
181 original employer under Subsection (7)(a) because the contractor or subcontractor fails to
182 comply with Section 34A-2-201;

183 (B) (I) secures the payment of workers' compensation benefits for the contractor or
184 subcontractor pursuant to Section 34A-2-201;

185 (II) procures work to be done that is part or process of the trade or business of the
186 eligible employer; and

187 (III) does the following with regard to a written workplace accident and injury
188 reduction program that meets the requirements of Subsection 34A-2-111(3)(d):

189 (Aa) adopts the workplace accident and injury reduction program;

190 (Bb) posts the workplace accident and injury reduction program at the work site at
191 which the eligible employer procures work; and

192 (Cc) enforces the workplace accident and injury reduction program according to the
193 terms of the workplace accident and injury reduction program; or

194 (C) (I) obtains and relies on:

195 (Aa) a valid certification described in Subsection (7)(c)(i) or (7)(e)(i);

196 (Bb) a workers' compensation coverage waiver described in Subsection (7)(c)(ii) or
197 (7)(e)(ii); or

198 (Cc) proof that a director or officer is excluded from coverage under Subsection
199 34A-2-104(4);

200 (II) is liable under Subsection (7)(a) for the payment of workers' compensation benefits
201 if the contractor or subcontractor fails to comply with Section 34A-2-201;

202 (III) procures work to be done that is part or process in the trade or business of the
203 eligible employer; and

204 (IV) does the following with regard to a written workplace accident and injury
205 reduction program that meets the requirements of Subsection 34A-2-111(3)(d):

206 (Aa) adopts the workplace accident and injury reduction program;

207 (Bb) posts the workplace accident and injury reduction program at the work site at
208 which the eligible employer procures work; and

209 (Cc) enforces the workplace accident and injury reduction program according to the
210 terms of the workplace accident and injury reduction program.

211 (8) (a) For purposes of this Subsection (8), "unincorporated entity" means an entity
212 organized or doing business in the state that is not:

213 (i) an individual;

214 (ii) a corporation; or

215 (iii) publicly traded.

216 (b) For purposes of this chapter and Chapter 3, Utah Occupational Disease Act, an
217 unincorporated entity that is required to be licensed under Title 58, Chapter 55, Utah
218 Construction Trades Licensing Act, is [~~considered~~] presumed to be the employer of each
219 individual who holds, directly or indirectly, an ownership interest in the unincorporated entity.
220 Notwithstanding Subsection (7)(c) and Subsection 34A-2-104(3), the unincorporated entity
221 shall provide the individual who holds the ownership interest workers' compensation coverage
222 under this chapter and Chapter 3, Utah Occupational Disease Act unless the presumption is
223 rebutted under Subsection (8)(c).

224 (c) Pursuant to rules made by the commission in accordance with Title 63G, Chapter 3,
225 Utah Administrative Rulemaking Act, an unincorporated entity may rebut the presumption
226 under Subsection (8)(b) for an individual by establishing by clear and convincing evidence that
227 the individual:

228 (i) is an active manager of the unincorporated entity;

229 (ii) directly or indirectly holds at least an 8% ownership interest in the unincorporated
230 entity; or

231 (iii) is not subject to supervision or control in the performance of work by:

232 (A) the unincorporated entity; or

233 (B) a person with whom the unincorporated entity contracts.

234 (d) As part of the rules made under Subsection (8)(c), the commission may define:

235 (i) "active manager";

236 (ii) "directly or indirectly holds at least an 8% ownership interest"; and

237 (iii) "subject to supervision or control in the performance of work."

238 Section 2. **Effective date.**

239 If approved by two-thirds of all the members elected to each house, this bill takes effect
240 upon approval by the governor, or the day following the constitutional time limit of Utah
241 Constitution Article VII, Section 8, without the governor's signature, or in the case of a veto,
242 the date of veto override.

243 Section 3. **Retrospective operation.**

244 This bill has retrospective operation to July 1, 2011.

Legislative Review Note
as of 9-27-11 3:39 PM

Office of Legislative Research and General Counsel

1 **STATE BOARD OF REGENTS AMENDMENTS**

2 2011 THIRD SPECIAL SESSION

3 STATE OF UTAH

4 **Chief Sponsor: Kay L. McIff**

5 Senate Sponsor: _____

6
7 **LONG TITLE**

8 **General Description:**

9 This bill modifies provisions related to appointments to the State Board of Regents.

10 **Highlighted Provisions:**

11 This bill:

- 12 ▶ requires the governor to appoint a certain number of members to the State Board of
- 13 Regents who reside in a county of the fourth, fifth, or sixth class; and
- 14 ▶ deletes obsolete language.

15 **Money Appropriated in this Bill:**

16 None

17 **Other Special Clauses:**

18 This bill provides an immediate effective date.

19 **Utah Code Sections Affected:**

20 AMENDS:

21 **53B-1-104**, as last amended by Laws of Utah 2010, Chapters 286 and 400

22
23 *Be it enacted by the Legislature of the state of Utah:*

24 Section 1. Section **53B-1-104** is amended to read:

25 **53B-1-104. Membership of the board -- Student appointee -- Terms -- Oath --**

26 **Officers -- Committees -- Bylaws -- Meetings -- Quorum -- Vacancies -- Compensation.**

27 (1) (a) The board shall consist of 19 residents of the state.



28 (b) (i) Fifteen members shall be appointed by the governor with the consent of the
29 Senate.

30 (ii) (A) One additional member shall be appointed by the governor from nominations
31 of the student body presidents council.

32 (B) The student body presidents council shall nominate three qualified, matriculated
33 students enrolled in the state institutions of higher education.

34 (C) Student body presidents are not eligible for nomination.

35 (iii) All appointments to the board shall be made on a nonpartisan basis.

36 (iv) In making appointments to the board, the governor shall select:

37 (A) at least two individuals who ~~[do not] reside [within a metropolitan statistical area,~~
38 ~~as designated by the United States Census Bureau]~~ within a county of the fourth, fifth, or sixth
39 class;

40 (B) no more than six individuals who reside within a county of the first class;

41 (C) the remaining individuals from the state at large with due consideration for
42 geographical representation and diversity of exposure to the various institutions in the Utah
43 System of Higher Education; and

44 (D) at least three individuals with personal experience in career and technical
45 education, which could include service on a campus board of directors.

46 (c) (i) In addition to the members designated under Subsection (1)(b), two members of
47 the State Board of Education, appointed by the chair of the State Board of Education, shall
48 serve as nonvoting members of the board.

49 (ii) A nonvoting State Board of Education member shall continue to serve as a member
50 without a set term until the member is replaced by the chair of the State Board of Education.

51 (d) (i) In addition to the members designated under Subsection (1)(b), one member of
52 the Utah College of Applied Technology Board of Trustees, appointed by the chair of the Utah
53 College of Applied Technology Board of Trustees, shall serve as a nonvoting member of the
54 board.

55 (ii) A nonvoting Utah College of Applied Technology Board of Trustees member shall
56 continue to serve as a member without a set term until the member is replaced by the chair of
57 the Utah College of Applied Technology Board of Trustees.

58 (2) (a) Five members of the board, other than the student member, the State Board of

59 Education members, and the Utah College of Applied Technology Board of Trustees member,
60 shall be appointed during each odd-numbered year to six-year staggered terms which
61 commence on July 1 of the year of appointment.

62 (b) (i) The student member shall be appointed for a one-year term and may be
63 reappointed for one additional term.

64 (ii) The student member has full voting rights and may vote on selection of a board
65 chair or vice chair, but not serve in either office.

66 (c) Board members shall hold office until their successors have been appointed and
67 qualified.

68 ~~[(d) The governor shall make the appointments in Subsection (1)(b)(iv)(A) by~~
69 ~~September 30, 2011.]~~

70 (3) (a) Each member of the board shall take the official oath of office before entering
71 upon the duties of office.

72 (b) The oath shall be filed with the Division of Archives and Records Services.

73 (4) The board shall elect a chair and vice chair from its members who shall serve terms
74 of two years and until their successors are chosen and qualified.

75 (5) (a) The board shall appoint a secretary from the staff of its chief executive to serve
76 at its discretion.

77 (b) The secretary shall be a full-time employee who receives a salary set by the board.

78 (c) The secretary shall record and maintain a record of all board meetings and perform
79 other duties as the board directs.

80 (6) The board shall appoint a treasurer who serves at the discretion of the board.

81 (7) (a) The board may establish advisory committees.

82 (b) The powers and authority of the board are nondelegable, except as specifically
83 provided for in this title.

84 (c) All matters requiring board determination shall be addressed in a properly convened
85 meeting of the board or its executive committee.

86 (8) The board shall enact bylaws for its own government not inconsistent with the
87 constitution or the laws of this state.

88 (9) (a) The board shall meet regularly upon its own determination.

89 (b) The board may also meet, in full or executive session, at the request of its chair, its

90 executive officer, or five members of the board.

91 (10) A quorum of the voting members of the board is required to conduct its business
92 and consists of nine members.

93 (11) (a) A vacancy in the board occurring before the expiration of a voting member's
94 full term shall be immediately filled by appointment by the governor with the consent of the
95 Senate.

96 (b) The appointee serves for the remainder of the unexpired term.

97 (12) A board member may not receive compensation or benefits for the member's
98 service, but may receive per diem and travel expenses in accordance with:

99 (a) Section 63A-3-106;

100 (b) Section 63A-3-107; and

101 (c) rules made by the Division of Finance pursuant to Sections 63A-3-106 and
102 63A-3-107.

103 Section 2. **Effective date.**

104 If approved by two-thirds of all the members elected to each house, this bill takes effect
105 upon approval by the governor, or the day following the constitutional time limit of Utah
106 Constitution Article VII, Section 8, without the governor's signature, or in the case of a veto,
107 the date of veto override.

Legislative Review Note
as of 9-27-11 3:42 PM

Office of Legislative Research and General Counsel

1 **CONCURRENT RESOLUTION RECOGNIZING THE 75TH**
2 **ANNIVERSARY OF THE WELFARE SYSTEM OF THE**
3 **CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS**

4 2011 THIRD SPECIAL SESSION
5 STATE OF UTAH



7 **LONG TITLE**

8 **General Description:**

9 This concurrent resolution of the Legislature and the Governor recognizes the 75th
10 Anniversary of the Welfare System of the Church of Jesus Christ of Latter-day Saints
11 and the significant impact the system has had, both in Utah and throughout the world,
12 in helping people in need.

13 **Highlighted Provisions:**

14 This resolution:

- 15 ▶ recognizes the 75th Anniversary of the Welfare System of the Church of Jesus
- 16 Christ of Latter-day Saints;
- 17 ▶ recognizes the significant impact the system has had, both in Utah and throughout
- 18 the world; and
- 19 ▶ recognizes the many efforts made by the church and its members, through its
- 20 welfare system efforts, to serve others regardless of religious affiliation.

21 **Special Clauses:**

22 None



24 *Be it resolved by the Legislature of the state of Utah, the Governor concurring therein:*

25 WHEREAS, in 1936, seven years into the Great Depression, Heber J. Grant, President
26 of the Church of the Jesus Christ of Latter-day Saints, announced the creation of what came to
27 be known as the church's welfare system;

28 WHEREAS, President Grant explained, "Our primary purpose was to set up . . . a
29 system under which the curse of idleness would be done away with, the evils of a dole
30 abolished, and independence, industry, thrift and self respect be once more established amongst
31 our people . . . The aim of the Church is to help the people to help themselves. Work is to be

32 re-enthroned as the ruling principle of the lives of our Church membership";

33 WHEREAS, today, the welfare system has expanded to all corners of the globe and
34 assists people of all faiths;

35 WHEREAS, the church's welfare system cares for the needy while teaching principles
36 that will help people become self-reliant and retain their self respect;

37 WHEREAS, the system also provides all church members opportunities to serve others;

38 WHEREAS, funding for the welfare system is provided by donations from church
39 members, who go without two meals one Sunday each month and give the money they would
40 have spent on food to the church;

41 WHEREAS, needy people are identified by the leader of local church congregations,
42 with the assistance of the president of the Relief Society, a woman from the congregation who
43 serves as the leader of the women's organization;

44 WHEREAS, food and household items are provided to those who cannot afford them
45 and who bring a written requisition, signed by the leader of their local congregation, to a
46 facility called the Bishop's Storehouse;

47 WHEREAS, there are 129 storehouses located around the world;

48 WHEREAS, these storehouses provide commodity needs from the consecrated
49 sacrifices of church members;

50 WHEREAS, recipients of commodities are given the opportunity to work for what they
51 receive, to the extent of their ability;

52 WHEREAS, employment resource service centers are also part of the church's welfare
53 system and provide a place where people can receive job training, learn to enhance their
54 resumes, and find job opportunities;

55 WHEREAS, there are nearly 300 employment resource service centers around the
56 world, where every year volunteers help hundreds of thousands of people to find jobs, a large
57 percentage of which are not members of the church;

58 WHEREAS, the church's welfare system also includes Deseret Industries, which serves
59 as an employment training facility and operates thrift stores;

60 WHEREAS, these stores provide on-the-job experience for refugees or others who need
61 help qualifying for long-term employment;

62 WHEREAS, these stores are stocked by individual donations, which are stored and

63 stocked by the workers and then offered to the public at inexpensive prices;

64 WHEREAS, the church's welfare system also includes LDS Family Services, a private,
65 nonprofit organization that provides counseling, adoption services, addiction recovery support
66 groups, and resources for social, emotional, and spiritual challenges;

67 WHEREAS, the influence and power for good exerted by the welfare system of the
68 Church of Jesus Christ of Latter-day Saints has greatly expanded over its 75-year history; and

69 WHEREAS, the positive impact of the church's welfare system in the state of Utah has
70 assisted untold numbers of Utah's citizens:

71 NOW, THEREFORE, BE IT RESOLVED that the Legislature of the state of Utah, the
72 Governor concurring therein, recognize the 75th Anniversary of the Welfare System of the
73 Church of Jesus Christ of Latter-day Saints.

74 BE IT FURTHER RESOLVED that the Legislature and the Governor recognize the
75 significant contribution that the Welfare System of the Church of Jesus Christ of Latter-day
76 Saints, and the implementation of its guiding principles, has had on the citizens of the state of
77 Utah and many people throughout the world.

78 WHEREAS, BE IT FURTHER RESOLVED that the Legislature and the Governor
79 recognize the many efforts made by the church and its members, through its welfare system
80 efforts, to serve others regardless of religious affiliation.

81 BE IT FURTHER RESOLVED that a copy of this resolution be sent to the Office of the
82 First Presidency of the Church of Jesus Christ of Latter-day Saints and to the Office of the
83 Presiding Bishopric.

Legislative Review Note
as of 9-30-11 4:51 PM

Office of Legislative Research and General Counsel

1 **CONCURRENT RESOLUTION ON SCOFIELD LAND**

2 **TRANSFER**

3 2011 THIRD SPECIAL SESSION

4 STATE OF UTAH

5

6 **LONG TITLE**

7 **General Description:**

8 This concurrent resolution of the Legislature and the Governor urges Utah's
9 congressional delegation to sponsor legislation to resolve the Scofield land transfer
10 issue.

11 **Highlighted Provisions:**

12 This resolution:
13 ▶ urges Utah's congressional delegation to sponsor legislation to resolve the Scofield
14 land transfer issue as outlined in this resolution, and to make every effort to see it
15 successfully pass the United States Congress.

16 **Special Clauses:**

17 None

18

19 *Be it resolved by the Legislature of the state of Utah, the Governor concurring therein:*

20 WHEREAS, the United States, acting through the United States Bureau of Reclamation
21 (BOR) and in cooperation with Price River Water Conservancy District and Carbon Water
22 Conservancy District, acquired lands to accommodate both normal and flood control storage of
23 water;

24 WHEREAS, in 1946, the United States, acting through the BOR, completed
25 construction of the Scofield Dam to provide water for irrigation, municipal, and industrial
26 purposes;

27 WHEREAS, the only features of the Scofield Project are Scofield Dam and Reservoir,
28 which are designed to impound both normal and flood flows;

29 WHEREAS, in order to store flood flows, the dam and reservoir basin are designed
30 with space for storage of water at levels between the normal water surface elevation and the
31 flood surcharge elevation;

32 WHEREAS, to safely accommodate the flood storage, the United States acquired lands,
33 and interests in lands, up to and sufficiently beyond the flood surcharge elevation of the
34 reservoir;

35 WHEREAS, residents have paid Carbon County property taxes for the entire time that
36 they have claimed title to the property and the United States has made Payments In Lieu of
37 Taxes since acquisition of the property and completion of the project;

38 WHEREAS, claimants have constructed private wells and other utilities on the United
39 States property and a special service district was created to construct, operate, and maintain a
40 sewer system within the subdivision;

41 WHEREAS, claimants should have a choice of one of two options to resolve issues of
42 trespass and encroachment;

43 WHEREAS, the first option available to claimants should be: to authorize the Secretary
44 of the Interior to transfer a fee interest in the claimed portion of the property above the
45 elevation of the crest of the existing spillway, if the claimant remits to the United States the
46 current fair market value of the fee interest in the claimed portion of the property, exclusive of
47 the value of any permanent structures; to retain a flood easement by the United States over the
48 entire tract; and to have deed restrictions requiring, among other things, the claimant to secure
49 or tie down any and all structures so as to prevent them from being displaced during any flood
50 event;

51 WHEREAS, the second option to claimants should be to authorize the Secretary of the
52 Interior to grant to a claimant an easement or life estate permitting the continued occupation of
53 the claimed portion of the property above the elevation of the crest of the existing spillway
54 elevation and the continued existence of existing structures, subject to the claimant remitting to
55 the United States the current fair market value of the easement or life estate provisions under
56 which the claimant agrees to hold the United States harmless for any and all claims arising
57 from the design, construction, operation, or replacement of Scofield Dam and Reservoir; and
58 an easement or life estate provisions requiring, among other things, the claimant to secure or tie
59 down any and all structures to prevent them from being displaced during any flood event;

60 WHEREAS, federal revenues generated from the exercise of either option should be
61 retained in a trust fund administered by the United States Secretary of the Interior, acting
62 through the BOR and used for the purpose of providing enhanced recreation opportunities at

63 Scofield Reservoir;

64 WHEREAS, Senator Orrin Hatch is the lead sponsor of the Scofield Land Transfer Act,
65 legislation that is pending introduction before the United States Senate that is designed to
66 resolve the Scofield land transfer issue; and

67 WHEREAS, the efforts of Governor Herbert, Alan Christensen, John Jones, Boyd
68 Bunnell, Sam Chiara, Wayne Pullan, Curt Pledger, Albert Spensko, Mike Milovich, Ed
69 Vidmar, and Ted Wilson have helped to shape this solution to the issue:

70 NOW, THEREFORE, BE IT RESOLVED that the Legislature of the state of Utah, the
71 Governor concurring therein, urge Utah's congressional delegation to sponsor legislation that
72 resolves the Scofield land transfer issue as outlined in this resolution, and to make every effort
73 to see it successfully pass the United States Congress.

74 BE IT FURTHER RESOLVED that the Legislature and the Governor express
75 appreciation to Governor Herbert, Alan Christensen, John Jones, Boyd Bunnell, Sam Chiara,
76 Wayne Pullan, Curt Pledger, Albert Spensko, Mike Milovich, Ed Vidmar, and Ted Wilson for
77 their efforts in developing a solution to this issue.

78 BE IT FURTHER RESOLVED that a copy of this resolution be sent to the Majority
79 Leader of the United States Senate, the Speaker of the United States House of Representatives,
80 the Carbon County Commission, the United States Bureau of Reclamation, Governor Herbert,
81 Alan Christensen, John Jones, Boyd Bunnell, Sam Chiara, Wayne Pullan, Curt Pledger, Albert
82 Spensko, Mike Milovich, Ed Vidmar, Ted Wilson, and to the members of Utah's congressional
83 delegation.

Legislative Review Note
as of 9-30-11 4:55 PM

Office of Legislative Research and General Counsel

PRESIDENTIAL CANDIDATE AMENDMENTS

2011 THIRD SPECIAL SESSION

STATE OF UTAH

LONG TITLE

General Description:

This bill amends provisions relating to elections.

Highlighted Provisions:

This bill:

- ▶ authorizes and establishes requirements for a political party to participate in a regular primary election for office of the President of the United States if there is no Western States Presidential Primary;
- ▶ directs the lieutenant governor to certify the results of the primary canvass to a political party by August 1;
- ▶ makes certain exceptions for presidential candidates in the primary election process;
- ▶ requires a political party to certify presidential electors by August 31; and
- ▶ makes technical changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

This bill provides an immediate effective date.

Utah Code Sections Affected:

AMENDS:

- 20A-4-306**, as last amended by Laws of Utah 2009, Chapter 202
- 20A-9-201**, as last amended by Laws of Utah 2011, Chapters 58 and 208
- 20A-9-202.5**, as enacted by Laws of Utah 1999, Chapter 22
- 20A-9-403 (Superseded 01/01/12)**, as last amended by Laws of Utah 2011, Chapters 292, 297, and 335
- 20A-9-403 (Effective 01/01/12)**, as last amended by Laws of Utah 2011, Chapters 292, 297, 327, and 335
- 20A-9-802**, as last amended by Laws of Utah 2008, Chapter 225
- 20A-13-301**, as last amended by Laws of Utah 2001, Chapter 78

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Be it enacted by the Legislature of the state of Utah:

Section 1. Section **20A-4-306** is amended to read:

20A-4-306. Statewide canvass.

(1) (a) The state board of canvassers shall convene:

(i) on the fourth Monday of November, at noon; or

(ii) at noon on the day following the receipt by the lieutenant governor of the last of the returns of a statewide special election.

(b) The state auditor, the state treasurer, and the attorney general are the state board of canvassers.

(c) Attendance of all members of the state board of canvassers shall be required to constitute a quorum for conducting the canvass.

(2) (a) The state board of canvassers shall:

(i) meet in the lieutenant governor's office; and

(ii) compute and determine the vote for officers and for and against any ballot propositions voted upon by the voters of the entire state or of two or more counties.

(b) The lieutenant governor, as secretary of the board shall file a report in his office that details:

(i) for each statewide officer and ballot proposition:

(A) the name of the statewide office or ballot proposition that appeared on the ballot;

(B) the candidates for each statewide office whose names appeared on the ballot, plus any recorded write-in candidates;

(C) the number of votes from each county cast for each candidate and for and against each ballot proposition;

(D) the total number of votes cast statewide for each candidate and for and against each ballot proposition; and

(E) the total number of votes cast statewide; and

(ii) for each officer or ballot proposition voted on in two or more counties:

(A) the name of each of those offices and ballot propositions that appeared on the ballot;

(B) the candidates for those offices, plus any recorded write-in candidates;

64 (C) the number of votes from each county cast for each candidate and for and against
65 each ballot proposition; and

66 (D) the total number of votes cast for each candidate and for and against each ballot
67 proposition.

68 (c) The lieutenant governor shall:

69 (i) prepare certificates of election for:

70 (A) each successful candidate; and

71 (B) each of the presidential electors of the candidate for president who received a
72 majority of the votes;

73 (ii) authenticate each certificate with his seal; and

74 (iii) deliver a certificate of election to:

75 (A) each candidate who had the highest number of votes for each office; and

76 (B) each of the presidential electors of the candidate for president who received a
77 majority of the votes.

78 (3) If the lieutenant governor has not received election returns from all counties on the
79 fifth day before the day designated for the meeting of the state board of canvassers, the
80 lieutenant governor shall:

81 (a) send a messenger to the clerk of the board of county canvassers of the delinquent
82 county;

83 (b) instruct the messenger to demand a certified copy of the board of canvasser's report
84 required by Section 20A-4-304 from the clerk; and

85 (c) pay the messenger the per diem provided by law as compensation.

86 (4) The state board of canvassers may not withhold the declaration of the result or any
87 certificate of election because of any defect or informality in the returns of any election if the
88 board can determine from the returns, with reasonable certainty, what office is intended and
89 who is elected to it.

90 (5) (a) At noon on the fourth Monday after the regular primary election, the lieutenant
91 governor shall:

92 (i) canvass the returns for all multicounty candidates required to file with the office of
93 the lieutenant governor; and

94 (ii) publish and file the results of the canvass in the lieutenant governor's office.

95 (b) ~~[The]~~ Not later than the August 1 after the primary election, the lieutenant governor
96 shall certify the results of:

97 (i) the primary canvass, except for the office of President of the United States, to the
98 county clerks [not later than the August 1 after the primary election.]; and

99 (ii) the primary canvass for the office of President of the United States to each
100 registered political party that participated in the primary.

101 (6) (a) At noon on the day that falls seven days after the last day on which a county
102 canvass may occur under Section 20A-4-301 for the Western States Presidential Primary
103 election, the lieutenant governor shall:

104 (i) canvass the returns; and

105 (ii) publish and file the results of the canvass in the lieutenant governor's office.

106 (b) The lieutenant governor shall certify the results of the Western States Presidential
107 Primary canvass to each registered political party that participated in the primary not later than
108 the April 15 after the primary election.

109 Section 2. Section **20A-9-201** is amended to read:

110 **20A-9-201. Declarations of candidacy -- Candidacy for more than one office or of**
111 **more than one political party prohibited with exceptions -- General filing and form**
112 **requirements -- Affidavit of impecuniosity.**

113 (1) Before filing a declaration of candidacy for election to any office, a person shall:

114 (a) be a United States citizen; and

115 (b) meet the legal requirements of that office.

116 (2) (a) Except as provided in Subsection (2)(b), a person may not:

117 (i) file a declaration of candidacy for, or be a candidate for, more than one office in
118 Utah during any election year; or

119 (ii) appear on the ballot as the candidate of more than one political party.

120 (b) (i) A person may file a declaration of candidacy for, or be a candidate for, President
121 or Vice President of the United States and another office, if the person resigns the person's
122 candidacy for the other office after the person is officially nominated for President or Vice
123 President of the United States.

124 (ii) A person may file a declaration of candidacy for, or be a candidate for, more than
125 one justice court judge office.

126 (3) (a) (i) Except for presidential candidates, before the filing officer may accept any
127 declaration of candidacy, the filing officer shall:

128 (A) read to the prospective candidate the constitutional and statutory qualification
129 requirements for the office that the candidate is seeking; and

130 (B) require the candidate to state whether or not the candidate meets those
131 requirements.

132 (ii) Before accepting a declaration of candidacy for the office of county attorney, the
133 county clerk shall ensure that the person filing that declaration of candidacy is:

134 (A) a United States citizen;

135 (B) an attorney licensed to practice law in Utah who is an active member in good
136 standing of the Utah State Bar;

137 (C) a registered voter in the county in which the person is seeking office; and

138 (D) a current resident of the county in which the person is seeking office and either has
139 been a resident of that county for at least one year or was appointed and is currently serving as
140 county attorney and became a resident of the county within 30 days after appointment to the
141 office.

142 (iii) Before accepting a declaration of candidacy for the office of district attorney, the
143 county clerk shall ensure that, as of the date of the election, the person filing that declaration of
144 candidacy is:

145 (A) a United States citizen;

146 (B) an attorney licensed to practice law in Utah who is an active member in good
147 standing of the Utah State Bar;

148 (C) a registered voter in the prosecution district in which the person is seeking office;
149 and

150 (D) a current resident of the prosecution district in which the person is seeking office
151 and either will have been a resident of that prosecution district for at least one year as of the
152 date of the election or was appointed and is currently serving as district attorney and became a
153 resident of the prosecution district within 30 days after receiving appointment to the office.

154 (iv) Before accepting a declaration of candidacy for the office of county sheriff, the
155 county clerk shall ensure that the person filing the declaration of candidacy:

156 (A) as of the date of filing:

- 157 (I) is a United States citizen;
- 158 (II) is a registered voter in the county in which the person seeks office;
- 159 (III) (Aa) has successfully met the standards and training requirements established for
160 law enforcement officers under Title 53, Chapter 6, Part 2, Peace Officer Training and
161 Certification Act; or
- 162 (Bb) has met the waiver requirements in Section 53-6-206; and
- 163 (IV) is qualified to be certified as a law enforcement officer, as defined in Section
164 53-13-103; and
- 165 (B) as of the date of the election, shall have been a resident of the county in which the
166 person seeks office for at least one year.
- 167 (v) Before accepting a declaration of candidacy for the office of governor, lieutenant
168 governor, state auditor, state treasurer, attorney general, state legislator, or State Board of
169 Education member, the filing officer shall ensure:
- 170 (A) that the person filing the declaration of candidacy also files the financial disclosure
171 required by Section 20A-11-1603; and
- 172 (B) if the filing officer is not the lieutenant governor, that the financial disclosure is
173 provided to the lieutenant governor according to the procedures and requirements of Section
174 20A-11-1603.
- 175 (b) If the prospective candidate states that the qualification requirements for the office
176 are not met, the filing officer may not accept the prospective candidate's declaration of
177 candidacy.
- 178 (c) If the candidate meets the requirements of Subsection (3)(a) and states that the
179 requirements of candidacy are met, the filing officer shall:
- 180 (i) inform the candidate that:
- 181 (A) the candidate's name will appear on the ballot as it is written on the declaration of
182 candidacy;
- 183 (B) the candidate may be required to comply with state or local campaign finance
184 disclosure laws; and
- 185 (C) the candidate is required to file a financial statement before the candidate's political
186 convention under:
- 187 (I) Section 20A-11-204 for a candidate for constitutional office;

188 (II) Section 20A-11-303 for a candidate for the Legislature; or
 189 (III) local campaign finance disclosure laws, if applicable;
 190 (ii) except for a presidential candidate, provide the candidate with a copy of the current
 191 campaign financial disclosure laws for the office the candidate is seeking and inform the
 192 candidate that failure to comply will result in disqualification as a candidate and removal of the
 193 candidate's name from the ballot;

194 (iii) provide the candidate with a copy of Section 20A-7-801 regarding the Statewide
 195 Electronic Voter Information Website Program and inform the candidate of the submission
 196 deadline under Subsection 20A-7-801(4)(a);

197 (iv) provide the candidate with a copy of the pledge of fair campaign practices
 198 described under Section 20A-9-206 and inform the candidate that:

199 (A) signing the pledge is voluntary; and

200 (B) signed pledges shall be filed with the filing officer;

201 (v) accept the candidate's declaration of candidacy; and

202 (vi) if the candidate has filed for a partisan office, provide a certified copy of the
 203 declaration of candidacy to the chair of the county or state political party of which the
 204 candidate is a member.

205 (d) If the candidate elects to sign the pledge of fair campaign practices, the filing
 206 officer shall:

207 (i) accept the candidate's pledge; and

208 (ii) if the candidate has filed for a partisan office, provide a certified copy of the
 209 candidate's pledge to the chair of the county or state political party of which the candidate is a
 210 member.

211 (4) Except for presidential candidates, the form of the declaration of candidacy shall be
 212 substantially as follows:

213 "State of Utah, County of _____

214 I, _____, declare my intention of becoming a candidate for the office
 215 of _____ as a candidate for the _____ party. I do solemnly swear that: I will meet the
 216 qualifications to hold the office, both legally and constitutionally, if selected; I reside at
 217 _____ in the City or Town of _____, Utah, Zip Code _____ Phone No. _____; I
 218 will not knowingly violate any law governing campaigns and elections; I will file all

219 campaign financial disclosure reports as required by law; and I understand that failure
220 to do so will result in my disqualification as a candidate for this office and removal of
221 my name from the ballot. The mailing address that I designate for receiving official
222 election notices is _____.

223 _____

224 Subscribed and sworn before me this _____(month\day\year).

225 Notary Public (or other officer qualified to administer oath.)"

226 (5) (a) Except for presidential candidates, the fee for filing a declaration of candidacy
227 is:

- 228 (i) \$25 for candidates for the local school district board; and
- 229 (ii) 1/8 of 1% of the total salary for the full term of office legally paid to the person
230 holding the office, but not less than \$5, for all other federal, state, and county offices.

231 (b) Except for presidential candidates, the filing officer shall refund the filing fee to
232 any candidate:

- 233 (i) who is disqualified; or
- 234 (ii) who the filing officer determines has filed improperly.
- 235 (c) (i) The county clerk shall immediately pay to the county treasurer all fees received
236 from candidates.

237 (ii) The lieutenant governor shall:

238 (A) apportion to and pay to the county treasurers of the various counties all fees
239 received for filing of nomination certificates or acceptances; and

240 (B) ensure that each county receives that proportion of the total amount paid to the
241 lieutenant governor from the congressional district that the total vote of that county for all
242 candidates for representative in Congress bears to the total vote of all counties within the
243 congressional district for all candidates for representative in Congress.

244 (d) (i) A person who is unable to pay the filing fee may file a declaration of candidacy
245 without payment of the filing fee upon a prima facie showing of impecuniosity as evidenced by
246 an affidavit of impecuniosity filed with the filing officer and, if requested by the filing officer,
247 a financial statement filed at the time the affidavit is submitted.

248 (ii) A person who is able to pay the filing fee may not claim impecuniosity.

249 (iii) (A) False statements made on an affidavit of impecuniosity or a financial

250 statement filed under this section shall be subject to the criminal penalties provided under
251 Sections 76-8-503 and 76-8-504 and any other applicable criminal provision.

252 (B) Conviction of a criminal offense under Subsection (5)(d)(iii)(A) shall be
253 considered an offense under this title for the purposes of assessing the penalties provided in
254 Subsection 20A-1-609(2).

255 (iv) The filing officer shall ensure that the affidavit of impecuniosity is printed in
256 substantially the following form:

257 "Affidavit of Impecuniosity

258 Individual Name

259 _____ Address _____

260 Phone Number _____

261 I, _____ (name), do solemnly [swear] [affirm], under penalty of law
262 for false statements, that, owing to my poverty, I am unable to pay the filing fee required by
263 law.

264 Date _____ Signature _____

265 Affiant

266 Subscribed and sworn to before me on _____ (month\day\year)

267 _____

268 (signature)

269 Name and Title of Officer Authorized to Administer Oath _____ "

270 (v) The filing officer shall provide to a person who requests an affidavit of
271 impecuniosity a statement printed in substantially the following form, which may be included
272 on the affidavit of impecuniosity:

273 "Filing a false statement is a criminal offense. In accordance with Section 20A-1-609, a
274 candidate who is found guilty of filing a false statement, in addition to being subject to criminal
275 penalties, will be removed from the ballot."

276 (vi) The filing officer may request that a person who makes a claim of impecuniosity
277 under this Subsection (5)(d) file a financial statement on a form prepared by the election
278 official.

279 (6) If there is no legislative appropriation for the Western States Presidential Primary
280 election, as provided in Part 8, Western States Presidential Primary, a candidate for President

281 of the United States who is affiliated with a registered political party and chooses to participate
 282 in the regular primary election shall:

283 (a) file a declaration of candidacy, in person or via a designated agent, with the
 284 lieutenant governor:

285 (i) on a form developed and provided by the lieutenant governor; and

286 (ii) on or after the second Friday in March and before 5 p.m. on the third Thursday in
 287 March before the next regular primary election;

288 (b) identify the registered political party whose nomination the candidate is seeking;

289 (c) provide a letter from the registered political party certifying that the candidate may
 290 participate as a candidate for that party in that party's presidential primary election; and

291 (d) pay the filing fee of \$500.

292 ~~[(6)]~~ (7) Any person who fails to file a declaration of candidacy or certificate of
 293 nomination within the time provided in this chapter is ineligible for nomination to office.

294 ~~[(7)]~~ (8) A declaration of candidacy filed under this section may not be amended or
 295 modified after the final date established for filing a declaration of candidacy.

296 Section 3. Section **20A-9-202.5** is amended to read:

297 **20A-9-202.5. Declaration of candidacy -- Western States Presidential Primary.**

298 (1) As used in this section:

299 (a) "Presidential candidate" means a person seeking nomination for President of the
 300 United States from a Utah registered political party.

301 (b) "Utah registered political party" means a political party that has complied with the
 302 requirements of Title 20A, Chapter 8, Political Party Formation and Procedures, to become a
 303 political party officially recognized by the state.

304 (2) Each presidential candidate, or the candidate's designated agent, shall file a
 305 declaration of candidacy with the lieutenant governor as provided in:

306 (a) Section 20A-9-803[-], for participation in the Western States Presidential Primary
 307 election; or

308 (b) Section 20A-9-201, for participation in the regular primary election.

309 Section 4. Section **20A-9-403 (Superseded 01/01/12)** is amended to read:

310 **20A-9-403 (Superseded 01/01/12). Regular primary elections.**

311 (1) (a) The fourth Tuesday of June of each even-numbered year is designated as regular

312 primary election day.

313 (b) Each registered political party that chooses to use the primary election process to
314 nominate some or all of its candidates shall comply with the requirements of this section.

315 (2) (a) As a condition for using the state's election system, each registered political
316 party that wishes to participate in the primary election shall:

317 (i) declare their intent to participate in the primary election;

318 (ii) identify one or more registered political parties whose members may vote for the
319 registered political party's candidates and whether or not persons identified as unaffiliated with
320 a political party may vote for the registered political party's candidates; and

321 (iii) certify that information to the lieutenant governor no later than 5 p.m. on March 1
322 of each even-numbered year.

323 (b) As a condition for using the state's election system, each registered political party
324 that wishes to participate in the primary election shall:

325 (i) certify the name and office of all of the registered political party's candidates to the
326 lieutenant governor no later than 5 p.m. on May 13 of each even-numbered year; and

327 (ii) certify the name and office of each of its county candidates to the county clerks by
328 5 p.m. on May 13 of each even-numbered year.

329 (c) By 5 p.m. on May 16 of each even-numbered year, the lieutenant governor shall
330 send the county clerks a certified list of the names of all statewide candidates, multicounty
331 candidates, or single county candidates that shall be printed on the primary ballot and the order
332 the candidates are to appear on the ballot in accordance with Section 20A-6-305.

333 (d) ~~[(i) Except as provided in Subsection (2)(d)(ii),]~~ Except for presidential candidates,
334 if a registered political party does not wish to participate in the primary election, it shall submit
335 the names of its county candidates to the county clerks and the names of all of its candidates to
336 the lieutenant governor by 5 p.m. on May 30 of each even-numbered year.

337 ~~[(ii) A registered political party's candidates for president and vice-president of the~~
338 ~~United States shall be certified to the lieutenant governor as provided in Subsection~~
339 ~~20A-9-202(4).]~~

340 ~~[(e) Each political party shall certify the names of its presidential and vice-presidential~~
341 ~~candidates and presidential electors to the lieutenant governor's office no later than September~~
342 ~~8 of each presidential election year.]~~

- 343 (3) The county clerk shall:
- 344 (a) review the declarations of candidacy filed by candidates for local boards of
345 education to determine if more than two candidates have filed for the same seat;
- 346 (b) place the names of all candidates who have filed a declaration of candidacy for a
347 local board of education seat on the nonpartisan section of the ballot if more than two
348 candidates have filed for the same seat; and
- 349 (c) determine the order of the candidates' names on the ballot in accordance with
350 Section 20A-6-305.
- 351 (4) After the county clerk receives the certified list from a registered political party, the
352 county clerk shall post or publish a primary election notice in substantially the following form:
353 "Notice is given that a primary election will be held Tuesday, June _____,
354 _____(year), to nominate party candidates for the parties and nonpartisan offices listed on
355 the primary ballot. The polling place for voting precinct _____ is _____. The polls will open at 7
356 a.m. and continue open until 8 p.m. of the same day. Attest: county clerk".
- 357 (5) (a) Candidates, other than presidential candidates, receiving the highest number of
358 votes cast for each office at the regular primary election are nominated by their party or
359 nonpartisan group for that office.
- 360 (b) If two or more candidates, other than presidential candidates, are to be elected to
361 the office at the regular general election, those party candidates equal in number to positions to
362 be filled who receive the highest number of votes at the regular primary election are the
363 nominees of their party for those positions.
- 364 (6) (a) When a tie vote occurs in any primary election for any national, state, or other
365 office that represents more than one county, the governor, lieutenant governor, and attorney
366 general shall, at a public meeting called by the governor and in the presence of the candidates
367 involved, select the nominee by lot cast in whatever manner the governor determines.
- 368 (b) When a tie vote occurs in any primary election for any county office, the district
369 court judges of the district in which the county is located shall, at a public meeting called by
370 the judges and in the presence of the candidates involved, select the nominee by lot cast in
371 whatever manner the judges determine.
- 372 (7) The expense of providing all ballots, blanks, or other supplies to be used at any
373 primary election provided for by this section, and all expenses necessarily incurred in the

374 preparation for or the conduct of that primary election shall be paid out of the treasury of the
375 county or state, in the same manner as for the regular general elections.

376 Section 5. Section **20A-9-403 (Effective 01/01/12)** is amended to read:

377 **20A-9-403 (Effective 01/01/12). Regular primary elections.**

378 (1) (a) The fourth Tuesday of June of each even-numbered year is designated as regular
379 primary election day.

380 (b) Each registered political party that chooses to use the primary election process to
381 nominate some or all of its candidates shall comply with the requirements of this section.

382 (2) (a) As a condition for using the state's election system, each registered political
383 party that wishes to participate in the primary election shall:

384 (i) declare their intent to participate in the primary election;

385 (ii) identify one or more registered political parties whose members may vote for the
386 registered political party's candidates and whether or not persons identified as unaffiliated with
387 a political party may vote for the registered political party's candidates; and

388 (iii) certify that information to the lieutenant governor no later than 5 p.m. on March 1
389 of each even-numbered year.

390 (b) As a condition for using the state's election system, each registered political party
391 that wishes to participate in the primary election shall:

392 (i) certify the name and office of all of the registered political party's candidates to the
393 lieutenant governor no later than 5 p.m. on the first Monday after the third Saturday in April of
394 each even-numbered year; and

395 (ii) certify the name and office of each of its county candidates to the county clerks by
396 5 p.m. on the first Monday after the third Saturday in April of each even-numbered year.

397 (c) By 5 p.m. on the first Wednesday after the third Saturday in April of each
398 even-numbered year, the lieutenant governor shall send the county clerks a certified list of the
399 names of all statewide candidates, multicounty candidates, or single county candidates that
400 shall be printed on the primary ballot and the order the candidates are to appear on the ballot in
401 accordance with Section 20A-6-305.

402 (d) ~~[(i) Except as provided in Subsection (2)(d)(ii)]~~ Except for presidential candidates,
403 if a registered political party does not wish to participate in the primary election, it shall submit
404 the names of its county candidates to the county clerks and the names of all of its candidates to

405 the lieutenant governor by 5 p.m. on May 30 of each even-numbered year.

406 ~~[(ii) A registered political party's candidates for President and Vice-President of the~~
407 ~~United States shall be certified to the lieutenant governor as provided in Subsection~~
408 ~~20A-9-202(4).]~~

409 ~~[(c) Each political party shall certify the names of its presidential and vice-presidential~~
410 ~~candidates and presidential electors to the lieutenant governor's office no later than August 31~~
411 ~~of each presidential election year.]~~

412 (3) The county clerk shall:

413 (a) review the declarations of candidacy filed by candidates for local boards of
414 education to determine if more than two candidates have filed for the same seat;

415 (b) place the names of all candidates who have filed a declaration of candidacy for a
416 local board of education seat on the nonpartisan section of the ballot if more than two
417 candidates have filed for the same seat; and

418 (c) determine the order of the candidates' names on the ballot in accordance with
419 Section 20A-6-305.

420 (4) After the county clerk receives the certified list from a registered political party, the
421 county clerk shall post or publish a primary election notice in substantially the following form:

422 "Notice is given that a primary election will be held Tuesday, June _____,
423 _____(year), to nominate party candidates for the parties and nonpartisan offices listed on
424 the primary ballot. The polling place for voting precinct ____ is _____. The polls will open at 7
425 a.m. and continue open until 8 p.m. of the same day. Attest: county clerk."

426 (5) (a) Candidates, other than presidential candidates, receiving the highest number of
427 votes cast for each office at the regular primary election are nominated by their party or
428 nonpartisan group for that office.

429 (b) If two or more candidates, other than presidential candidates, are to be elected to
430 the office at the regular general election, those party candidates equal in number to positions to
431 be filled who receive the highest number of votes at the regular primary election are the
432 nominees of their party for those positions.

433 (6) (a) When a tie vote occurs in any primary election for any national, state, or other
434 office that represents more than one county, the governor, lieutenant governor, and attorney
435 general shall, at a public meeting called by the governor and in the presence of the candidates

436 involved, select the nominee by lot cast in whatever manner the governor determines.

437 (b) When a tie vote occurs in any primary election for any county office, the district
438 court judges of the district in which the county is located shall, at a public meeting called by
439 the judges and in the presence of the candidates involved, select the nominee by lot cast in
440 whatever manner the judges determine.

441 (7) The expense of providing all ballots, blanks, or other supplies to be used at any
442 primary election provided for by this section, and all expenses necessarily incurred in the
443 preparation for or the conduct of that primary election shall be paid out of the treasury of the
444 county or state, in the same manner as for the regular general elections.

445 Section 6. Section **20A-9-802** is amended to read:

446 **20A-9-802. Western States Presidential Primary established -- Other ballot items**
447 **prohibited.**

448 (1) (a) (i) Contingent upon legislative appropriation, there is established a Western
449 States Presidential Primary election to be held on the first Tuesday in February in the year in
450 which a presidential election will be held.

451 (ii) A political party may participate in a regular primary election for the office of
452 President of the United States only if there is no Western States Presidential Primary election in
453 that year.

454 (b) Except as otherwise specifically provided in this chapter, county clerks shall
455 administer the Western States Presidential Primary according to the provisions of Title 20A,
456 Election Code, including:

457 (i) Title 20A, Chapter 1, General Provisions;

458 (ii) Title 20A, Chapter 2, Voter Registration;

459 (iii) Title 20A, Chapter 3, Voting;

460 (iv) Title 20A, Chapter 4, Election Returns and Election Contests;

461 (v) Title 20A, Chapter 5, Election Administration; and

462 (vi) Title 20A, Chapter 6, Ballot Form.

463 (c) (i) The county clerks shall ensure that the ballot voted by the voters at the Western
464 States Presidential Primary contains only the names of candidates for President of the United
465 States who have qualified as provided in this part.

466 (ii) The county clerks may not present any other items to the voters to be voted upon at

467 this election.

468 (2) Registered political parties, and candidates for President of the United States who
469 are affiliated with a registered political party, may participate in the Western States Presidential
470 Primary established by this part.

471 (3) As a condition for using the state's election system, each registered political party
472 wishing to participate in Utah's Western States Presidential Primary shall:

473 (a) declare their intent to participate in the Western States Presidential Primary;

474 (b) identify one or more registered political parties whose members may vote for the
475 registered political party's candidates and whether or not persons identified as unaffiliated with
476 a political party may vote for the registered political party's candidates; and

477 (c) certify that information to the lieutenant governor no later than 5 p.m. on the June
478 30 of the year before the year in which the presidential primary will be held.

479 Section 7. Section **20A-13-301** is amended to read:

480 **20A-13-301. Presidential elections -- Effect of vote.**

481 (1) (a) Each registered political party shall choose persons to act as presidential electors
482 and to fill vacancies in the office of presidential electors for their party's candidates for
483 President and Vice President according to the procedures established in their bylaws.

484 (b) ~~[The person designated as liaison with the lieutenant governor's office shall~~
485 ~~transmit]~~ Each registered political party shall certify to the lieutenant governor the names and
486 addresses of the persons selected by the political party as the party's presidential electors by
487 August 31.

488 (2) The highest number of votes cast for a political party's president and vice president
489 candidates elects the presidential electors selected by that political party.

490 Section 8. **Effective date.**

491 If approved by two-thirds of all the members elected to each house, this bill takes effect
492 upon approval by the governor, or the day following the constitutional time limit of Utah
493 Constitution Article VII, Section 8, without the governor's signature, or in the case of a veto,
494 the date of veto override.

Legislative Review Note
as of 9-30-11 4:56 PM

Office of Legislative Research and General Counsel

BILL REQUEST PROCEDURES JOINT RESOLUTION

2011 THIRD SPECIAL SESSION

STATE OF UTAH

LONG TITLE

General Description:

This rules resolution modifies procedures for prioritizing requests for legislation.

Highlighted Provisions:

This resolution:

- ▶ extends and staggers the deadlines for a legislator to designate priority status for a request for legislation;
- ▶ provides that a legislator will forfeit one or more priority requests if the legislator fails to make a priority designation before a staggered deadline passes;
- ▶ clarifies existing restrictions on the use and transfer of priority designations;
- ▶ clarifies language regulating the order in which legislation is drafted; and
- ▶ changes language to provide for more consistent use of terms.

Special Clauses:

None

Legislative Rules Affected:

AMENDS:

JR4-2-102

Be it resolved by the Legislature of the state of Utah:

Section 1. **JR4-2-102** is amended to read:

JR4-2-102. Prioritizing Legislation.

~~[(1) Consistent with JR4-2-101 on prefiling of bills, beginning 60 days after each annual general session and ending December 1 of each year, each legislator may make an irrevocable and nontransferable prioritization of up to three bills.]~~

(1) (a) Beginning on the first day on which a request for legislation may be filed under JR4-2-101, a legislator may designate up to three requests for legislation as priority requests subject to the following deadlines:

- (i) priority request number one must be requested on or before the first Thursday in

- 33 December, or the following business day if the first Thursday falls on a holiday;
- 34 (ii) priority request number two must be requested on or before the first Thursday in
- 35 January, or the following business day if the first Thursday falls on a holiday; and
- 36 (iii) priority request number three must be requested on or before the first Thursday of
- 37 the annual general session.
- 38 (b) A legislator who fails to make a priority request on or before a deadline loses that
- 39 priority request. However, the legislator is not prohibited from using any remaining priority
- 40 requests that are associated with a later deadline, if available.
- 41 (c) A legislator who begins serving after a deadline has passed is entitled to use only
- 42 those priority requests that are available under an unexpired deadline.
- 43 (2) A legislator may not:
- 44 (a) revoke a priority designation once it has been requested;
- 45 (b) transfer a priority designation to a different request for legislation; or
- 46 (c) transfer a priority designation to another legislator.
- 47 [(2)] (3) (a) (i) When sufficient drafting information is available, [priority bills]
- 48 prioritized requests for legislation and interim committee bills shall be drafted [first] before
- 49 other requests for legislation.
- 50 (ii) [All other bills] Subject to preference for priority status as provided in Subsection
- 51 (3)(a)(i), requests for legislation shall be drafted on a first-in, first-out basis.
- 52 (b) Except as otherwise provided in these rules, [before numbering any bills,] the
- 53 Office of Legislative Research and General Counsel shall reserve as many bill numbers as
- 54 necessary to allow all [designated priority bills to be the first bills numbered] prioritized
- 55 requests for legislation to receive lower bill numbers than non-prioritized requests.

Leif Elder

From: Kim Heiner <kheiner@utah.gov>
Sent: Friday, September 30, 2011 4:36 PM
Subject: Redistricting Committee Meeting
Attachments: Notice - Oct 3.pdf; Agenda - Oct 3.pdf; Notice - Oct 4.pdf; Agenda - Oct 4.pdf

Redistricting Committee,

The Chairs of the Redistricting Committee have asked us to post notices for possible Committee meetings on Monday and Tuesday of the Special Session (and additional days if needed). These meetings will be held only if there is a need for the Committee to review new Redistricting plans and to give the public opportunity to provide input and comment. Attached are the notices and agendas. You will see a formal posting shortly. If they are not needed, these meetings will be canceled.

Kim

Kimberly A. Heiner
Legislative Secretary
Office of Legislative Research and General Counsel
801-538-1032



NOTICE OF MEETING

Redistricting Committee

The committee chairs have scheduled the following meeting:

DATE: **Monday, October 3, 2011**
TIME: **2:00 p.m.**
PLACE: **State Capitol Room 445**

If committee members would like to be excused from the meeting, they may call John Cannon or Kimberly Heiner at 801-538-1032.

COMMITTEE MEMBERS

Sen. Ralph Okerlund, Senate Chair
Rep. Kenneth W. Sumsion, House Chair

Sen. Gene Davis	Rep. Neal B. Hendrickson
Sen. Benjamin M. McAdams	Rep. Don L. Ipson
Sen. Stuart C. Reid	Rep. Brian S. King
Sen. Kevin T. Van Tassell	Rep. Todd E. Kiser
President Michael G. Waddoups	Speaker Rebecca D. Lockhart
Rep. Roger E. Barrus	Rep. Merlynn T. Newbold
Rep. Melvin R. Brown	Rep. R. Curt Webb
Rep. Gage Froerer	Rep. Christine F. Watkins
Rep. Francis D. Gibson	

STAFF

John Q. Cannon, Managing Policy Analyst
John L. Fellows, General Counsel
J Brian Allred, Policy Analyst
Mark D. Andrews, Policy Analyst
Benjamin N. Christensen, Policy Analyst
Phillip V. Dean, Policy Analyst
Leif G. Elder, Policy Analyst
Jerry D. Howe, Policy Analyst
Art L. Hunsaker, Policy Analyst
Allison M. Nicholson, Policy Analyst
Richard C. North, Policy Analyst
Joseph T. Wade, Policy Analyst
Eric N. Weeks, Deputy General Counsel
Emily R. Brown, Associate General Counsel
Angela Oakes Stallings, Associate General Counsel
Kimberly A. Heiner, Legislative Secretary

Utah State Capitol Complex
House Building, Suite W210
PO Box 145210
Salt Lake City, Utah
84114-5210
Phone (801) 538-1032
Fax (801) 538-1712
www.le.utah.gov

In compliance with the Americans with Disabilities Act, persons needing auxiliary communicative aids and services for these meetings should call Nancy McPherson at 801-538-1032 or TTY 801-326-1634, giving her at least three working days' notice.

AGENDA

REDISTRICTING COMMITTEE

UTAH LEGISLATURE

Tuesday, October 4, 2011 • 2:00 p.m. • Rm 445 State Capitol

1. Committee Business

- Call to order

2. Redistricting Plans - Committee Discussion and Action

If needed during the special session, the Committee may convene to review and receive public input on redistricting plans.

- Congressional Plans
- State Senate Plans
- State House Plans
- State School Board Plans

3. Adjourn

AGENDA

REDISTRICTING COMMITTEE

UTAH LEGISLATURE

Monday, October 3, 2011 • 2:00 p.m. • Rm 445 State Capitol

1. Committee Business

- Call to order
- Approval of the minutes of the September 29, 2011 Redistricting Committee meeting

2. Redistricting Plans - Committee Discussion and Action

If needed during the special session, the Committee may convene to review and receive public input on redistricting plans.

- Congressional Plans
- State Senate Plans
- State House Plans
- State School Board Plans

3. Adjourn



Michael E. Christensen
Director

John L. Fellows
General Counsel

NOTICE OF MEETING

Redistricting Committee

The committee chairs have scheduled the following meeting:

DATE: **Tuesday, October 4, 2011**
TIME: **2:00 p.m.**
PLACE: **State Capitol Room 445**

If committee members would like to be excused from the meeting, they may call John Cannon or Kimberly Heiner at 801-538-1032.

COMMITTEE MEMBERS

Sen. Ralph Okerlund, Senate Chair
Rep. Kenneth W. Sumsion, House Chair

Sen. Gene Davis	Rep. Neal B. Hendrickson
Sen. Benjamin M. McAdams	Rep. Don L. Ipson
Sen. Stuart C. Reid	Rep. Brian S. King
Sen. Kevin T. Van Tassel	Rep. Todd E. Kiser
President Michael G. Waddoups	Speaker Rebecca D. Lockhart
Rep. Roger E. Barrus	Rep. Merlynn T. Newbold
Rep. Melvin R. Brown	Rep. R. Curt Webb
Rep. Gage Froerer	Rep. Christine F. Watkins
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Leif Elder

From: Ben Christensen <BenChristensen@utah.gov>
Sent: Thursday, September 29, 2011 3:26 PM
To: LRANALYST
Subject: Final Redistricting Committee Files

John asked me to send this to you FYI

These are the filenames of the plans that were adopted by the committee.

House: Sumsion_23

Senate: Okerlund_12

Congress: Sumsion 06_SaltLakeCityWhole

School Board: Sumsion_08 Boundary Changes

Leif Elder

From: Ben Christensen <BenChristensen@utah.gov>
Sent: Thursday, September 29, 2011 3:19 PM
To: kwsumsion@gmail.com
Cc: Allison Nicholson; John Cannon; Joseph Wade; Leif Elder; Mark Andrews
Subject: Committee Adopted Block Assignment Files
Attachments: Sumsion_06_Modified-[53] statewideA_09_27_11.txt; Final adopted school board blk assignment file 9_29_2011.txt; Senate_Redistricting Committee Recommendation_2011-09-27.txt; House Map 092911 Block Assignment.txt

Ben Christensen
Legislative Policy Analyst
benchristensen@utah.gov
Office 801-538-1032
Mobile 801-310-3174

Leif Elder

From: Leif Elder <LELDER@utah.gov>
Sent: Thursday, September 29, 2011 2:18 PM
To: Kenneth Sumsion; Ralph Okerlund; Michael Waddoups; OWENANDER@gmail.com
Cc: Wayne Harper
Subject: Congress Map

Rep. Harper asked that I send the following link of a map that Senator Casey Anderson drew:
<http://www.redistrictutah.com/maps/congress-anderson-harper-cong>

Leif

Leif Elder

From: Leif Elder <LELDER@utah.gov>
Sent: Thursday, September 29, 2011 12:24 PM
To: Spencer nitz
Subject: Re: House Map Block Assignment before technical changes

Awesome. Thanks for your work on this Spencer.

Leif

>>> Spencer nitz 9/29/2011 12:22 PM >>>

Ok, just wanted to make sure I posted it correctly, as the final House map being submitted to the Legislature.

It'll be up shortly.

Spencer Nitz
Utah State Senate
801.538.1035 (o)
801.598.9999 (c)

>>> Leif Elder 9/29/2011 12:20 PM >>>

Allison sent the School board map and I sent the House map. Go ahead and post the house map that I sent to you.

Leif

>>> Spencer nitz 9/29/2011 11:49 AM >>>

Hi,

Allison said I would be getting up the School Board. Are you taking care of that one, or was this the wrong attachment?

Spencer Nitz
Utah State Senate
801.538.1035 (o)
801.598.9999 (c)

>>> Leif Elder <lelder@utah.gov> 9/29/2011 11:27 AM >>>

Leif Elder, Policy Analyst
Office of Legislative Research and General Counsel
W210 House Office Building
State Capitol Complex
Salt Lake City, Utah 84114
lelder@utah.gov
Phone: 801-538-1032
Fax: 801-538-1712

Leif Elder

From: Spencer nitz <snitz@utahsenate.org>
Sent: Thursday, September 29, 2011 12:22 PM
To: Leif Elder
Subject: Re: House Map Block Assignment before technical changes

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It'll be up shortly.

Spencer Nitz
Utah State Senate
801.538.1035 (o)
801.598.9999 (c)

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>>> Spencer nitz 9/29/2011 11:49 AM >>>

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Spencer Nitz
Utah State Senate
801.538.1035 (o)
801.598.9999 (c)

>>> Leif Elder <lelder@utah.gov> 9/29/2011 11:27 AM >>>

Leif Elder, Policy Analyst
Office of Legislative Research and General Counsel
W210 House Office Building
State Capitol Complex
Salt Lake City, Utah 84114
lelder@utah.gov
Phone: 801-538-1032
Fax: 801-538-1712

Leif Elder

From: Leif Elder <LELDER@utah.gov>
Sent: Thursday, September 29, 2011 12:21 PM
To: Spencer nitz
Subject: Re: House Map Block Assignment before technical changes

Allison sent the School board map and I sent the House map. Go ahead and post the house map that I sent to you.

Leif

>>> Spencer nitz 9/29/2011 11:49 AM >>>

Hi,

Allison said I would be getting up the School Board. Are you taking care of that one, or was this the wrong attachment?

Spencer Nitz
Utah State Senate
801.538.1035 (o)
801.598.9999 (c)

>>> Leif Elder <lelder@utah.gov> 9/29/2011 11:27 AM >>>

Leif Elder, Policy Analyst
Office of Legislative Research and General Counsel
W210 House Office Building
State Capitol Complex
Salt Lake City, Utah 84114
lelder@utah.gov
Phone: 801-538-1032
Fax: 801-538-1712

Leif Elder

From: Leif Elder <LELDER@utah.gov>
Sent: Thursday, September 29, 2011 12:11 PM
To: Willie Smith
Subject: Re: Rush Print Request

Thanks again for your help Willie. You have been superb.

Leif

>>> Leif Elder 9/29/2011 11:53 AM >>>

Willie,

We need 50 copies of the attached brought up to 445 in the Capitol.

Leif

Leif Elder

From: Allison Nicholson <ANICHOLSON@utah.gov>
Sent: Thursday, September 29, 2011 11:55 AM
To: snitz@utahsenate.org
Cc: John Cannon; Joseph Wade; Leif Elder
Subject: School Board Final - block assignment file
Attachments: Final adopted school board blk assignment file 9_29_2011.txt

Hi Spencer,

Here is the block assignment file for the Committee's final school board plan. Let's have the title be:

School Board: Redistricting Committee Adopted "Final School Board Map 9/29/11"

"This map establishes the 15 districts of the State Board of Education. At its September 29, 2011 meeting, the Redistricting Committee adopted this map, which includes minor technical changes made by committee staff to the previously adopted map found here ([link to 9/27/11 map](#))."

Thanks,
Allison

Allison Nicholson
Policy Analyst
Office of Legislative Research and General Counsel
W210 House Building
Salt Lake City, UT 84114-5210
(801) 538-1032

Leif Elder

From: Leif Elder <LELDER@utah.gov>
Sent: Thursday, September 29, 2011 12:10 PM
To: Kim Heiner
Subject: Fwd: Rush Print Request
Attachments: Congress_Davis_PlanI-092911.pdf

Here's the PDF that Rep. King asked to be handed out. It is called "Davis Plan I."

>>> Leif Elder 9/29/2011 11:53 AM >>>

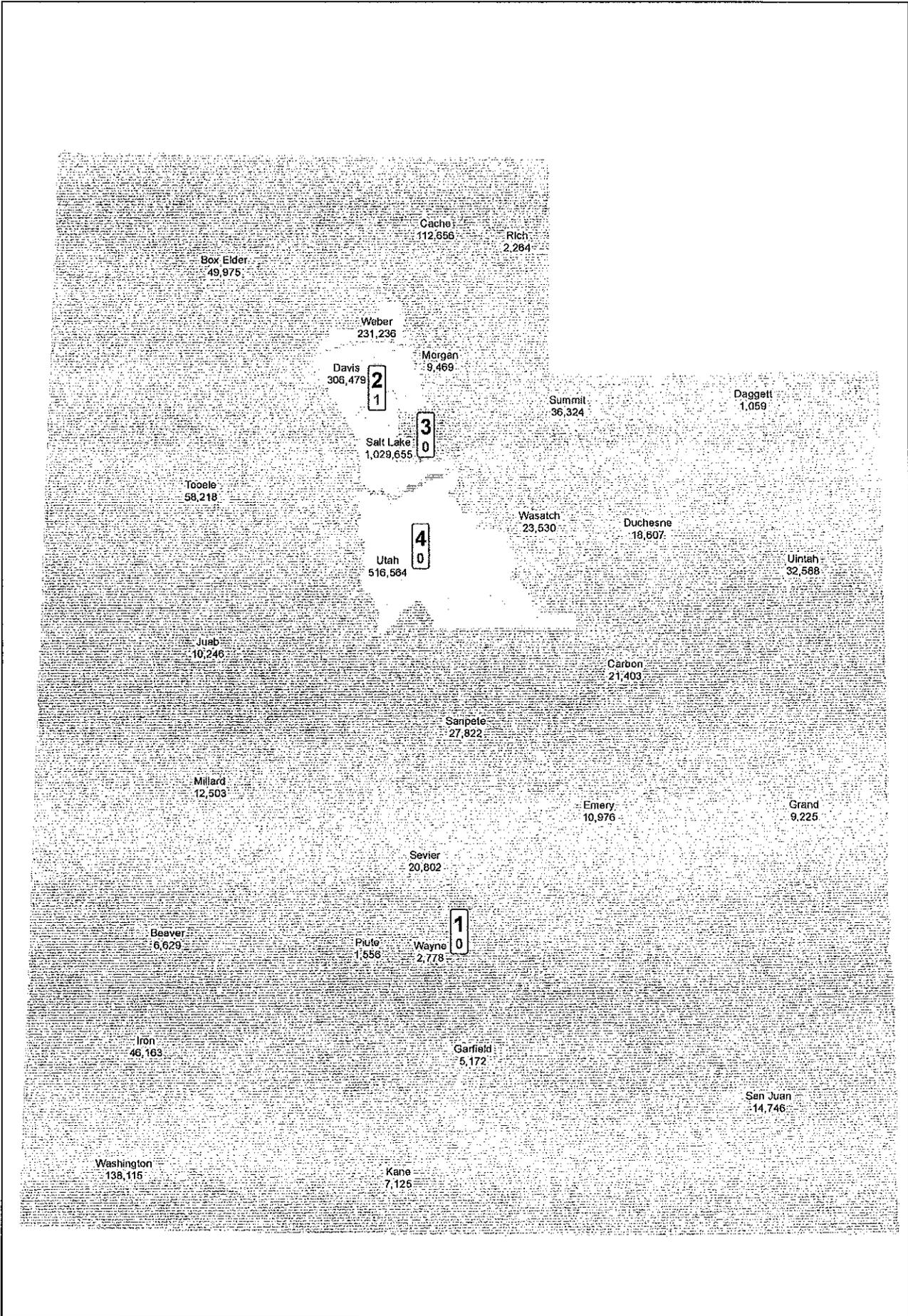
Willie,

We need 50 copies of the attached brought up to 445 in the Capitol.

LEif

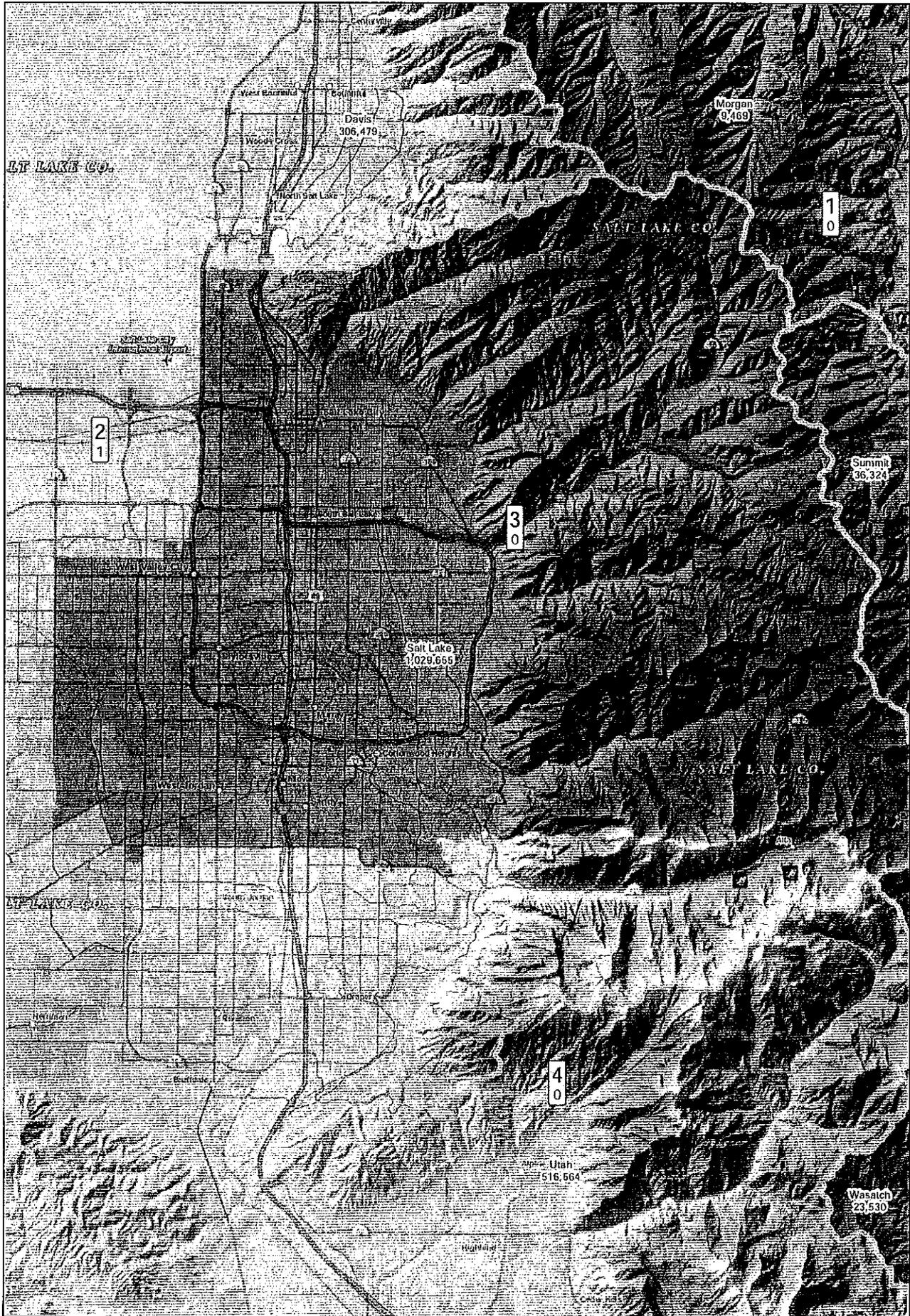
U.S. Congressional Plan -- Davis Plan I

Statewide



U.S. Congressional Plan -- Davis Plan I

Salt Lake County



Leif Elder

From: Leif Elder <LELDER@utah.gov>
Sent: Thursday, September 29, 2011 11:54 AM
To: Willie Smith
Subject: Rush Print Request
Attachments: Congress_Davis_PlanI-092911.pdf

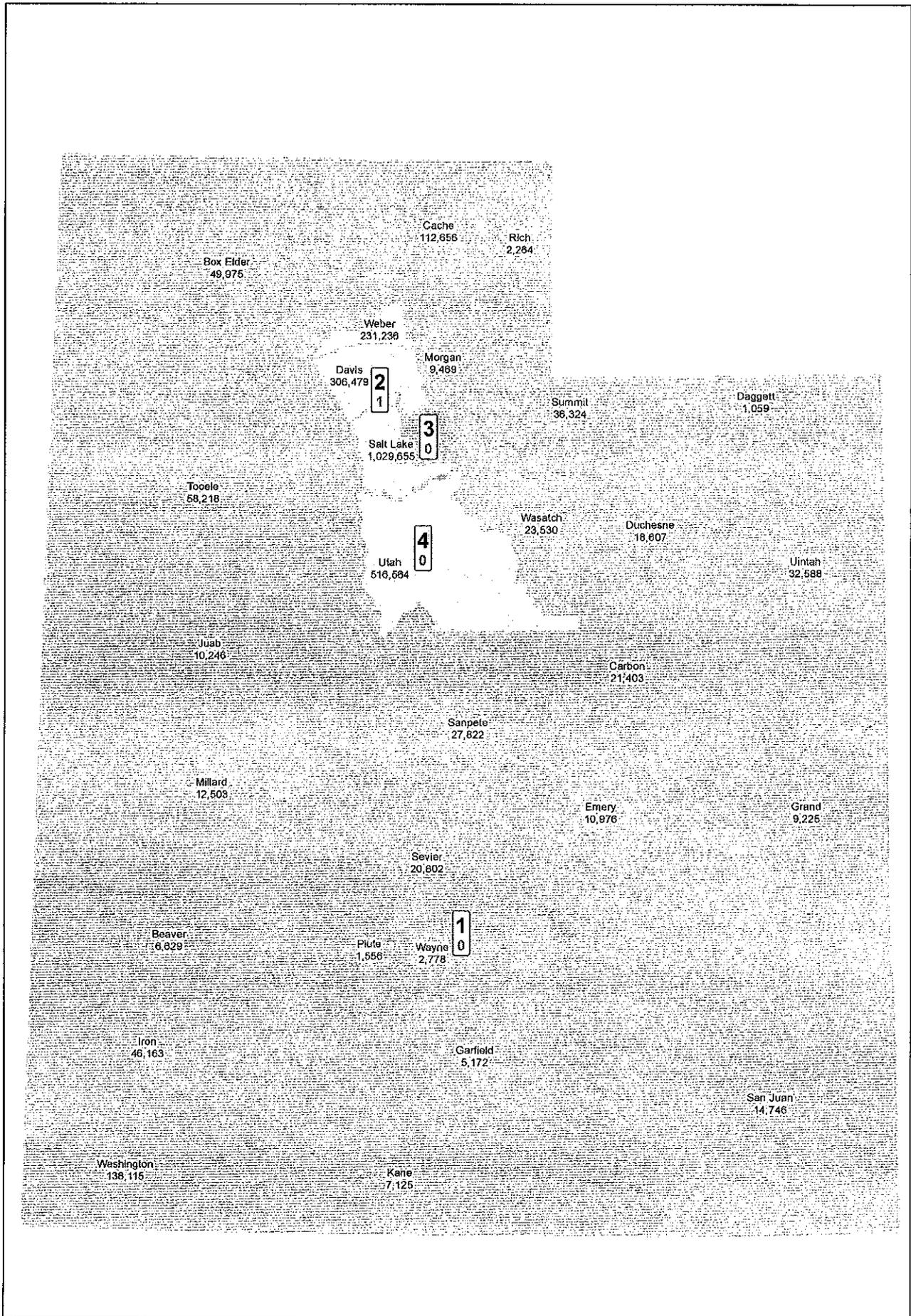
Willie,

We need 50 copies of the attached brought up to 445 in the Capitol.

LEif

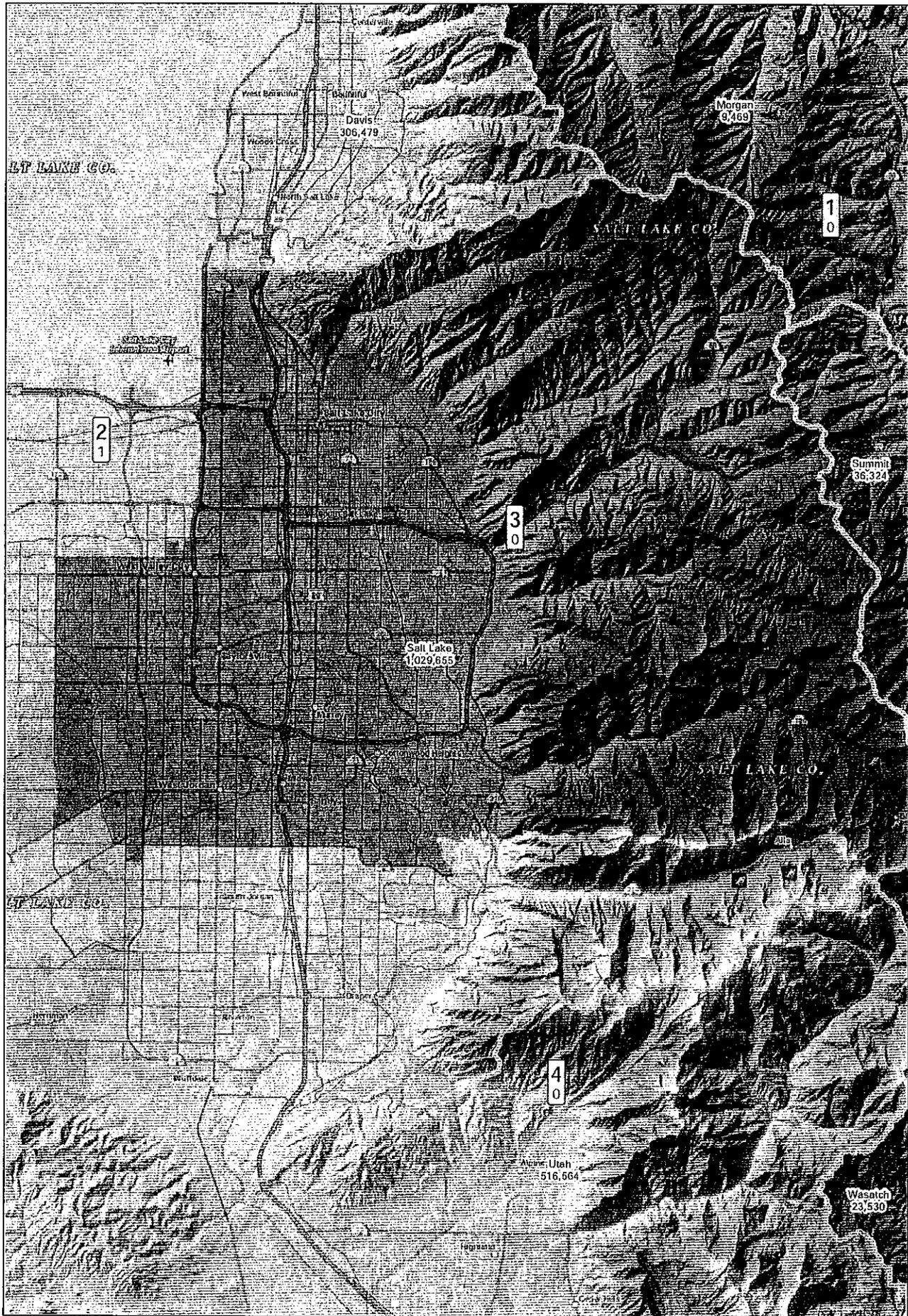
U.S. Congressional Plan -- Davis Plan I

Statewide



U.S. Congressional Plan -- Davis Plan I

Salt Lake County



Leif Elder

From: Spencer nitz <snitz@utahsenate.org>
Sent: Thursday, September 29, 2011 11:50 AM
To: Leif Elder
Subject: Re: House Map Block Assignment before technical changes

Hi,

Allison said I would be getting up the School Board. Are you taking care of that one, or was this the wrong attachment?

Spencer Nitz
Utah State Senate
801.538.1035 (o)
801.598.9999 (c)

>>> Leif Elder <lelder@utah.gov> 9/29/2011 11:27 AM >>>

Leif Elder, Policy Analyst
Office of Legislative Research and General Counsel
W210 House Office Building
State Capitol Complex
Salt Lake City, Utah 84114
lelder@utah.gov
Phone: 801-538-1032
Fax: 801-538-1712

Leif Elder

From: Leif Elder <LELDER@utah.gov>
Sent: Thursday, September 29, 2011 11:27 AM
To: snitz@utahsenate.org
Cc: John Cannon; Joseph Wade
Subject: House Map Block Assignment before technical changes
Attachments: House Map 092911 Block Assignment.txt

Leif Elder, Policy Analyst
Office of Legislative Research and General Counsel
W210 House Office Building
State Capitol Complex
Salt Lake City, Utah 84114
lelder@utah.gov
Phone: 801-538-1032
Fax: 801-538-1712

Leif Elder

From: Ben Christensen <BenChristensen@utah.gov>
Sent: Wednesday, September 28, 2011 2:10 PM
To: LRSTAFF
Subject: Fwd: Special Session #3 on October 3, 2011
Attachments: Special Session #3 on October 3, 2011.txt

We just received the call for the special session for Monday at 9 a.m.

PROCLAMATION

WHEREAS, since the adjournment of the 2011 General Session of the Fifty-Ninth Legislature of the State of Utah, matters have arisen that require immediate legislative attention;

WHEREAS, Article VII, Section 6 of the Constitution of the State of Utah provides that the Governor may, by proclamation, convene the Legislature into Special Session; and

NOW, THEREFORE, I, Gary R. Herbert, Governor of the State of Utah, by virtue of the authority vested in me by the Constitution and the laws of the State of Utah, call the Fifty-Ninth Legislature of the State of Utah into a Third Special Session at the Utah State Capitol, in Salt Lake City, Utah, on the 3rd day of October 2011, at 9:00 a.m., for the following purposes:

- (1) to divide the state into congressional, legislative and other districts pursuant to Utah Constitution Article IX and to address related matters;
- (2) to consider amendments to the Utah Labor Code to address requirements related to workers' compensation insurance for owners of certain entities and to make technical and related changes;
- (3) to consider amendments to the Elections Code to modify the requirements for placing presidential candidates on the regular primary ballot and to make technical and related changes;
- (4) to consider amendments to the Uniform Driver License Act to modify provisions relating to the driver license suspension period and other sentencing requirements for certain alcohol or drug related offenses and to make technical and related changes;

(7) to consider a concurrent resolution urging Utah's Congressional delegation to resolve the Scofield land transfer issue.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Utah. Done at the Utah State Capitol in Salt Lake City, Utah, this 28th day of September, 2011.

Gary R. Herbert
Governor

ATTEST:

Greg Bell
Lieutenant Governor

Leif Elder

From: Leif Elder <LELDER@utah.gov>
Sent: Tuesday, September 27, 2011 3:07 PM
To: snitz@utahsenate.org
Subject: House Base Map Block Assignment File
Attachments: Sumsion_22 Block Assignment 092711.txt

Thanks for your help on this.

Leif

Leif Elder, Research Analyst
Office of Legislative Research and General Counsel
W210 House Office Building
State Capitol Complex
Salt Lake City, Utah 84114
lelder@utah.gov
Phone: 801-538-1032
Fax: 801-538-1712

>>> Spencer nitz 09/26/11 10:53 AM >>>
Hello Committee members,

We're still looking for one or two more members to join us for a Hinckley Institute of Politics (at the U) forum. The forum will be held sometime during the week of the 17th of October, and they are more than willing to work around your schedule.

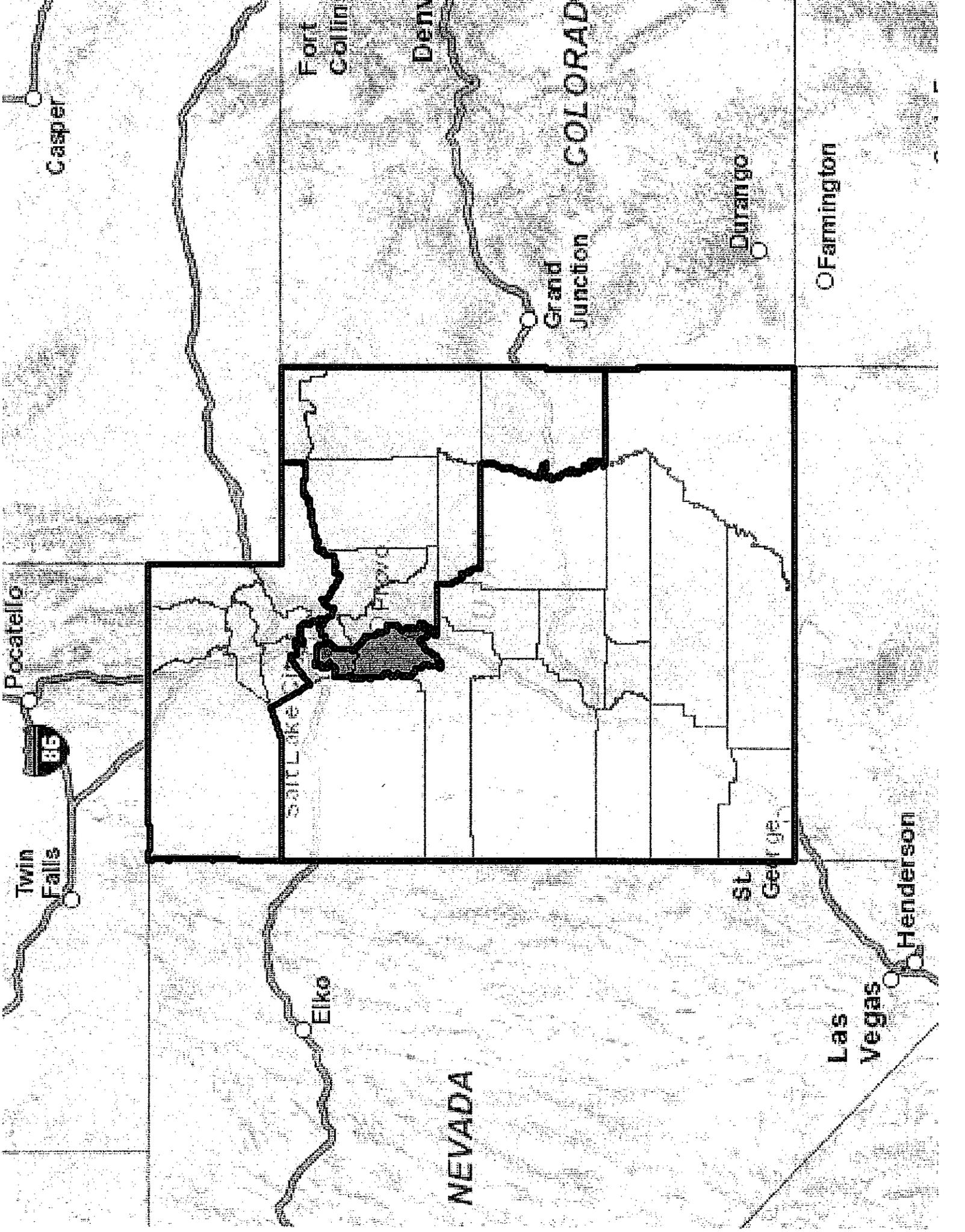
These forums usually last about an hour, with 10-15 minutes dedicated to questions, or more, if you wish.

Give me a call or send me an email if you're interested, as we're trying to hammer out the details today or tomorrow. Thanks so much!

Spencer Nitz
Utah State Senate
801.538.1035 (o)
801.598.9999 (c)

Leif Elder

From: Leif Elder <LELDER@utah.gov>
Sent: Tuesday, September 27, 2011 10:46 AM
To: Allison Nicholson
Subject: KML and JPG Sumsion 06 Modified A
Attachments: Congress - Sumsion_06_Modified_A.jpg; Congress - Sumsion_06_Modified_A.kmz



Casper

Pocatello

Twin Falls

86

Fort Collins

Denver

Grand Junction

Durango

Farmington

White Pine

Elko

St. George

Las Vegas

Henderson

NEVADA

COLORADO

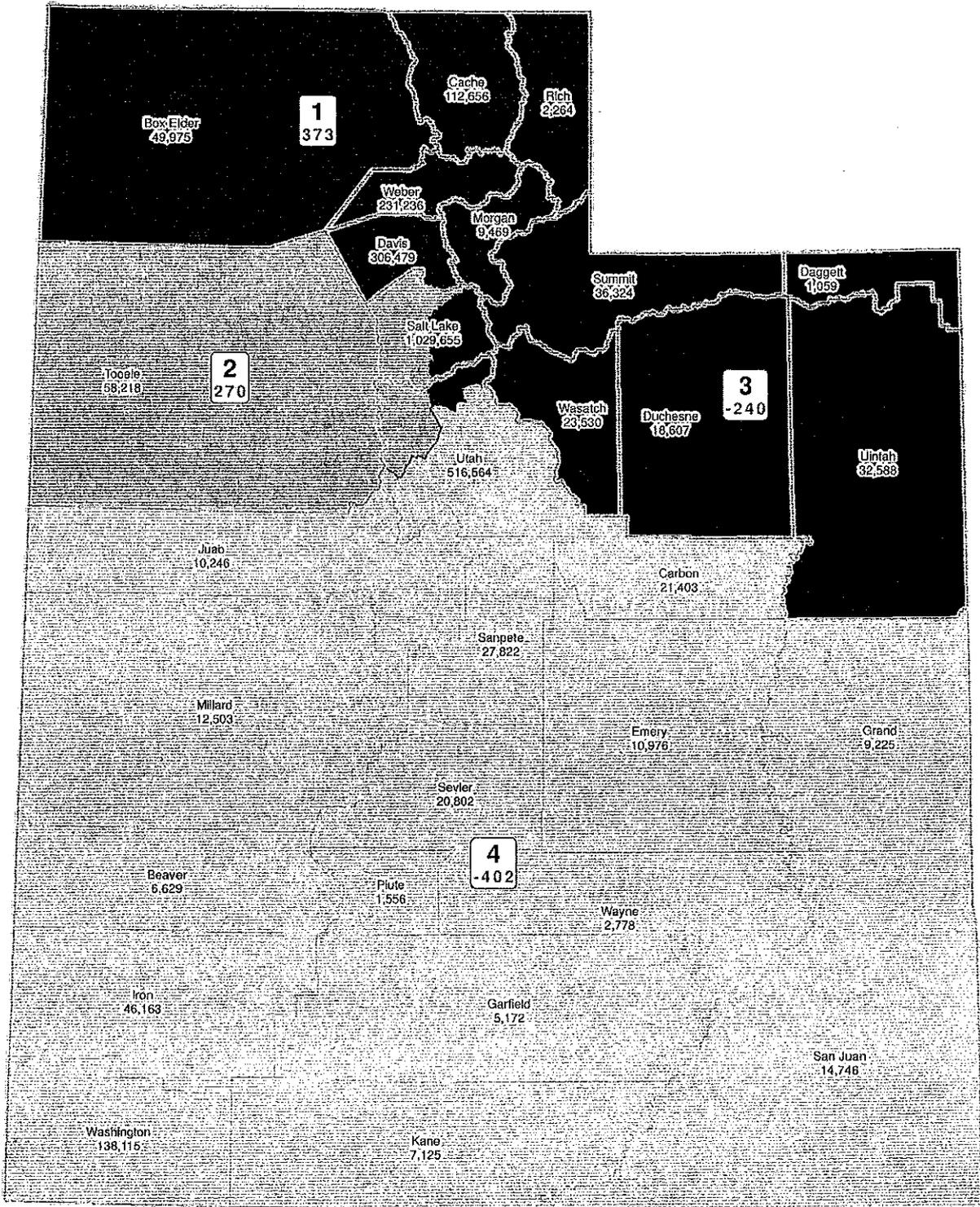
Leif Elder

From: Leif Elder <LELDER@utah.gov>
Sent: Tuesday, September 27, 2011 10:46 AM
To: Allison Nicholson
Subject: KML and JPG Sumsion 06 Modified A
Attachments: Congress - Sumsion_06_Modified_A.jpg; Congress - Sumsion_06_Modified_A.kmz

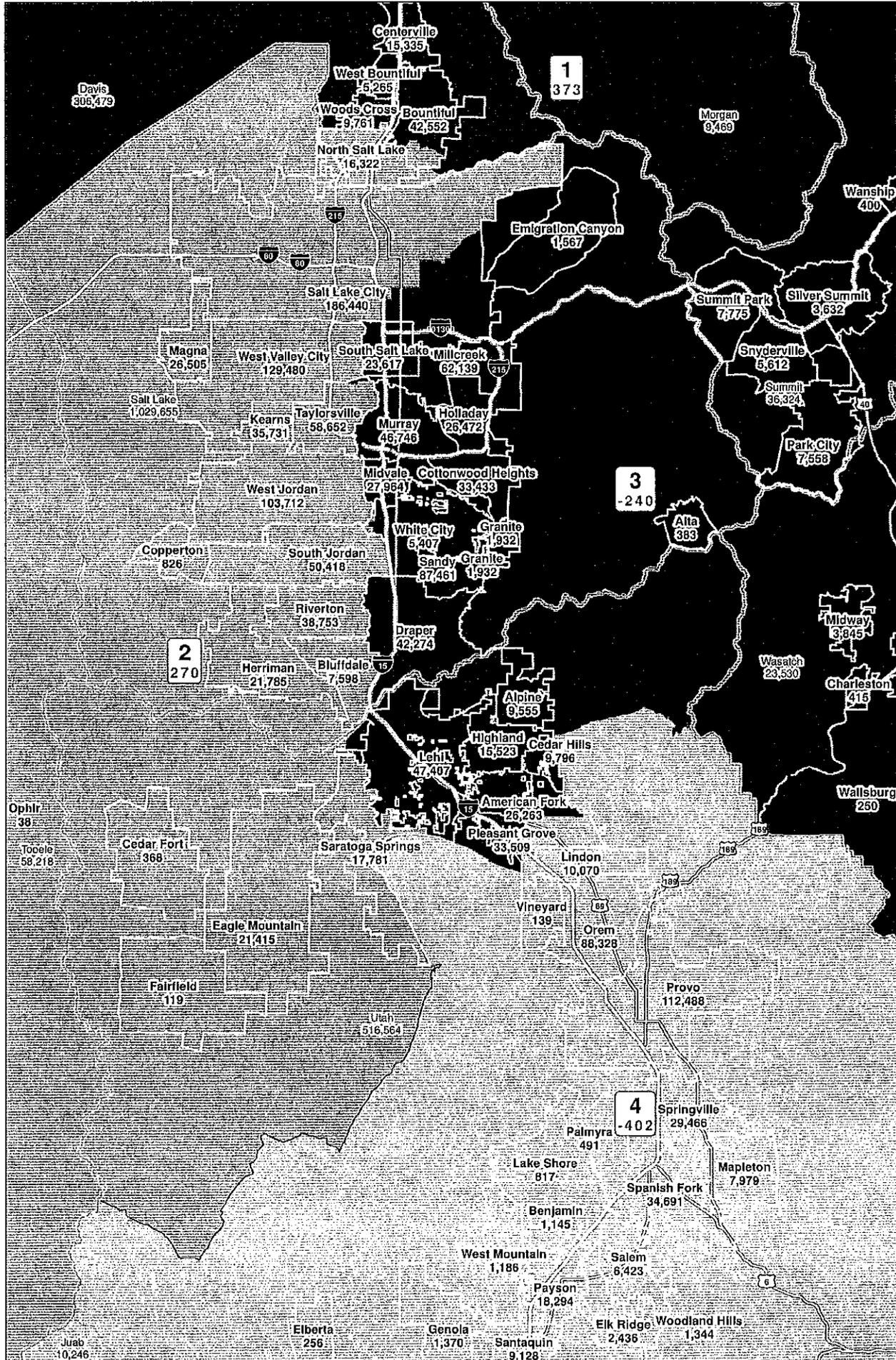
Leif Elder

From: Leif Elder <LELDER@utah.gov>
Sent: Monday, September 26, 2011 10:02 AM
To: Kim Heiner
Subject: Garber D
Attachments: Congress_Garber_D.pdf

Congressional - Garber D



Congressional - Garber D



Leif Elder

From: Leif Elder <LELDER@utah.gov>
Sent: Wednesday, September 21, 2011 12:09 PM
To: Willie Smith
Subject: Map for printing

Willie,

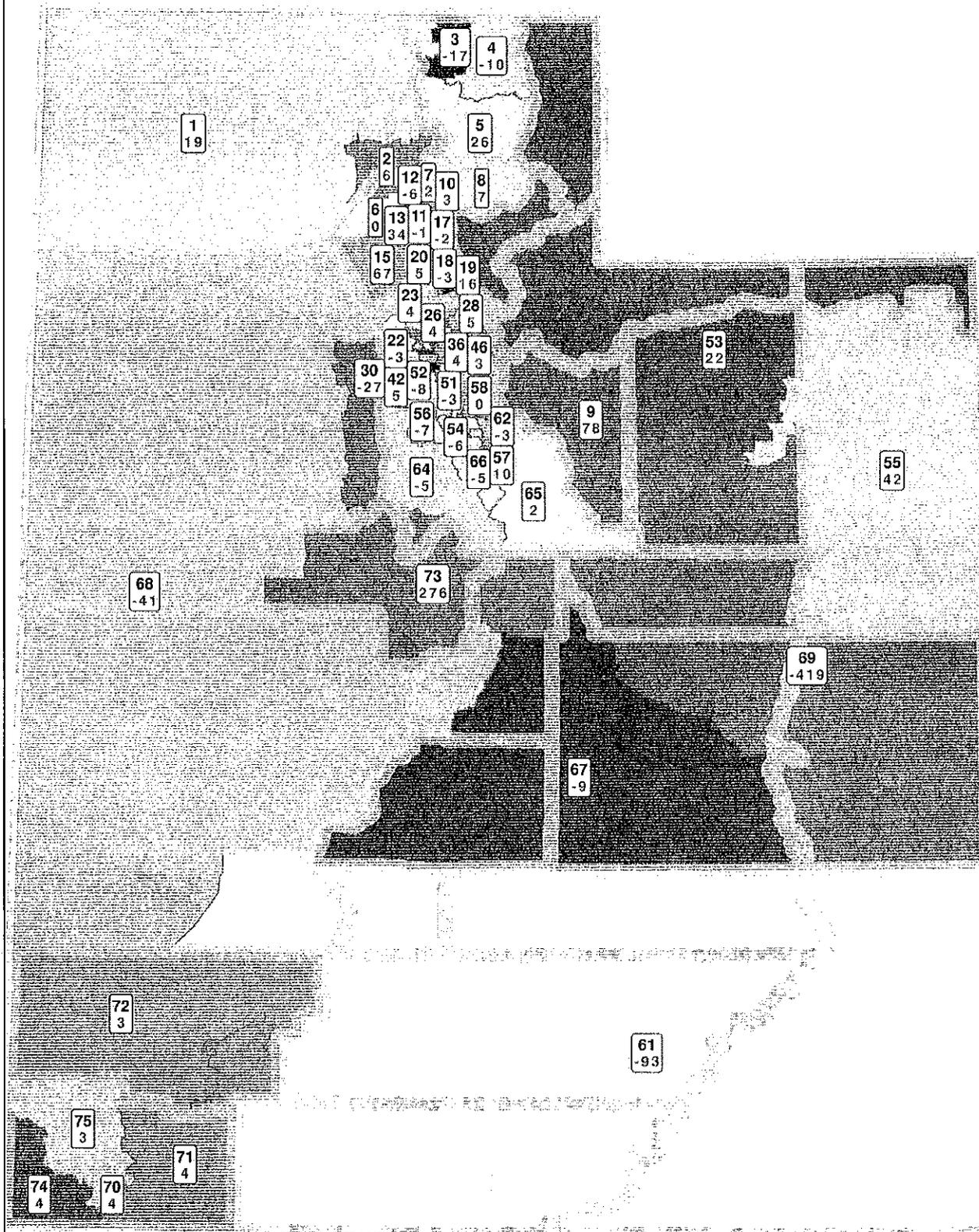
Please print 60 of the attached Map with the usual specifications. We need the maps in the Majority Caucus room.

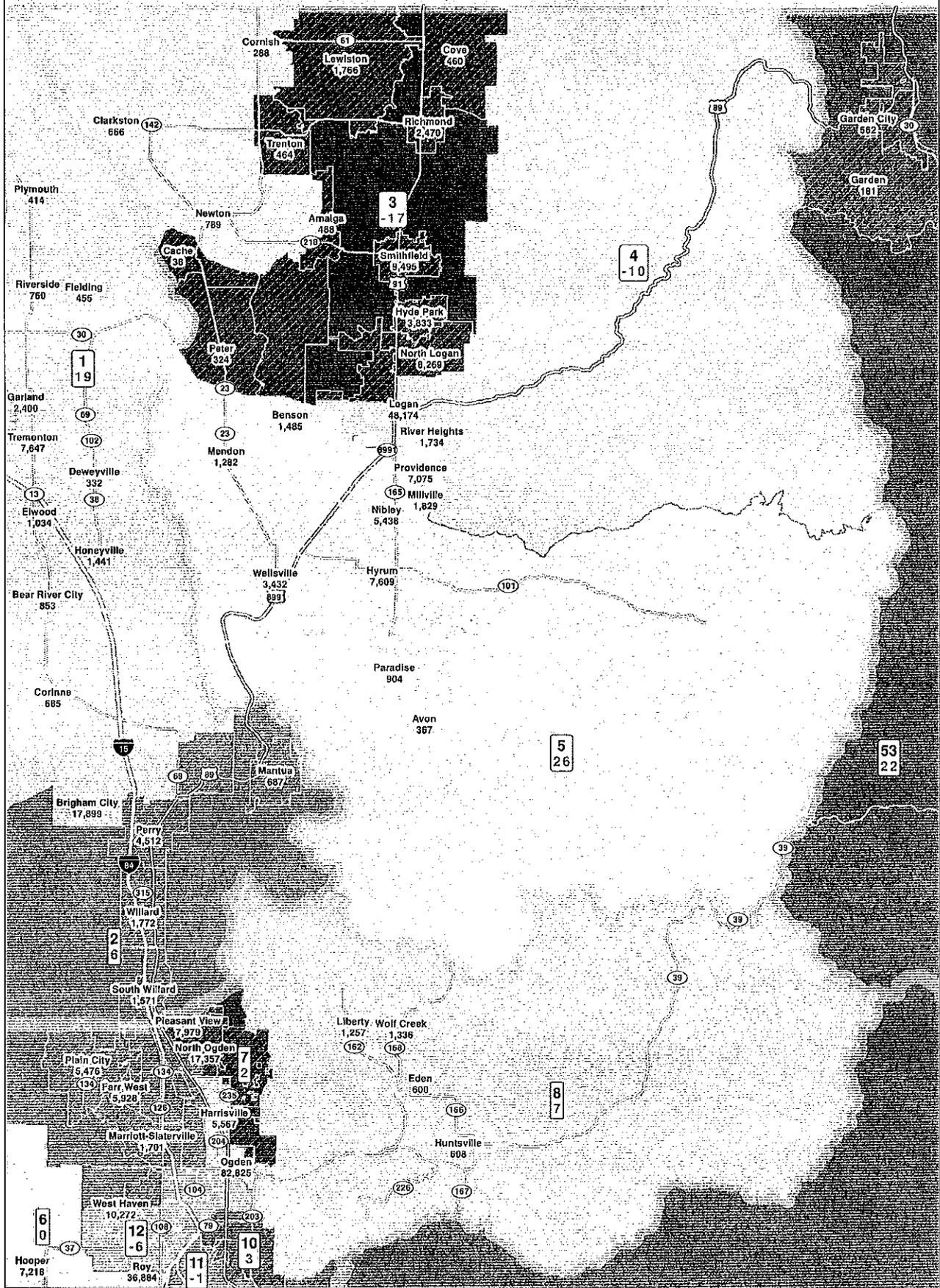
Thanks,

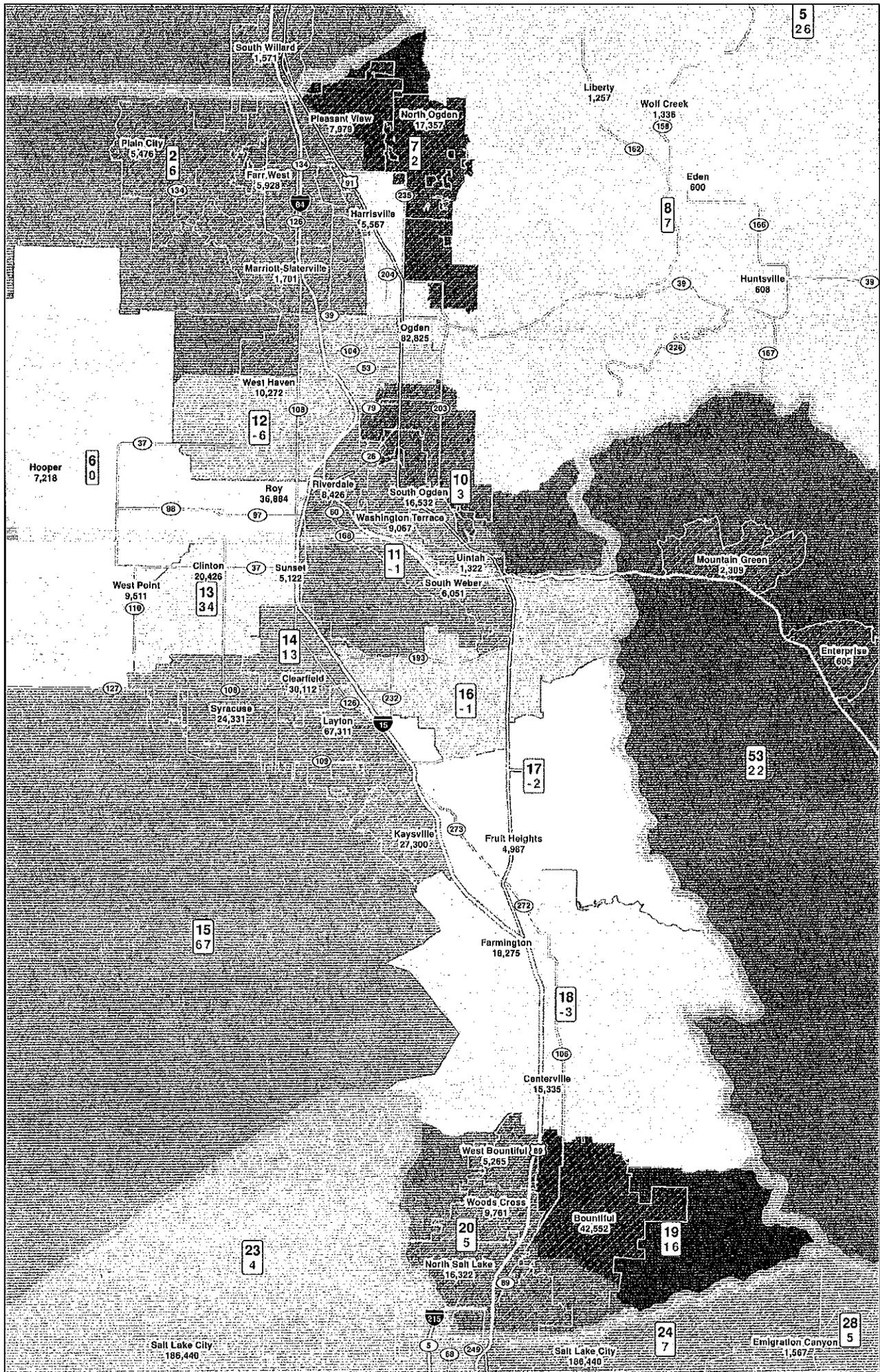
Leif

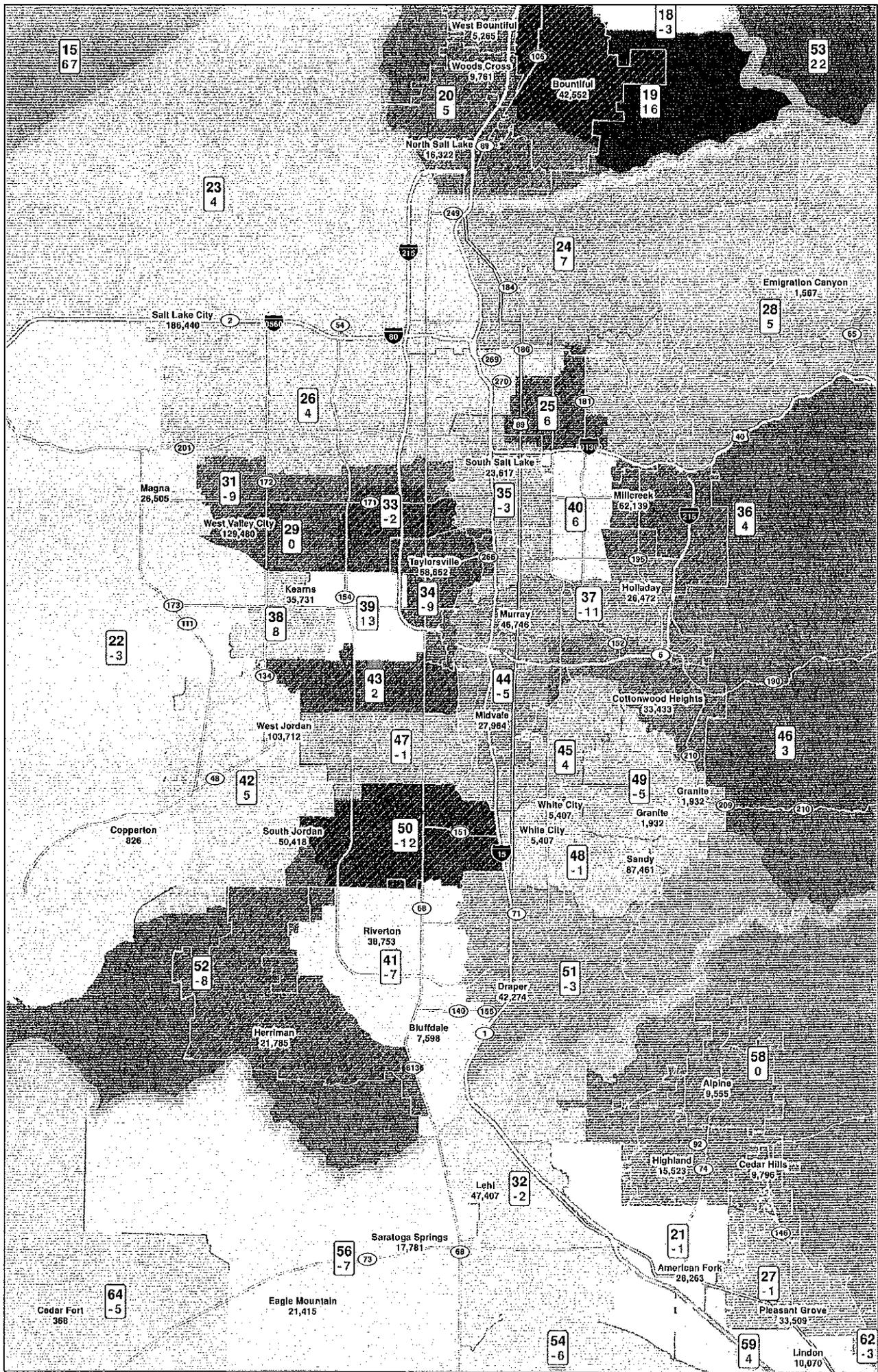
Leif Elder

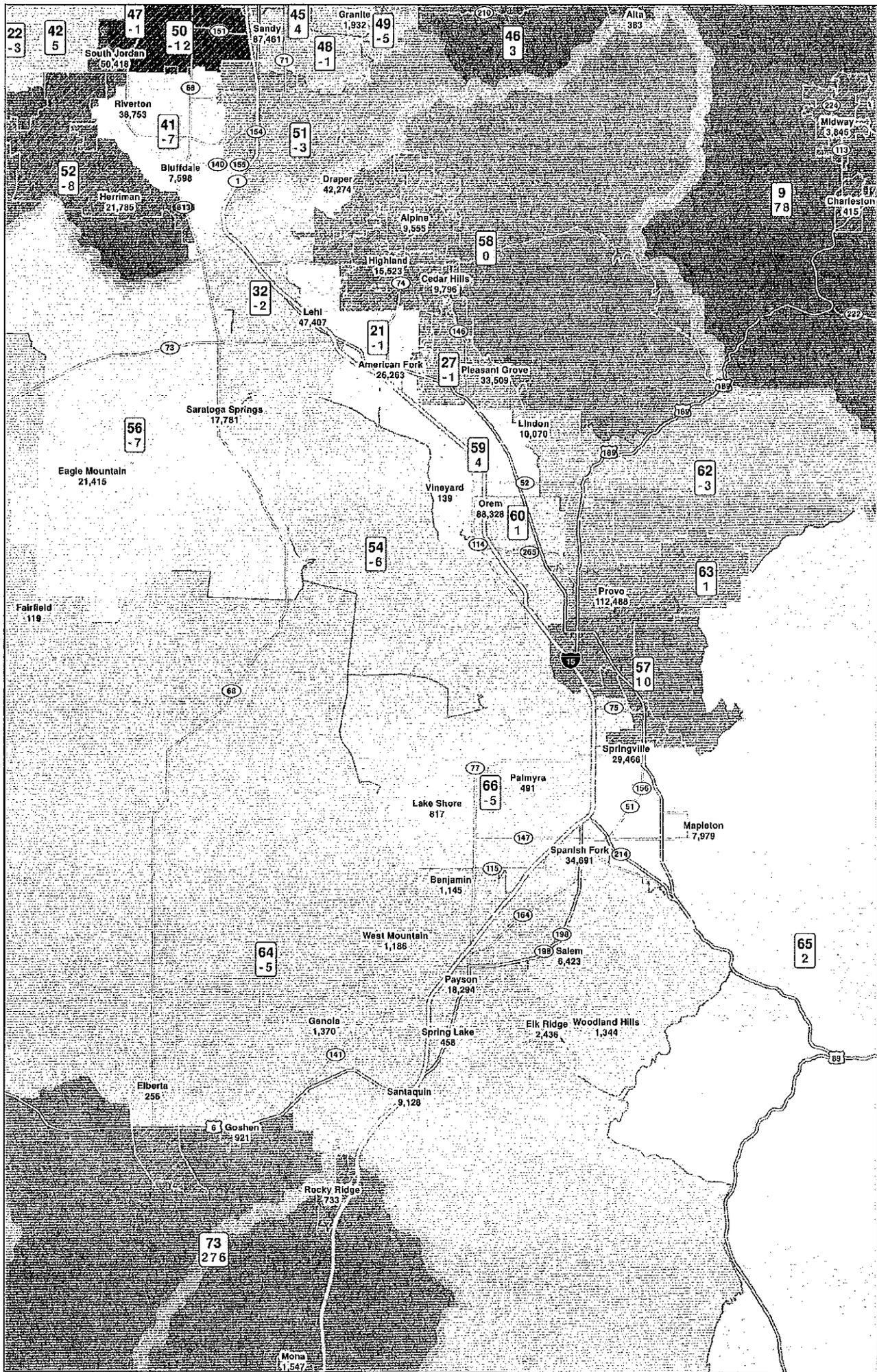
From: Leif Elder <LELDER@utah.gov>
Sent: Wednesday, September 21, 2011 12:18 PM
To: Willie Smith
Subject: Map
Attachments: Sumsion_19 All.pdf

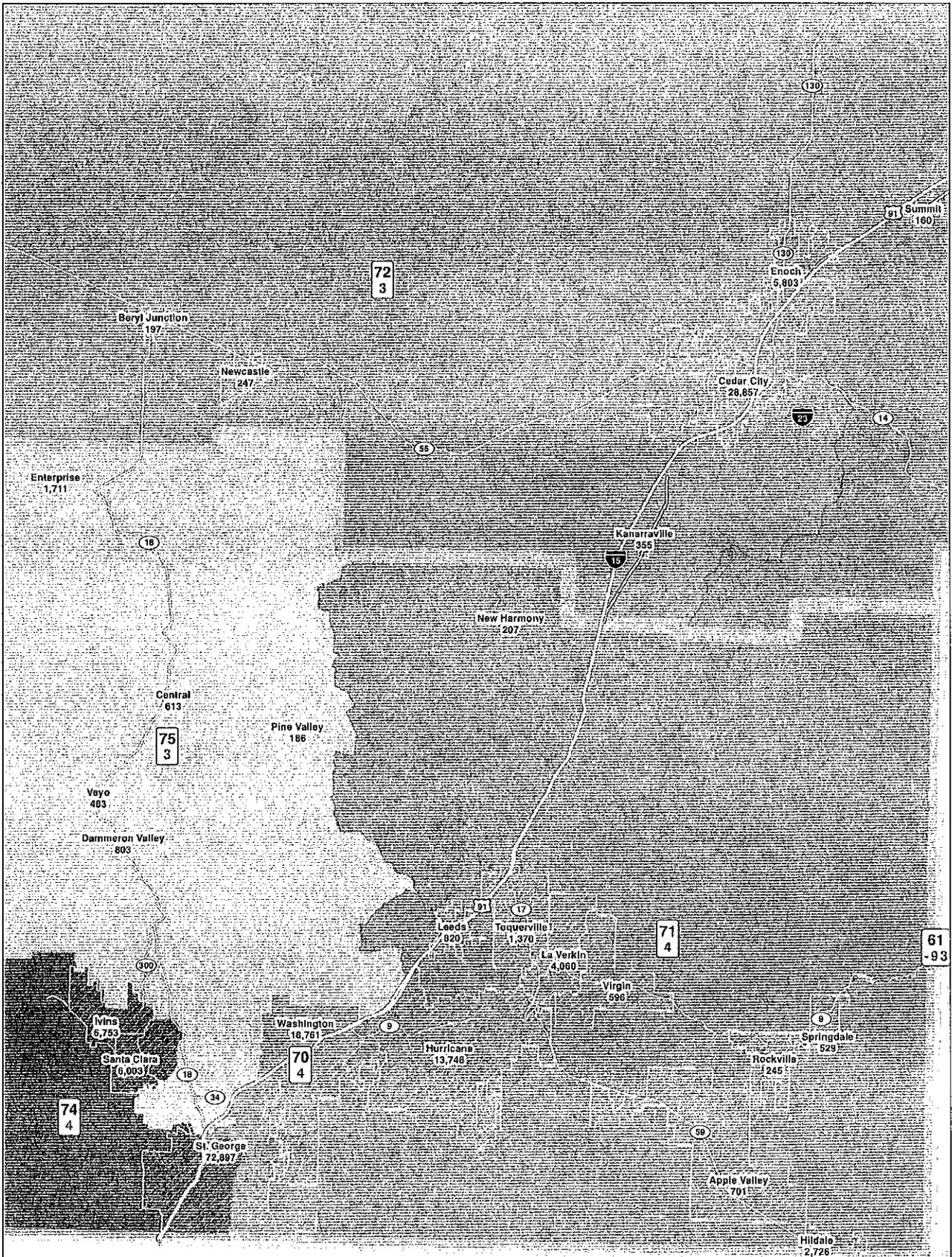












Leif Elder

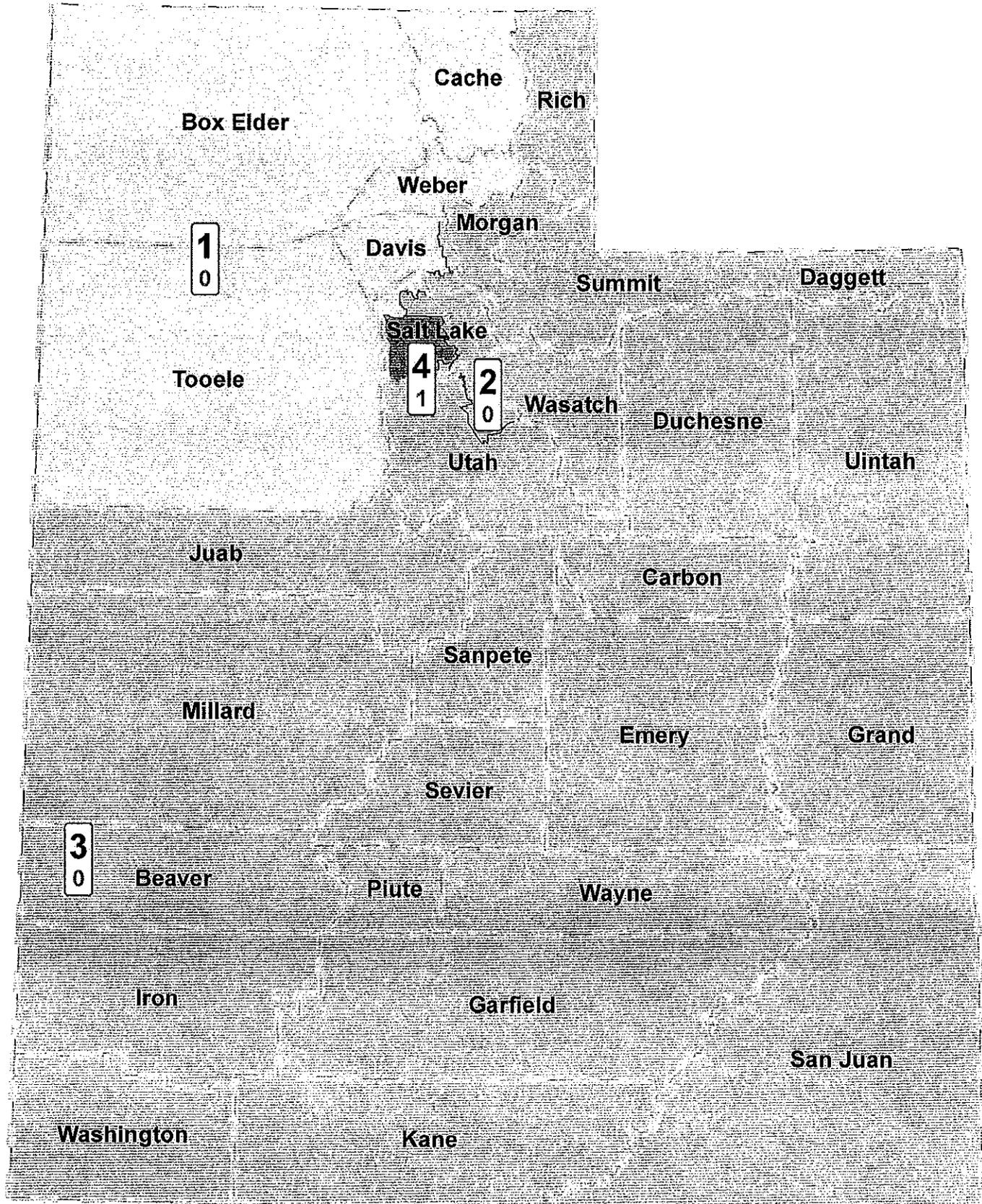
From: Leif Elder <LELDER@utah.gov>
Sent: Wednesday, September 21, 2011 6:06 PM
To: Willie Smith
Subject: Map for tomorrow's 9 am meeting
Attachments: Harper_02 all 92111.pdf

Willie please print 75 copies of the attached map for tomorrow's 9a.m. meeting.

Thanks,

Leif

Harper_02 Congressional



Harper_02 Congressional

Box Elder

Weber

10

Davis

Morgan

20

41

Salt Lake

Tooele

Summit

Wasatch

Utah

30

Rush Valley

Stockton

Tootsie

Erda

Grantsville

Stansbury Park

Hooper

West Haven

West Point

Clinton

Roy

Ogden

West Point

Clinton

Sunset

Clearfield

Syracuse

Kaysville

Fruit Heights

Farmington

Centerville

West Bountiful

Woods Cross

Bountiful

North Salt Lake

Salt Lake City

South Salt Lake

Magna

West Valley City

Kearns

Taylorville

West Jordan

Copperton

South Jordan

Riverton

Herriman

Bluffdale

Saratoga Springs

Eagle Mountain

Fairfield

Cedar Fort

Ophir

Stockton

Tootsie

Erda

Grantsville

Stansbury Park

Hooper

West Haven

West Point

Clinton

Roy

Ogden

West Haven

West Point

Clinton

Roy

Ogden

West Haven

West Point

Clinton

Sunset

Clearfield

Syracuse

Kaysville

Fruit Heights

Farmington

Centerville

West Bountiful

Woods Cross

Bountiful

North Salt Lake

Salt Lake City

South Salt Lake

Magna

West Valley City

Kearns

Taylorville

West Jordan

Copperton

South Jordan

Riverton

Herriman

Bluffdale

Saratoga Springs

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Ophir

Stockton

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Erda

Grantsville

Stansbury Park

Hooper

West Haven

West Point

Clinton

Roy

Ogden

West Haven

West Point

Roy

Ogden

West Haven

West Point

Clinton

Sunset

Clearfield

Syracuse

Kaysville

Fruit Heights

Farmington

Centerville

West Bountiful

Woods Cross

Bountiful

North Salt Lake

Salt Lake City

South Salt Lake

Magna

West Valley City

Kearns

Taylorville

West Jordan

Copperton

South Jordan

Riverton

Herriman

Bluffdale

Saratoga Springs

Eagle Mountain

Fairfield

Cedar Fort

Ophir

Stockton

Tootsie

Erda

Grantsville

Stansbury Park

Hooper

West Haven

West Point

Clinton

Roy

Ogden

West Haven

West Point

Roy

Ogden

West Haven

West Point

Clinton

Sunset

Clearfield

Syracuse

Kaysville

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Woods Cross

Bountiful

North Salt Lake

Salt Lake City

South Salt Lake

Magna

West Valley City

Kearns

Taylorville

West Jordan

Copperton

South Jordan

Riverton

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West Point

Clinton

Roy

Ogden

West Haven

West Point

Roy

Ogden

West Haven

West Point

Clinton

Sunset

Clearfield

Syracuse

Kaysville

Fruit Heights

Farmington

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Woods Cross

Bountiful

North Salt Lake

Salt Lake City

South Salt Lake

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Kearns

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West Haven

West Point

West Haven

West Point

Clinton

Sunset

Clearfield

Syracuse

Kaysville

Fruit Heights

Farmington

Centerville

West Bountiful

Woods Cross

Bountiful

North Salt Lake

Salt Lake City

South Salt Lake

Magna

West Valley City

Kearns

Taylorville

West Jordan

Copperton

South Jordan

Riverton

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West Point

Clinton

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Ogden

West Haven

West Point

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West Point

Clinton

Sunset

Clearfield

Syracuse

Kaysville

Fruit Heights

Farmington

Centerville

West Bountiful

Woods Cross

Bountiful

North Salt Lake

Salt Lake City

South Salt Lake

Magna

West Valley City

Kearns

Taylorville

West Jordan

Copperton

South Jordan

Riverton

Herriman

Bluffdale

Saratoga Springs

Eagle Mountain

Fairfield

Cedar Fort

Ophir

Stockton

Tootsie

Erda

Grantsville

Stansbury Park

Hooper

West Haven

West Point

Clinton

Roy

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West Haven

West Point

West Haven

West Point

Clinton

Sunset

Clearfield

Syracuse

Kaysville

Fruit Heights

Farmington

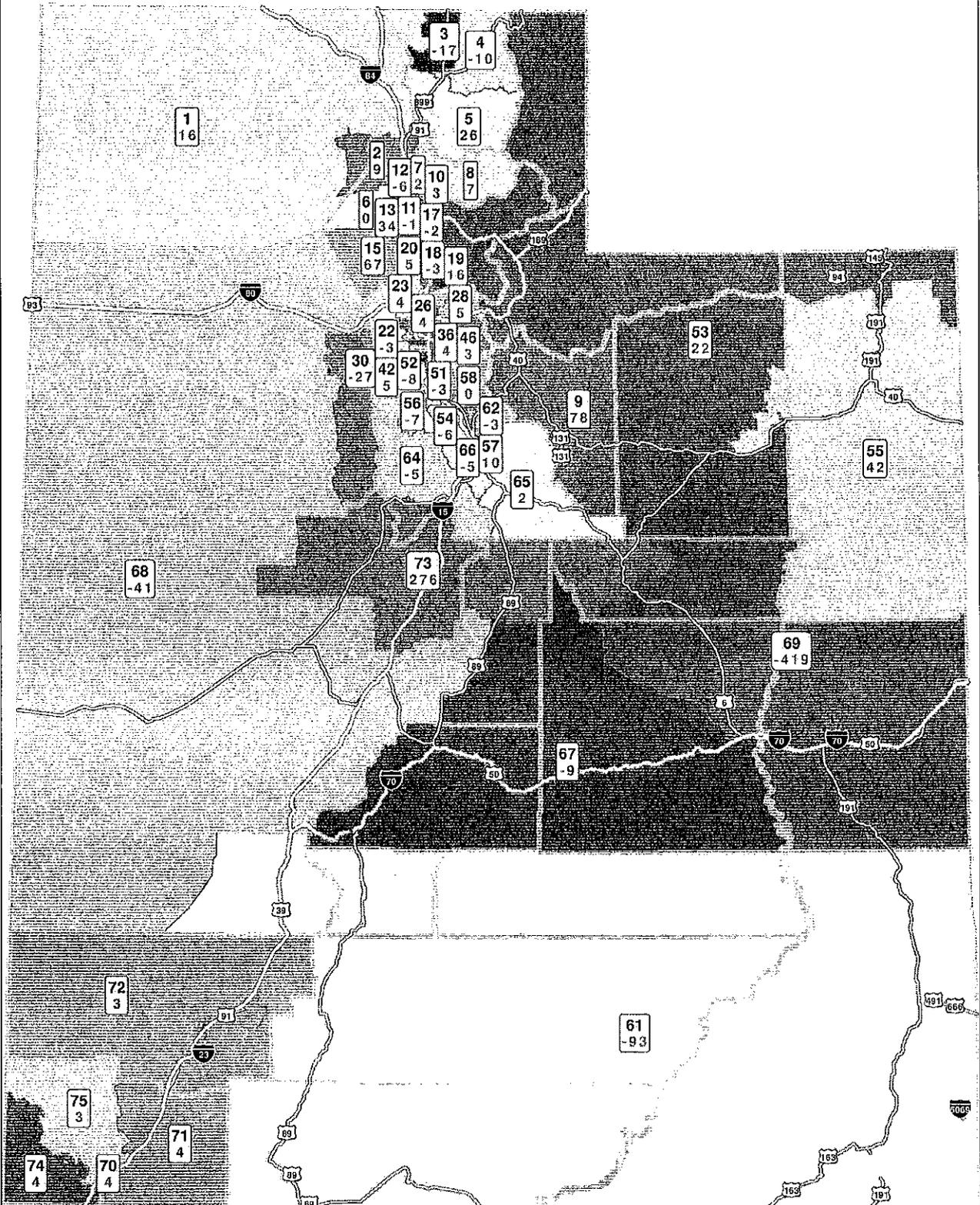
Centerville

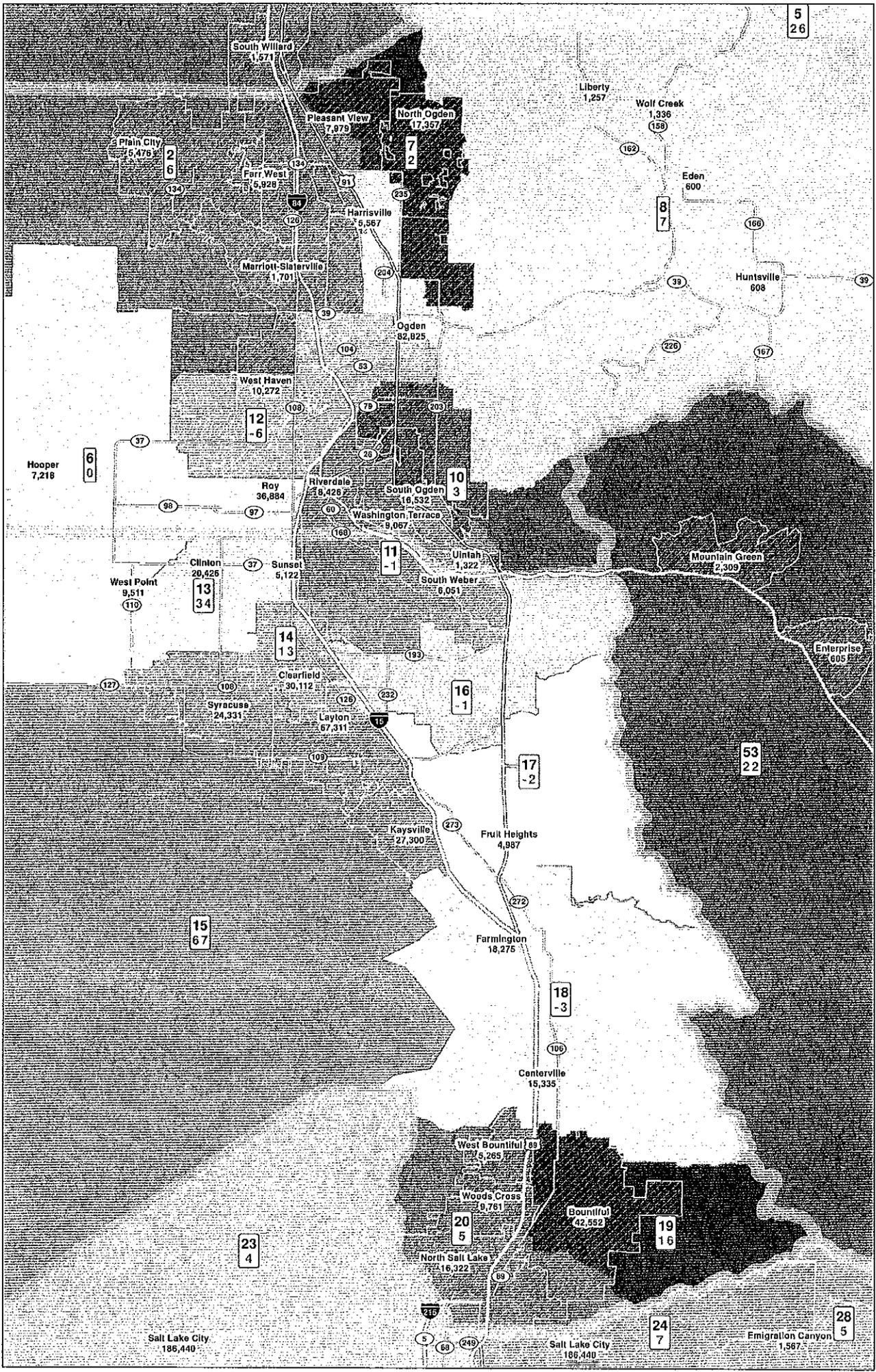
Leif Elder

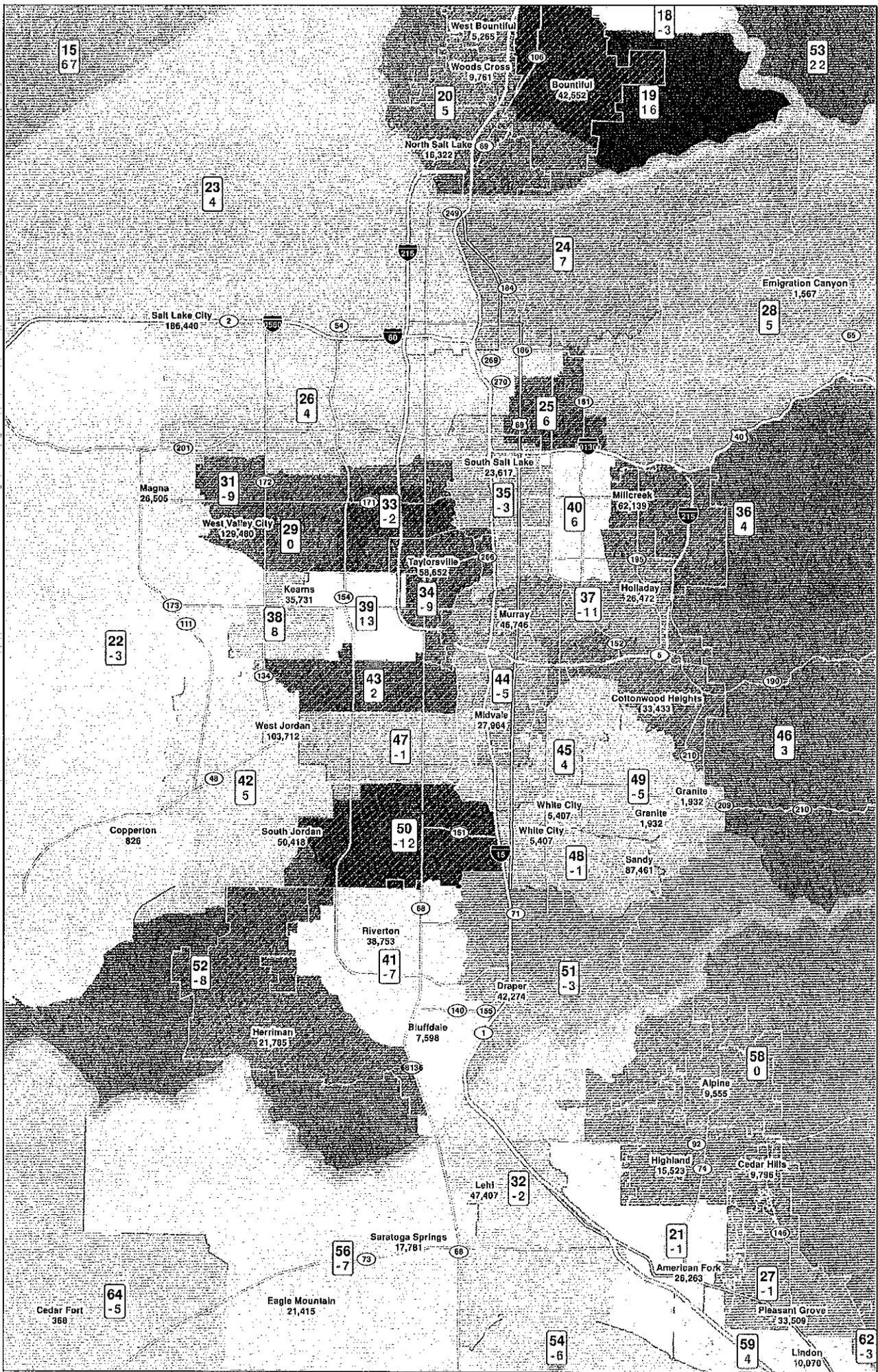
From: Leif Elder <LELDER@utah.gov>
Sent: Thursday, September 22, 2011 7:47 AM
To: Willie Smith
Subject: Please print this map
Attachments: Sumsion_19 All.pdf

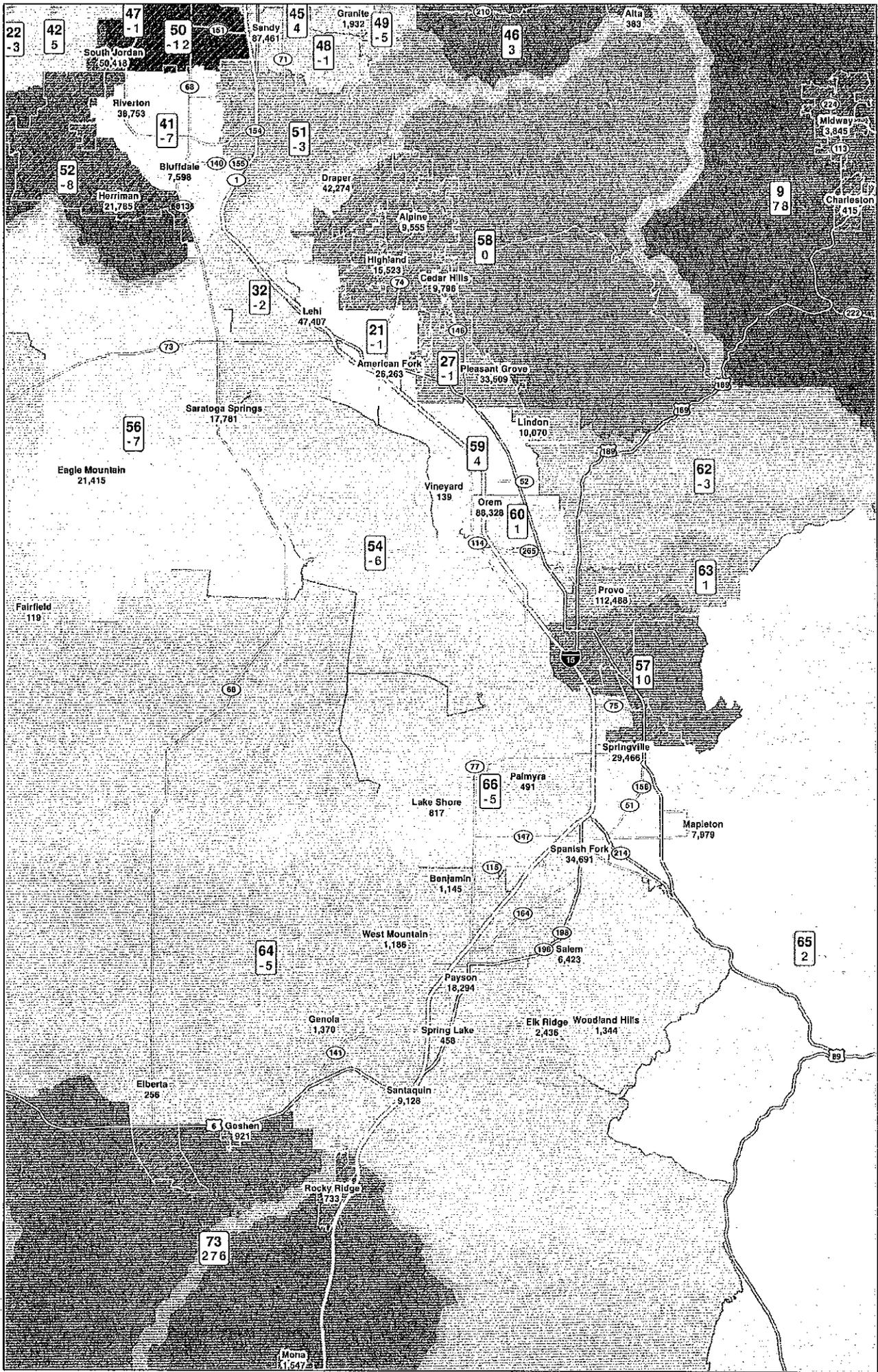
75 copies

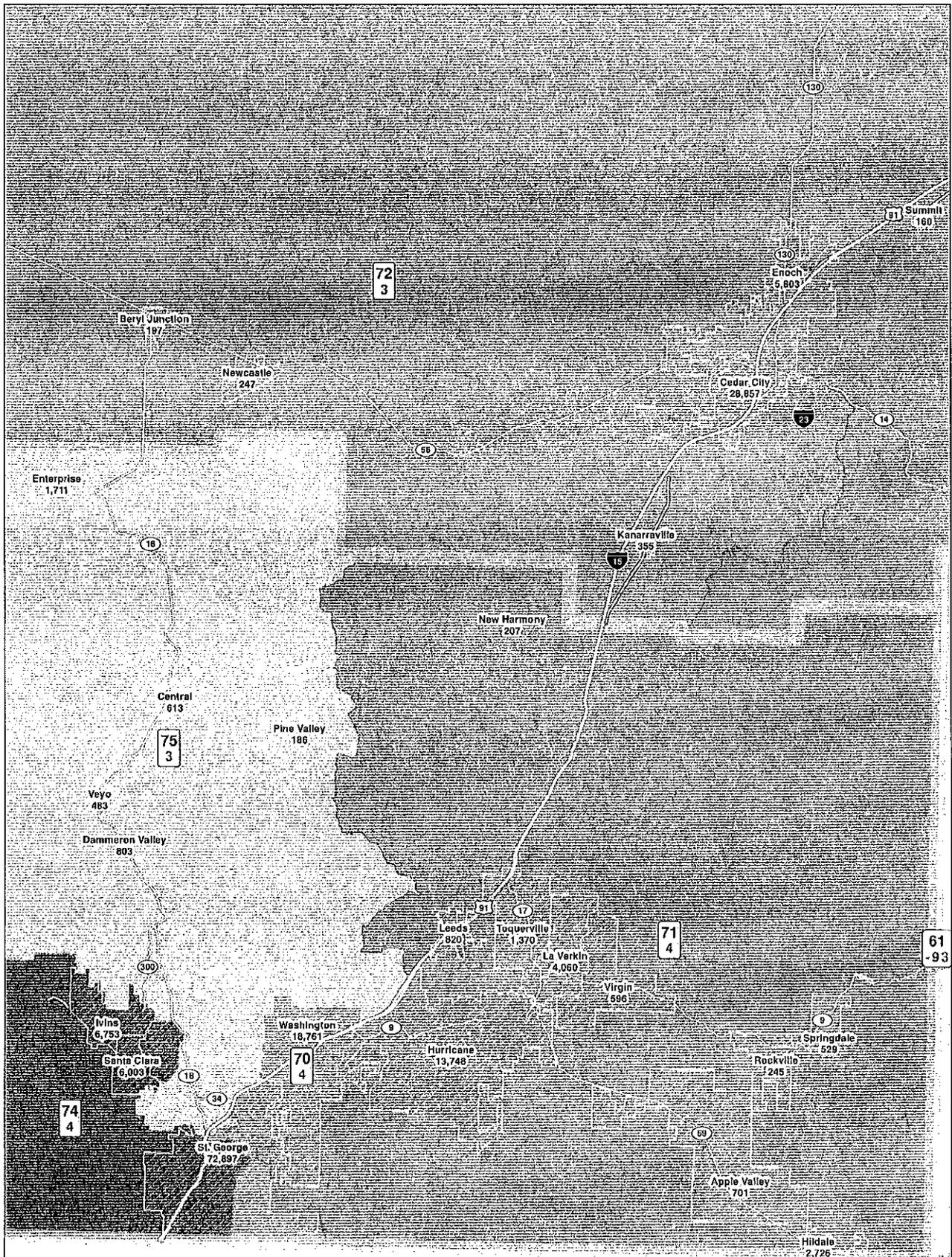
Leif Elder, Policy Analyst
Office of Legislative Research and General Counsel
W210 House Office Building
State Capitol Complex
Salt Lake City, Utah 84114
lelder@utah.gov
Phone: 801-538-1032
Fax: 801-538-1712









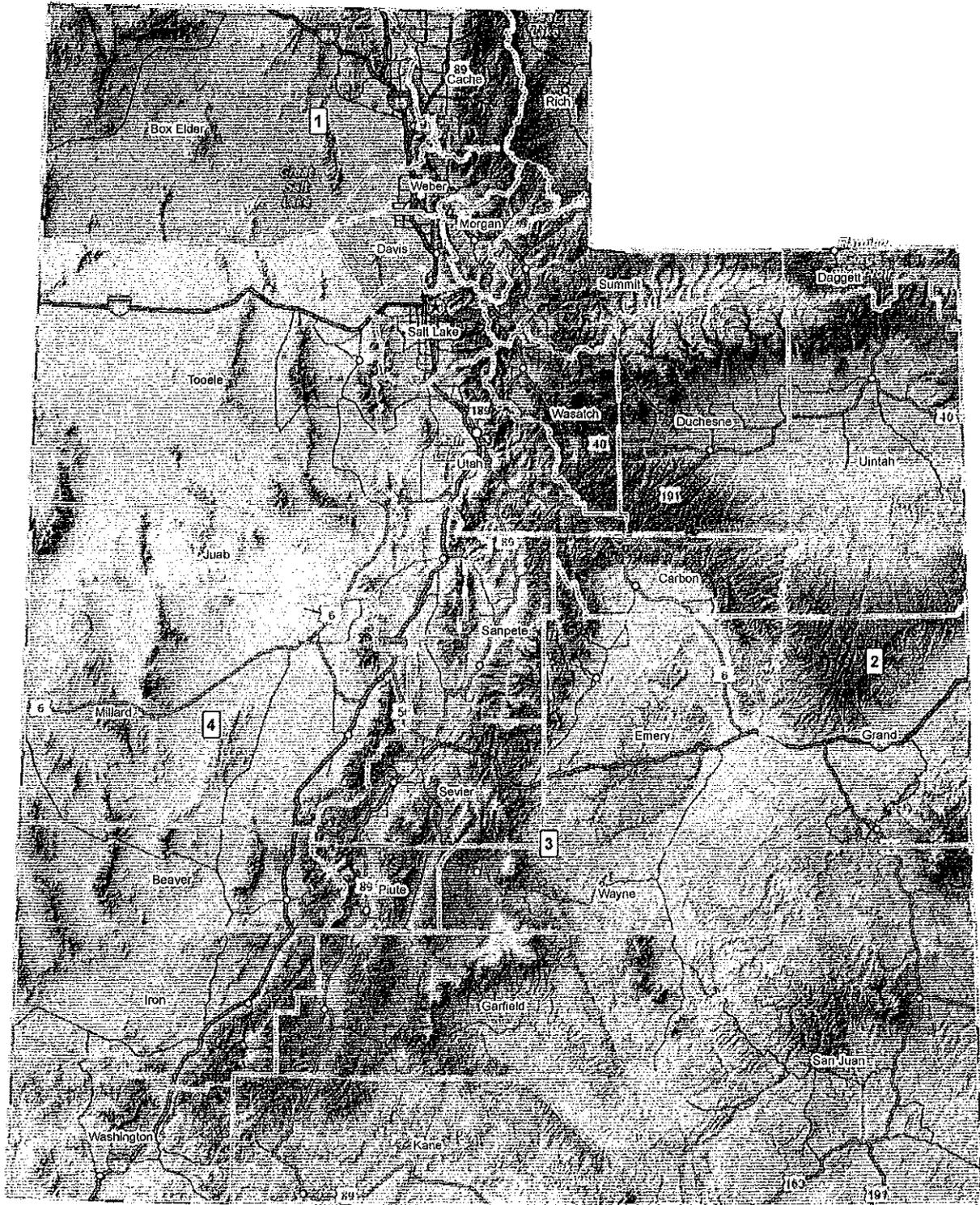


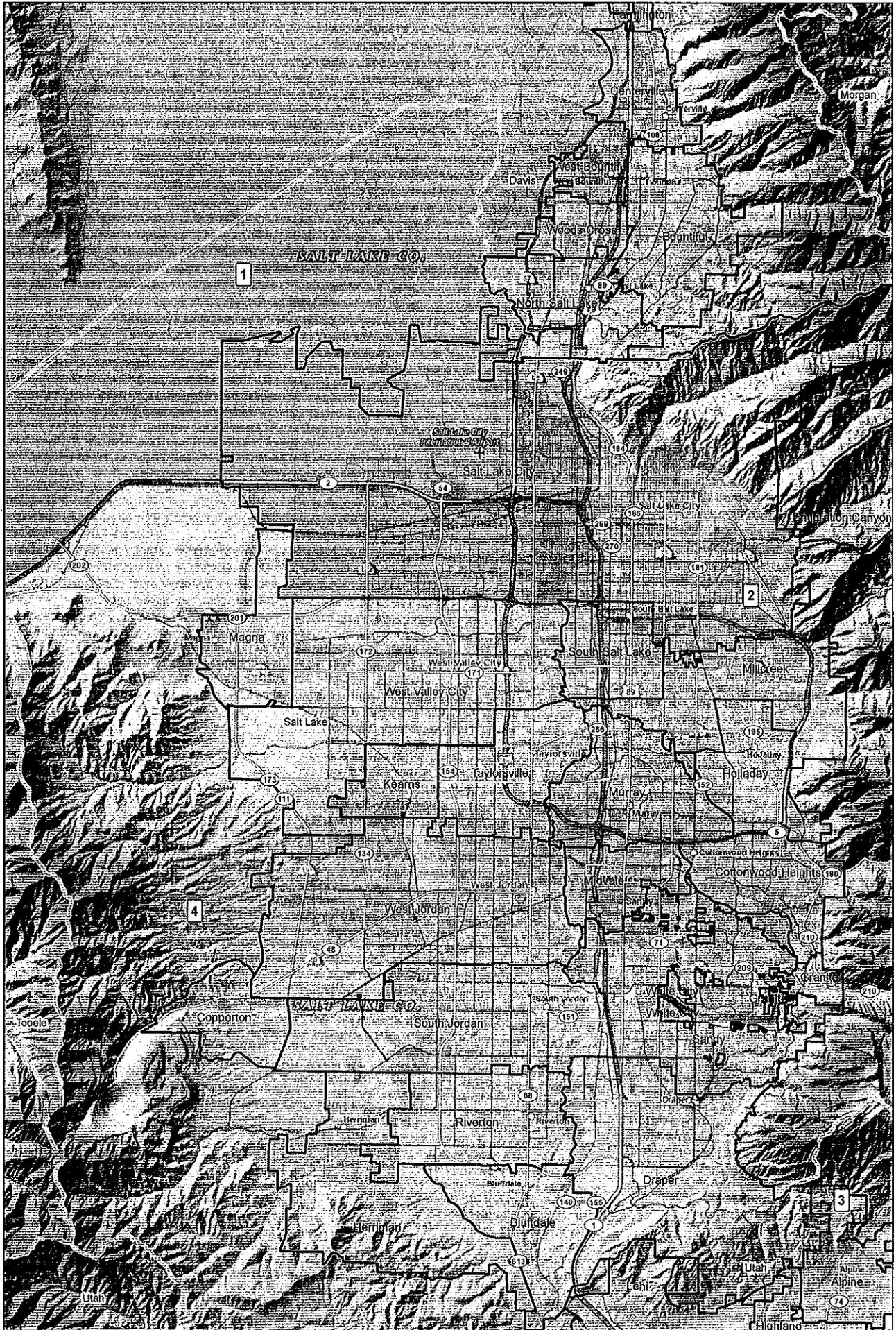
Leif Elder

From: Leif Elder <LELDER@utah.gov>
Sent: Thursday, September 22, 2011 9:19 AM
To: Willie Smith
Subject: One More Map
Attachments: Cox0001v2-[20] All.pdf

75 copies. Please bring to room 30 in basement of the House building.

Leif





From: Ric Cantrell
To: Reid, Stuart
Date: 9/28/2011 6:06:37 PM
Subject: Fwd: Special session

FYI - here is some early info on the LG's special session issue. It may have morphed somewhat, after discussion at September's Gov Ops interim meeting.

See you tomorrow.

>>> Thomas, Mark(Mark Thomas) 8/23/2011 8:43 PM >>>
Ric,

I hope all is well.

As you are probably aware, the Legislature elected not to fund an early presidential primary and selected to have the presidential primary at the same time as the state regular primary in June.

After a careful review of the applicable statutes and working with LRGC, there are a handful of technical issues in the statute that need to be addressed in order to have the presidential candidates on the regular primary ballot.

These issues include requiring presidential candidates to pay the \$500 filing fee, developing a Declaration of Candidacy form, clarifying the certification requirements, and clarifying that the winner of the state presidential primary is not necessarily the presidential candidate who will be on the regular general election ballot (for example Romney won the primary in Utah in 2008 but it was McCain who was certified for the general election ballot).

I presented these issues to the Government Operation Interim Committee in June. They voted to have LRGC draft a bill to address these issues. In September, it is the plan to present the drafted bill to the interim committee and have them vote as to whether this should be a committee bill.

After discussing this with Emily Brown from LGRC, we believe it would be best to have the bill passed during a special session, most likely when the Legislature holds a special session in October to approve the redistricting maps.

The presidential campaigns and political parties are working hard to make sure they understand all of the requirements to get a presidential candidate on the ballot. This has placed us in a difficult situation. Our office has been telling them what we believe the intent is of the Legislature to have the presidential primary in June but that not all of the mechanisms are in place for this to happen and they will need to check back with us.

Waiting until the general session is possible but very risky. With the filing period beginning the day after the session ends, this bill would have to be approved by a super majority and signed by the governor in order to make it effective immediately. If we did wait until the general session, we would obviously try and get it past as early into the session as possible.

Having this be in limbo until right before the filing period is not fair to the candidates. Not being able to tell candidates exactly what will be required of them will make it difficult for them and our office.

Both the lieutenant governor and the governor's office have given their approval to try and place this on the special session call if approval is given to us by leadership.

We will have a bill already drafted and discussed/vetted through an interim committee. They may even approve it as a committee bill.

I see this as merely addressing technical issues in order to fulfill the Legislature's desire to have the presidential

candidates on the regular primary election.

I will give you a call or stop by your office to discuss this further in the coming days, I just wanted to give you a heads up.

Let me know if you have any questions.

Thanks,

Mark Thomas
Deputy Chief of Staff
Director of Elections
Lieutenant Governor's office
801-538-1041

From: Cathey Lukes
To: Herbert, Governor Gary, Lockhart, Becky, King, Brian, Webb, Curt, Watkins, Christine, IPSON, Don, Froerer, Gage, Sumsion, Kenneth, Brown, Melvin, Newbold, Merlynn, Barrus, Roger, Kiser, Todd, McAdams, Ben, Davis, Gene, VanTassell, Kevin, Okerlund, Ralph, Reid, Stuart, Waddoups, Michael, 'Gibson'
CC:
Date: 10/21/2011 10:21:26 AM

Since Governor Herbert thought it was in the best interests of the Utah taxpayers to approve one of the most ridiculous and heartless redistricting maps ever, it has become apparent to me and many others that this state should become its own country. Obviously you have no respect for diversity, honor, or tolerance of people different from you. I believe there were 19 legislators who voted NO and for those people, I have a great deal of respect!

Let me also remind you that being religious isn't going to church on Sunday, it's all about how you treat your brothers and sisters 24 x 7 x 365 days per year! Obviously, you have forgotten what Jesus Christ's teachings are all about! For those who supported this atrocity, you are absolutely despicable!

I vote every election and I am not one of your blind followers!

Catherine A. Lukes
1853 South 600 East
Salt Lake City, UT 84105

From: Cathey Lukes
To: Lockhart, Becky, King, Brian, Webb, Curt, Watkins, Christine, IPSON, Don, Froerer, Gage, Sumsion, Kenneth, Brown, Melvin, Newbold, Merlynn, Barrus, Roger, Kiser, Todd, McAdams, Ben, Davis, Gene, VanTassell, Kevin, Okerlund, Ralph, Reid, Stuart, Waddoups, Michael,
CC: Herbert, Governor Gary
Date: 10/20/2011 10:04:07 AM

From the Utah County Daily Herald http://www.heraldextra.com/news/opinion/article_a2bbeea5-72c3-54f2-ae95-d6ceb1e5423e.html?mode=story

The subject was taken from the Utah County Daily Herald. I couldn't agree more. The process of the Utah Legislature inviting the public to give them input on how the districts should be drawn and spending \$1,000,000.00 on software to do it was nothing but a sham. I am completely disgusted and appalled at the arrogance and pompous attitudes shown by you on Monday night. It is ridiculous and another embarrassment to the state of Utah. I have NOTHING in common with people in rural areas just like they have requested during the entire process that they have nothing in common with those in urban areas. I also don't have anything in common with people in Bountiful or Kamas, etc. What would Jesus do? Certainly not this!

I don't forget, and this time I will be joining both Democrats and Republicans in revolt against this map and the lies we have been told.

Catherine A. Lukes
Registered Voter
1853 South 600 East
Salt Lake City, UT 84105

From: hal massey
To: Christensen, Allen, Hinkins, David, Thatcher, Dan, Davis, Gene, Stephenson,
Howard, Valentine, John, Stevenson, Jerry, Mayne, Karen, Morgan, Karen, VanTassell,
Kevin, Hillyard, Lyle, Robles, Luz, Dayton, Margaret, Madsen, Mark, Jones, Pat, Knudson,
Peter, Okerlund, Ralph, Romero, Ross, Reid, Stuart, Jenkins, Scott, Urquhart,
Steve, Niederhauser, Wayne, , , , , ,
Date: 10/17/2011 11:38:02 AM

Hi Y'all,
Divide Salt Lake county into four voting districts.
The dems. under Jim D. and his ravings, need to be muzzled.
Just do it.
Hal

Hal Massey

(801) 265-0746 // halmassey2@hotmail.com

From: Chris Jensen
To: Reid, Stuart
Date: 10/17/2011 9:47:56 AM
Subject: Redistricting
Attachments: Mime.822

Hello Mr Reid,

I am writing to express my disappointment over the partisanship of the redistricting process, and the Republican attempt to eliminate the sole Democratic representative from our State. I urge you to voice your opinion of fairness and leave Salt Lake City whole in the redistricting process. I am a voter, and will vote against anyone who participates in an unfair attempt at eliminating representation from both parties in Washington. I suggest you pass this on to your colleagues.

Respectfully yours,

--

Chris C. Jensen
cjmoguls1@gmail.com
(801)940-1447

From: Connie Stewart
BC: Stuart Reid, Stuart Reid
Date: 10/16/2011 7:56:08 PM
Subject: Vote for SB 3002, as recommended by the redistricting committee and has passed the Utah Senate.
Attachments: [Mime.822](#)

Dear Senator,

I would like the Utah State Legislature to not make last-minute changes and to proceed to pass the map that was supported by the redistricting committee. Reject any last minute attempts to water down rural Utah's influence.

Support SB 3002, which was recommended by the redistrict ion committee and has already passed the Utah Senate.

Sincerely,

Constance M. Stewart

354 South 500 East

Saint George, UT 84770-3718

Phone - 435-628-7932

Email - stewart.connie@gmail.com

From: ada cox
To: Christensen, Allen, McAdams, Ben, Hinkins, David, Liljenquist, Dan, Thatcher, Dan, Davis, Gene, Stephenson, Howard, Adams, Stuart, Valentine, John, Stevenson, Jerry, Mayne, Karen, Morgan, Karen, VanTassell, Kevin, Hillyard, Lyle, Robles, Luz, Dayton, Margaret, Madsen, Mark, Jones, Pat, Knudson, Peter, Okerlund, Ralph, Romero, Ross, Reid, Stuart, Jenkins, Scott, Urquhart, Steve, Waddoups, Michael, Niederhauser, Wayne, ,
Date: 10/16/2011 7:40:45 PM
Subject: Redistricting
Attachments: Mime.822

We have studied the redistricting issues and SUPPORT SB 3002 as passed by the Utah Senate. Please give it your support during the special session.

Thank you for your service to the State of Utah,

Bill and Ada Cox, St. George

From: gail gerlach
To: Reid, Stuart
Date: 10/15/2011 10:03:34 PM
Subject: redistricting
Attachments: [Mime.822](#)

I urge you to vote for the Gerber Citizen Map because it appears to be the most equitable and closer to the redistricting committee's recommendation the legislature appointed and we all paid for.

For a while it seemed that the Legislature was serious about open meetings and listening to constituents but in the end that appears to have been a delusion, since the Senate then drew up the plan first described by Sen. Waddoups and the House in secret drafted their own "60-62% republican in every district," completely ignoring the citizens of Utah yet again. I strongly oppose both of those plans. You spent over a million dollars for advice; you should listen to it.

I agree with the Deseret News editorial a few days ago, gerrymandering may be legal by your own rules, but it is not ethical or moral or even necessary for you to retain a majority. It not only disadvantages the minority party, it also disadvantages the majority by protecting incumbents and protecting favorites. A healthy majority of people in Utah, republicans, democrats, libertarians, and independents wanted an *independent commission* because they did not trust the Legislature to do the right thing. Show us you can rise above partisanship.

Gail Gerlach

From: Leonard Plaizier
BC: Stuart Reid, Stuart Reid
Date: 10/14/2011 4:27:57 PM
Subject: Redistricting Plan Submitted Plan ID 68408 "Fair 4 Utah Counties and Cities" - With LINK
Attachments: [Mime.822](#)

Please consider the "Fair 4 Utah Counties and Cities" plan (ID 68408).
A Compromise Plan Like No Other!

<http://www.redistrictutah.com/maps/congress-plaizier-fair-4-utah-counties-and-cities>

Thank you
Leonard

From: Q Dang
To: Dang, Q
BC: Stuart Reid
Date: 10/13/2011 7:35:18 PM
Subject: Please support the Garber Citizen Map (modified)
Attachments: Mime.822

Dear Senator,

As a citizen of Utah, I urge you to VOTE NO on the current map being discussed in the House.

I have studied the maps and I would suggest to you that the best map, based on contiguousness and compactness, is the Garber Citizen Map (modified, sponsored by Representative Brian King).

<http://www.redistrictutah.com/maps/congress-rep-king-garber-modified-king>

Please vote for this compromise map. I know you have worked very diligently for the people of Utah, and I thank you for it.

Sincerely,
Quang Dang

From: Carina Dillon
To: Sumsion, Kenneth, Okerlund, Ralph
CC: Lockhart, Becky, King, Brian, Webb, Curt, Watkins, Christine, IPSON, Don, Gibson, Francis, Froerer, Gage, Brown, Melvin, Newbold, Merlynn, Hendrickson, Neal, Barrus, Roger, Kiser, Todd, McAdams, Ben, Davis, Gene, VanTassell, Kevin, Reid, Stuart, Waddoups, Michael
Date: 10/10/2011 11:33:19 AM

Dear Senators and Representatives:

I wish to express my support for the King/Garber congressional redistricting plan. It preserves the urban/rural district mix that the committee prefers, while keeping intact communities of interest. There are some very distinct differences among Northern, Western, Southern and Eastern Utah, and the King/Garber plan wisely allows those areas' specific interests and constituencies to be well-represented. As a resident of Tooele, I can safely say on behalf of my community that-- regardless of political affiliation-- we would prefer to be included in a congressional district with western Salt Lake County, which the King/Garber plan does.

I urge you to adopt the King/Garber map.

Respectfully,
Carina Dillon
308 Caldwell Dr.
Tooele, UT 84074

From: Paul Diegel
To: Gibson, Francis, Froerer, Gage, Sumsion, Kenneth, Brown, Melvin, Barrus, Roger, McAdams, Ben, Davis, Gene, VanTassell, Kevin, Okerlund, Ralph, Reid, Stuart, Waddoups, Michael
Date: 10/8/2011 3:42:08 PM
Subject: Redistricting feedback
Attachments: [Mime.822](#)

I am writing to express my displeasure with the redistricting process so far. As an urban Utahn, it is important to me to have my community's voice heard. I want to have the ability to vote for candidates that represent me and my community, just as I think it is important to provide rural Utahns the same opportunity. Attempts to create contrived boundaries to break up my community and dilute urban Utah voices is wrong. Please don't give me the disingenuous argument that you are trying to blend urban and rural issues. Committee efforts to create "pizza slice" districts are intended to reduce democratic influence in Utah from little to none. The public is not fooled by that argument.

You can do better than this.

Paul Diegel
3665 S. Eastwood Dr.
SLC, UT 84109

From: Ellen Brady
BC: Stuart Reid, Stuart Reid
Date: 10/7/2011 1:43:36 PM
Subject: Redistricting
Attachments: [Mime.822](#)

Dear Representative or Senator:

I am pleased that the legislature has 'stepped back to take another look' relative to redistricting, as it was clear from the map under consideration at that time did not represent the concerns of many Utah citizens. That is, the map did not keep communities of interest intact in any meaningful sense of the word. Specifically, the 'pizza slice' approach to Salt Lake County completely disenfranchised that population by carving it into four pieces and linking three to rural areas with enough population to overpower the urban voice.

Unfortunately, it appears that the 'revised' plan, developed behind closed doors and without public input only worsens the situation by linking the new District 4 to rural areas as well. This approach serves no one well -- urban or rural -- and represents a total travesty that can only be described as blatant gerrymandering for partisan gain. The comments of Becky Lockhart and others chastising questioners who dared suggest that this approach disenfranchised voters and weakened democracy by replying that 'this is a Republic' (don't you know stupid) and 'no Republican or Democrat' will be deprived of a vote under this plan' only underscores the blatant disregard of this legislature for those you are supposed to represent and a lack of understanding of many prior court rulings that underscore the importance of preserving communities of interest in order to protect the ability of those groups to be effectively heard. Additionally, claims that you 'listened to the public' have been nullified by your subsequent redrawing of the lines behind closed doors and the destruction by some members of email communications relevant to the process. Prior to this, efforts to silence the voice of Utahns by creating impossibly high barriers to citizen petitions only further underscores this disregard. The voices of the many thousands who signed a petition asking for an independent redistricting commission have been ignored. I am confident that, had the bar not been set quite so high and had online signatures been acceptable, the initiative would have been on the ballot and would have passed.

Please astonish me and truly step back far enough to consider and implement a plan that does not disenfranchise the urban majority population of this state. We will be heard -- if not now, at the ballot box come November.

Ellen

Ellen Brady
801-272-1590

From: Tania Knauer
To: Lockhart, Becky, King, Brian, Webb, Curt, Watkins, Christine, IPSON, Don, Gibson, Francis, Froerer, Gage, Sumsion, Kenneth, Brown, Melvin, Newbold, Merlynn, Barrus, Roger, Kiser, Todd, McAdams, Ben, Davis, Gene, VanTassell, Kevin, Okerlund, Ralph, Reid, Stuart, Waddoups, Michael
Date: 10/4/2011 7:25:52 PM
Subject: Redistricting

Dear Redistricting Commission;

I did a redistricting experiment with my 13 year old. I gave her a map of Utah (with cities and counties included), a box of crayons and a set of rules:

- 1) Keep counties together
- 2) If a county is too big to fit in one district, then keep the cities together
- 3) If a city is too big, keep a school district/neighborhood together

Using Cerulean, Cadet Blue, Carnation Pink, Mango Tango....as well as the population sizes for house and senate districts, she created some maps that were not only pretty, but much better than the maps created by legislators, their lawyers and hundreds of thousands of tax payer dollars. Maybe because she has no idea where any legislator lives or whether a district should be colored in red or blue, maybe that's why her maps were fair....I don't know, you decide.

Sad really, creating fair maps is not rocket science, it's cartography and a lack of political bias. People who are worried about their own re-election should not be drawing their own voting district. To say this is government 101 is an understatement of Founding Father proportions. Shame on all of you for prioritizing political gain over democracy.

Shame on all of you for wasting tax payer money.

Shame on all of you for trouncing around the state giving people the impression that you were listening to them.

Shame on all of you for once again making the Utah redistricting process a mockery of Democracy.

Shame on all of you for putting together a committee that was so biased from the start, it was a comical joke (15-5 really?).

Shame on all of you for putting together a set of rules and guidelines so vague that they mean nothing.

Shame on all of you for not being willing to put any academics, metrics or a scorecard into this process (other than population deviation).

Here we are in the eleventh hour bickering over maps that don't take into consideration even one of the maps citizens painstakingly put together or any of the multitude of comments from citizens all over the state "keep our communities together" - all this bickering has only to do with securing incumbency - rewarding loyalty, penalizing others. Pathetic.....

The Congressional map is terrible and the State Senate map is worse. Maybe someone will get an epiphany and realize what we need to do is to start over and let some experts do this - how about an independent commission?

Disgusted with the Utah legislature,

Tania Knauer

Summit County resident - the only small rural county that legislators can't seem to keep together

From: Cathey Lukes
To: Lockhart, Becky, King, Brian, Webb, Curt, Watkins, Christine, IPSON, Don, Gibson, Francis, Froerer, Gage, Sumsion, Kenneth, Brown, Melvin, Newbold, Merlynn, Barrus, Roger, Kiser, Todd, McAdams, Ben, Davis, Gene, VanTassell, Kevin, Okerlund, Ralph, Reid, Stuart, Waddoups, Michael
Date: 10/4/2011 11:59:09 AM
Subject: Redistricting

I am a 57 year old woman living in Sugarhouse. I pay taxes, own my home, and a single parent of a 25 year recent Westminster College graduate (now a manager at Walmart). I never collected one dime of child support nor did I want any. I was and still capable of supporting my child. I am white and Catholic. Before you think "liberal" think again.

I am disgusted with the arrogance of the final maps presented. The absolute disregard for the public's input during all of the meetings held throughout the summer went completely unheard. I have NOTHING in common with people in rural areas and they have NOTHING in common with me. Your heavy hand in every aspect of life in Utah is repugnant. You all claim to be members of the LDS Church. You have NOTHING in common with present day Christians. Do you think Jesus would be proud of what you are doing? I think NOT!

In any other state I would be considered either Independent or Republican. In Utah, I lean more towards the Democrats because they have compassion, respect, and more integrity than the ultra fair right Republicans in this state. It scares me so much because the way you Republicans rule it reminds me of communism. As in a dictatorship, where you command how people vote, act, live, and love.

Please do the right thing for every Utah citizen!

Thank you,

Catherine A. Lukes
1853 South 600 East
Salt Lake City, UT 84105
801.649.6000

From: Charlie Treft
To: Reid, Stuart, Treft, Charlie
Date: 10/4/2011 11:48:12 AM
Subject: Redistricting
Attachments: [Mime.822](#)

A short time ago I e-mailed you to my opposition to the proposed redistricting plans that came out of the committee. Senator McAdams proposal is one I know we all can live with This one allows for Salt Lake County to not be chopped as much yet there is no Do-nut hole which I strenuously oppose to. I urge you and my other legislators to supports McAdams plan.

Thank you for your time and service.

Sincerely;

Charles P. Treft

Layton, Utah

From: Kim Higginson
To: Lockhart, Becky, King, Brian, Webb, Curt, Watkins, Christine, IPSON, Don, Gibson, Francis, Froerer, Gage, Sumsion, Kenneth, Brown, Melvin, Newbold, Merlynn, Barrus, Roger, Kiser, Todd, McAdams, Ben, Davis, Gene, VanTassell, Kevin, Okerlund, Ralph, Reid, Stuart, Waddoups, Michael
Date: 10/4/2011 10:46:00 AM
Subject: Ipson Map

Due to the last minute notice, I can't make it to any public hearings today, but I want to make it known that I do not approve of the congressional map presented by Rep. Ipson. I believe it's an attempt to meet the Governor's own political agenda, and that to me is wrong. At the very least, I feel that two districts should be urban and two mainly rural. The federal land issue is a poor excuse for a map like this, and in my opinion is a special interest.

As Terry Mundorff so eloquently stated in this morning's Tribune: "Article I, Section 3 provides for at-large elected officials whose purpose it is to represent the state as a whole. They are called senators, not representatives".

Kim Higginson
1178 E 6600 S #7
Salt Lake City, UT 84121
801-560-9445

From: Michael Jensen
To: Lockhart, Becky, King, Brian, Webb, Curt, Watkins, Christine, IPSON, Don, Gibson, Francis, Froerer, Gage, Sumsion, Kenneth, Brown, Melvin, Newbold, Merlynn, Hendrickson, Neal, Barrus, Roger, Kiser, Todd, McAdams, Ben, Davis, Gene, VanTassell, Kevin, Okerlund, Ralph, Reid, Stuart, Waddoups, Michael
Date: 10/3/2011 8:25:40 AM
Subject: west Provo should be kept within the Provo/Orem senate district.

Please, Help.

west Provo should be kept within the Provo/Orem senate district.

Thanks

Michael Jensen

433 W 2150 S

Provo, Ut 84601

From: Craig Shuler
To: Reid, Stuart
Date: 10/2/2011 9:47:15 AM
Subject: No on illogical congress boundaries
Attachments: [Mime.822](#)

Senator Stuart C. Reid, Ogden

Please vote no on the SB3002 gerrymander. Send it back to public hearings for a month. The past week's secret meetings are shameful! It is apparently gerrymandered for no HONEST reason.

North, south, east and west parts of the state should each be kept together. The committee did OK by Northern Utah (except Summit Co), but nowhere else.

The West Valley / Payson district has most of growth areas the next 10 years and will leave their citizens severely underrepresented by 2021.

Central, southern, and SE Utah should be with Provo, not with SLC and Bountiful and Tooele!

Payson should be with Provo not with West Valley!

The west edges of Sandy and Draper west of I-15 should not be cut off from the rest of our SE SL County cities and our new Canyons School District.

Granite School District shouldn't be in three districts!

The Salt Lake area (SL Co. and S. Davis County) deserve 2 congressional districts with Summit, Wasatch and Uintah Basin in one and Tooele and Eagle Mountain in the other. I think you need to go back to the Congress Garber D Plan or something else that keeps districts in each of the four directions and splits Salt Lake County in no more than two districts.

Craig L. Shuler, CPA
Sandy, Utah
home 801-572-9167
cell 801-599-7378

From: steve reid
To: Lockhart, Becky, King, Brian, Webb, Curt, Watkins, Christine, IPSON, Don, Gibson, Francis, Froerer, Gage, Sumsion, Kenneth, Brown, Melvin, Newbold, Merlynn, Hendrickson, Neal, Barrus, Roger, Kiser, Todd, McAdams, Ben, Davis, Gene, VanTassell, Kevin, Okerlund, Ralph, Reid, Stuart, Waddoups, Michael
Date: 10/2/2011 9:08:18 AM
Subject: Provo/Orem Senate map lines are not good

Dear Redistricting Committee:

As a resident of west Provo, I am asking you to redraw the lines for Provo/Orem.

We have been the orphans of the area represented by Sen. Madsen for the past 10 years. Our district grew so big that essentially 1 Senator was representing the population of 2 districts.

With this redistricting, you have the opportunity to correct this and to have Provo represented by 2 Senators, not 3 as currently drawn. Instead the committee looks to lump us with Vineyard and rural South County. Outside of Lehi area, these areas as well as our own west Provo are projected to have tremendous growth over the next 10 years. Our representation will be diluted again!

Particularly offensive is the inclusion of Vineyard which is not connected to the rest of the district via road without crossing a neighboring district. High-population-growth Vineyard should be paired with its low-population growth Orem.

We need our Senator here in west Provo to be contained to an urban area in Provo/Orem. Provo in particular is undergoing a metamorphosis: we have commuter rail coming, reworking of interstate changes and thoroughfares, Utah's newest commercial passenger airport, a revitalized downtown including expanded NuSkin building and county convention center, and now even a new LDS temple. We need that Senator in Provo to focus on these issues, not south county issues.

Please redraw the lines in Provo/Orem so that Provo is represented by 2 Senators not 3.

Thank you for your continual efforts to get this right.

Steve Reid
1202 N 3100 W
Provo Utah

From: Christopher Miller
To: Lockhart, Becky, King, Brian, Webb, Curt, Watkins, Christine, IPSON, Don, Gibson, Francis, Froerer, Gage, Sumsion, Kenneth, Brown, Melvin, Newbold, Merlynn, Hendrickson, Neal, Barrus, Roger, Kiser, Todd, McAdams, Ben, Davis, Gene, VanTassell, Kevin, Okerlund, Ralph, Reid, Stuart, Waddoups, Michael
Date: 10/1/2011 10:50:42 PM
Subject: Redistricting

Dear Committee Member,

I just wanted to write to let you know that I feel that West Provo should not be stripped away from the Provo/Orem Senate district and placed in a rural district. I feel that West Provo has the same Ideals and values as the current Senate district and it would be a shame for us to be put in a district with other rural areas where we do not have common needs or values. I encourage you to keep West Provo with the current Provo/Orem Senate district and not split us off into a rural district.

Sincerely,

Christopher Miller
State Delegate

From: Shaun Pace
To: Lockhart, Becky, Webb, Curt, Watkins, Christine, Newbold, Merlynn, Kiser, Todd, McAdams, Ben, VanTassell, Kevin, Okerlund, Ralph, Reid, Stuart, Waddoups, Michael, Pace, Shaun
CC: King, Brian, IPSON, Don, Gibson, Francis, Froerer, Gage, Sumsion, Kenneth, Brown, Melvin, Hendrickson, Neal, Barrus, Roger, Davis, Gene
Date: 9/29/2011 3:31:04 PM
Subject: Provo West Side redistricting

Thank you to all of you for your hard work on the redistricting boundaries. I am the chair for PR18. Our city (Provo) is being divided into 3 Senate districts, which seems excessive. Splitting it into 2 might not be avoidable, but 3?

Also, wherever possible, I believe the people are better represented when representatives can be elected at the county convention. So, please avoid crossing county lines whenever possible.

Thank you!

Shaun Pace
PR18

From: Stuart Reid
To: MacKay, Joanna
Date: 10/14/2011 3:24:33 PM
Subject: Fwd: Redistricting Plan Submitted Plan ID 68408 "Fair 4 Utah Counties and Cities" - A
Compromise Plan Like No Other!
Attachments: [Text.htm, Redistricting Plan Submitted Plan ID 68408 "Fair 4 Utah Counties and Cities" - A](#)
[Compromise Plan Like No Other!](#)

as requested.

From: Leonard Plaizier
To: Lockhart, Becky, King, Brian, Watkins, Christine, IPSON, Don, Sumsion, Kenneth, Hendrickson, Neal, Barrus, Roger, Duckworth, Susan, McAdams, Ben, VanTassell, Kevin, Okerlund, Ralph, Reid, Stuart, Waddoups, Michael
CC: Dee, Brad, Edwards, Becky, Oda, Curtis, Litvack, David, Cox, Fred, Hughes, Greg, Briscoe, Joel, Nielson, Jim, Seelig, Jennifer, Brown, Melvin, Ray, Paul, Houck, Rebecca, Menlove, Ronda, Wilcox, Ryan, Barlow, Stewart, Handy, Steve, Harper, Wayne, Utah,

Please consider the "Fair 4 Utah Counties and Cities" plan (ID 68408).

My "Fair 4 Utah" plan was submitted to the Redistricting committee by Rep. Fred Cox at the Oct 7th meeting. This modified plan addresses many of the concerns.

This plan has key elements put together like no other plan. It is compromise plan fair 4 Utah.

The plan has been submitted but does not show on the redistrictUtah.com site. In place of a online link, images are attached.

In the Fair 4 Utah Counties and Cities plan:

- All of the counties are whole except Salt Lake.
- The Eastern, Southern, and Western Counties are grouped the same as the Rep. Sumsion map that passed the Senate. (If there is a better grouping, I can still make it work with Counties and Salt Lake county Cities together.)
- Salt Lake county is mostly split into two districts 84% with a small portion in the other two districts.
- All of the cities in Salt Lake county are whole except West Valley City and three others (South Salt Lake, Salt Lake City, and Herriman) with minor splits. As an example Salt Lake City is all in one district except about 100 people.
- In Salt Lake County the cities are grouped based on their similar shared communities.
- District 2, 3, and 4 are at the target mean of 690,971. District 1 is one over at 690,972.
-

In Salt Lake County		
District 1	93,813	9%
District 2	539,727	52%
District 3	67,995	7%
District 4	328,120	32%
Total	1,029,655	100%

Good congressional districts are so important.

Thank you for your efforts and time!

Leonard

Leonard S. Plaizier

Bountiful, Utah

House 20

Senate 23

No organization only myself

Home 801 202 3604

From: Allyson Isom
To: Isom, Allyson
BC: Stuart Reid
Date: 10/20/2011 4:27:31 PM
Subject: Governor Signs Final Special Session Bills
Attachments: 10.20 Final Special Session Bills Signed.pdf

The attached contains the following content:

FOR IMMEDIATE RELEASE

October 20, 2011

Contact: Ally Isom
Deputy Chief of Staff
801.538.1503 desk
801.864.7268 cell
aisom@utah.gov

Governor Signs Final Special Session Bills

SALT LAKE CITY—Governor Gary R. Herbert signed the remaining pieces of legislation from the recent special legislative session. The bills signed were:

- S.B. 3001s03 Utah State Senate Boundaries and Election Designation (Sen. Okerlund)
- S.B. 3002s19 Congressional Boundaries Designation (Sen. Okerlund)
- S.B. 3005 Lieutenant Governor District Determinations (Sen. Okerlund)

Governor Herbert issued the following statement regarding Utah's redistricting effort:

“Redistricting is an emotional and complex issue. For more than six months, the State Legislature engaged members of the public in an unprecedented way. I find that the Legislature followed the law, and the outcome, although not entirely satisfactory to everyone, is reasonable. Let us remember, in the final analysis, our representatives are not chosen by lines drawn on a map; they are elected by the people of Utah.”

###



GARY R. HERBERT
GOVERNOR

STATE OF UTAH
OFFICE OF THE GOVERNOR

GREG BELL
LIEUTENANT GOVERNOR

FOR IMMEDIATE RELEASE

October 20, 2011

Contact: Ally Isom
Deputy Chief of Staff
801.538.1503 desk
801.864.7268 cell
aisom@utah.gov

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###

From: Cathey Lukes
To: Herbert, Governor Gary, Lockhart, Becky, King, Brian, Webb, Curt, Watkins, Christine, IPSON, Don, Froerer, Gage, Sumsion, Kenneth, Brown, Melvin, Newbold, Merlynn, Barrus, Roger, Kiser, Todd, McAdams, Ben, Davis, Gene, VanTassell, Kevin, Okerlund, Ralph, Reid, Stuart, Waddoups, Michael, 'Gibson'
CC:
Date: 10/21/2011 11:23:25 AM

How isn't it? It is so pitifully obvious! You held meetings for months and chose to ignore what the citizens of Utah asked for over and over and over again. Don't you read the papers? Opinion sections? Really?

From: Michael Waddoups [mailto:waddoups@utahsenate.org]
Sent: Friday, October 21, 2011 11:15 AM
To: Cathey Lukes; Becky Lockhart; Brian King; Curt Webb; Christine Watkins; Don IPSON; Gage Froerer; Governor Gary Herbert; 'Gibson'; Kenneth Sumsion; Melvin Brown; Merlynn Newbold; Roger Barrus; Todd Kiser; Ben McAdams; Gene Davis; Kevin VanTassell; Ralph Okerlund; Stuart Reid
Cc: RepresentMeUtah@gmail.com
Subject: Re: Petition Fed Government to become Our Own Country

How did this become a religious issue? If 19 voted no and 85 voted yes, and they are elected to represent their constituents, this tells me a much larger story.

Senator Michael Waddoups
Representing Taylorsville & West Jordan
<http://www.utahsenate.org>

>>> Cathey Lukes <calukes@comcast.net> 10/21/2011 10:21 AM >>>

Since Governor Herbert thought it was in the best interests of the Utah taxpayers to approve one of the most ridiculous and heartless redistricting maps ever, it has become apparent to me and many others that this state should become its own country. Obviously you have no respect for diversity, honor, or tolerance of people different from you. I believe there were 19 legislators who voted NO and for those people, I have a great deal of respect!

Let me also remind you that being religious isn't going to church on Sunday, it's all about how you treat your brothers and sisters 24 x 7 x 365 days per year! Obviously, you have forgotten what Jesus Christ's teachings are all about! For those who supported this atrocity, you are absolutely despicable!

I vote every election and I am not one of your blind followers!

Catherine A. Lukes
1853 South 600 East
Salt Lake City, UT 84105

From: Michael Waddoups
To: Herbert, Governor Gary, Lockhart, Becky, King, Brian, Webb, Curt, Watkins, Christine, IPSON, Don, Froerer, Gage, Sumsion, Kenneth, Brown, Melvin, Newbold, Merlynn, Barrus, Roger, Kiser, Todd, McAdams, Ben, Davis, Gene, VanTassell, Kevin, Okerlund, Ralph, Reid, Stuart, Lukes, Cathey, 'Gibson'
CC:
Date: 10/21/2011 11:15:13 AM

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From: Mike Christensen
To: Daw, Bradley, Dee, Brad, Edwards, Rebecca, Wright, Bill, Last, Bradley, Lockhart, Becky, King, Brian, Herrod, Chris, Oda, Curtis, Moss, Carol, Webb, R., Watkins, Christine, Wimmer, Carl, Butterfield, David, Clark, David, Ipson, Don, Litvack, David, Pitcher, Dixon, Sanpei, Dean, Hutchings, Eric, Vickers, Evan, Gibson, Francis, Cox, Fred, Froerer, Gage, Hughes, Greg, Anderson, Johnny, Fisher, Janice, Briscoe, Joel, Draxler, Jack, Dunnigan, Jim, Nielson, Jim, Mathis, John, Seelig, Jennifer, McCliff, Kay, Grover,

Dear Legislators:

Attached are the redistricting maps of the four bills you passed. There are 29 maps that show substantial detail of these plans. I hope you find them helpful as you discuss these bills with your constituents. Thanks for letting us help you in this long and draining process. If you have questions don't hesitate to call us.

Mike

From: Ric Cantrell
To: Senate Republicans - 2011
Date: 10/11/2011 9:46:17 PM
Subject: Town Meeting?

Senators - Jeremy Roberts would like to host a town meeting on redistricting if four or five senators were able to attend. He's thinking Thursday around 7 p.m. at the Larry H. Miller Campus.

Any takers?

From: Kim Heiner
To: Redistricting - Legislators
CC: Redistricting Staff
Date: 10/6/2011 4:33:08 PM
Subject: Redistricting Committee Meeting
Attachments: [Froerer Modification to S.B. 3002.pdf](#), [Waddoups - Military and Salt Lake City Whole - Modified by Sumsion.pdf](#)

Redistricting Committee,

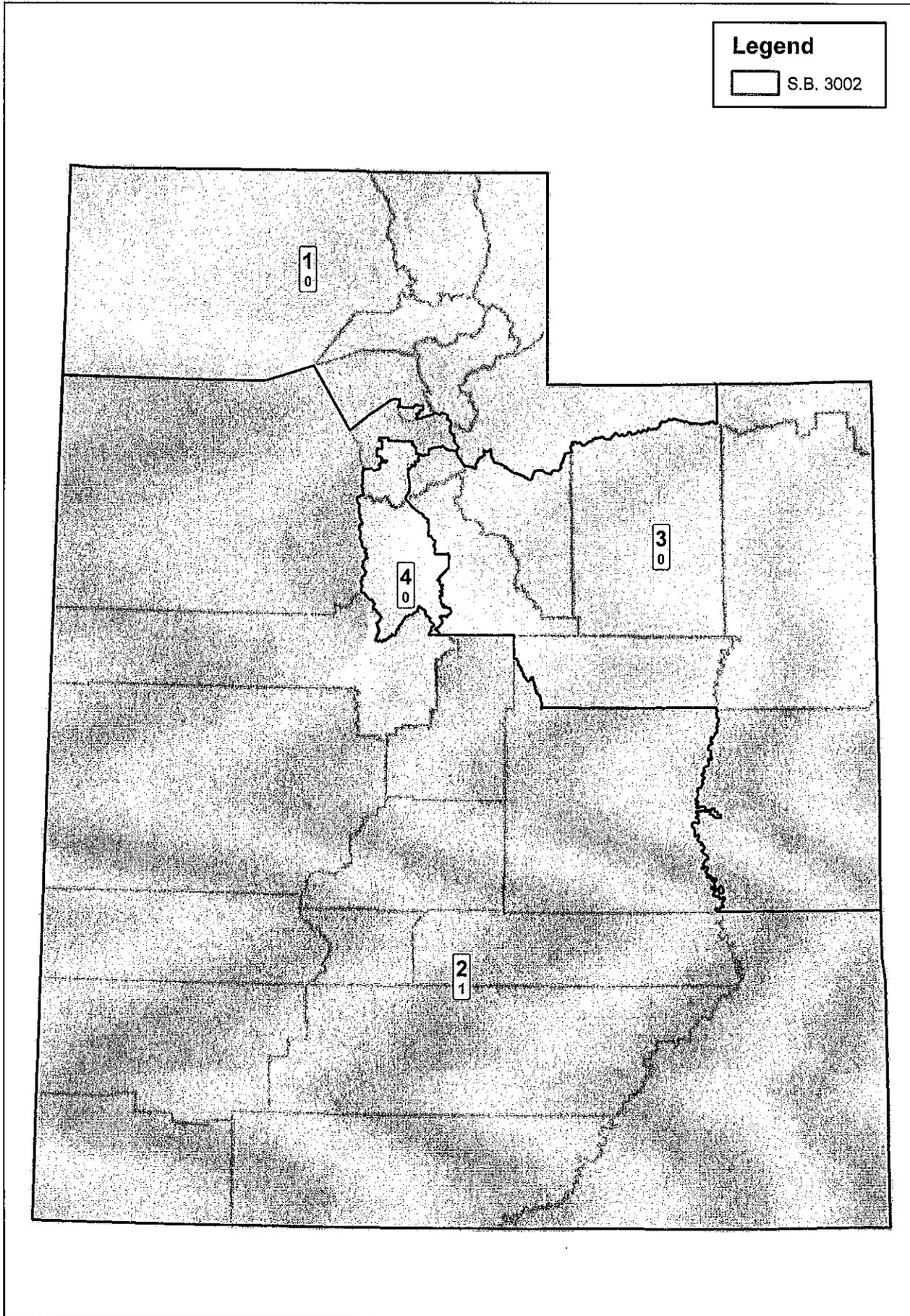
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Kimberly A. Heiner
Legislative Secretary
Office of Legislative Research and General Counsel
801-538-1032

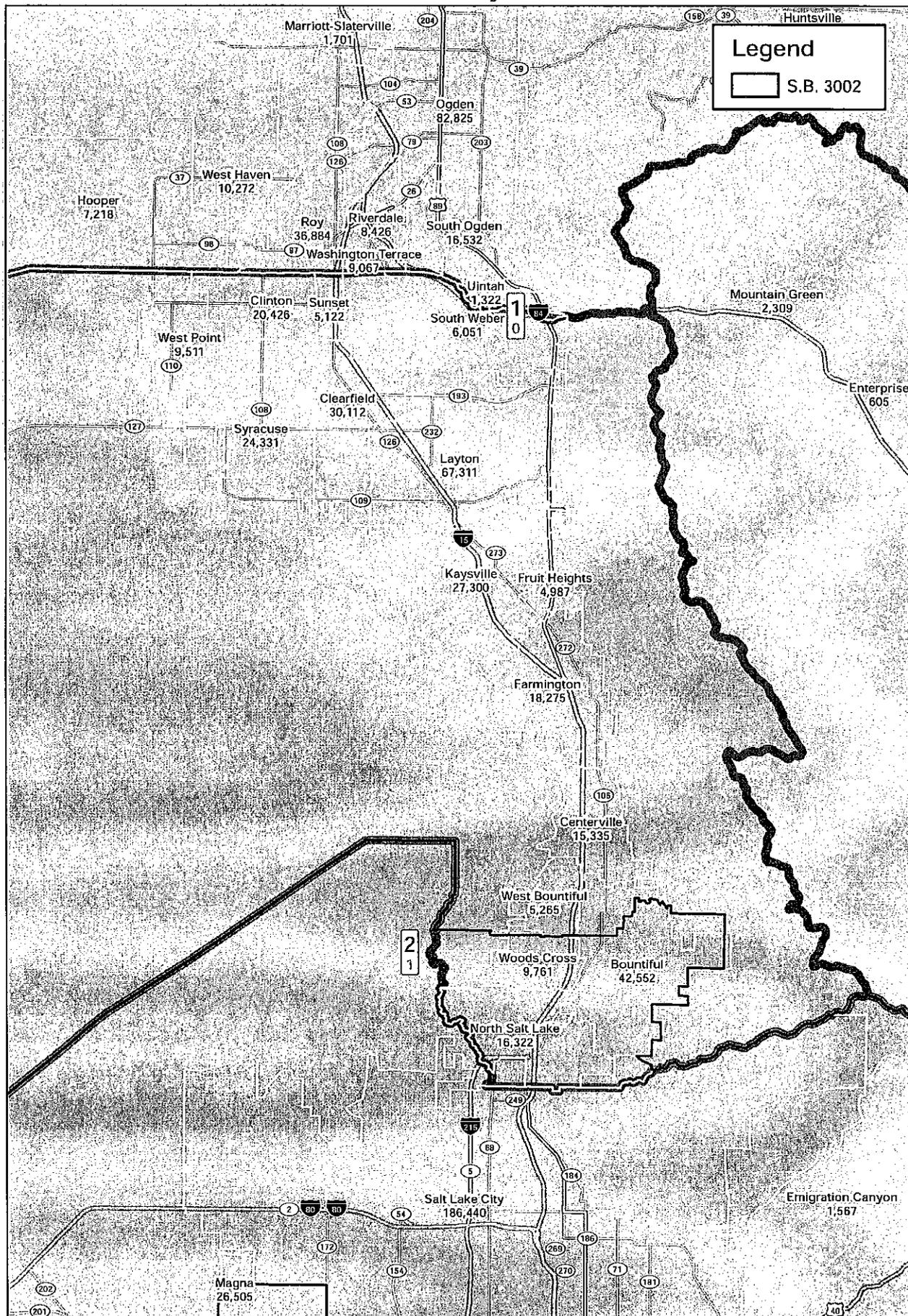
Froerer Modification to S.B. 3002

Statewide View



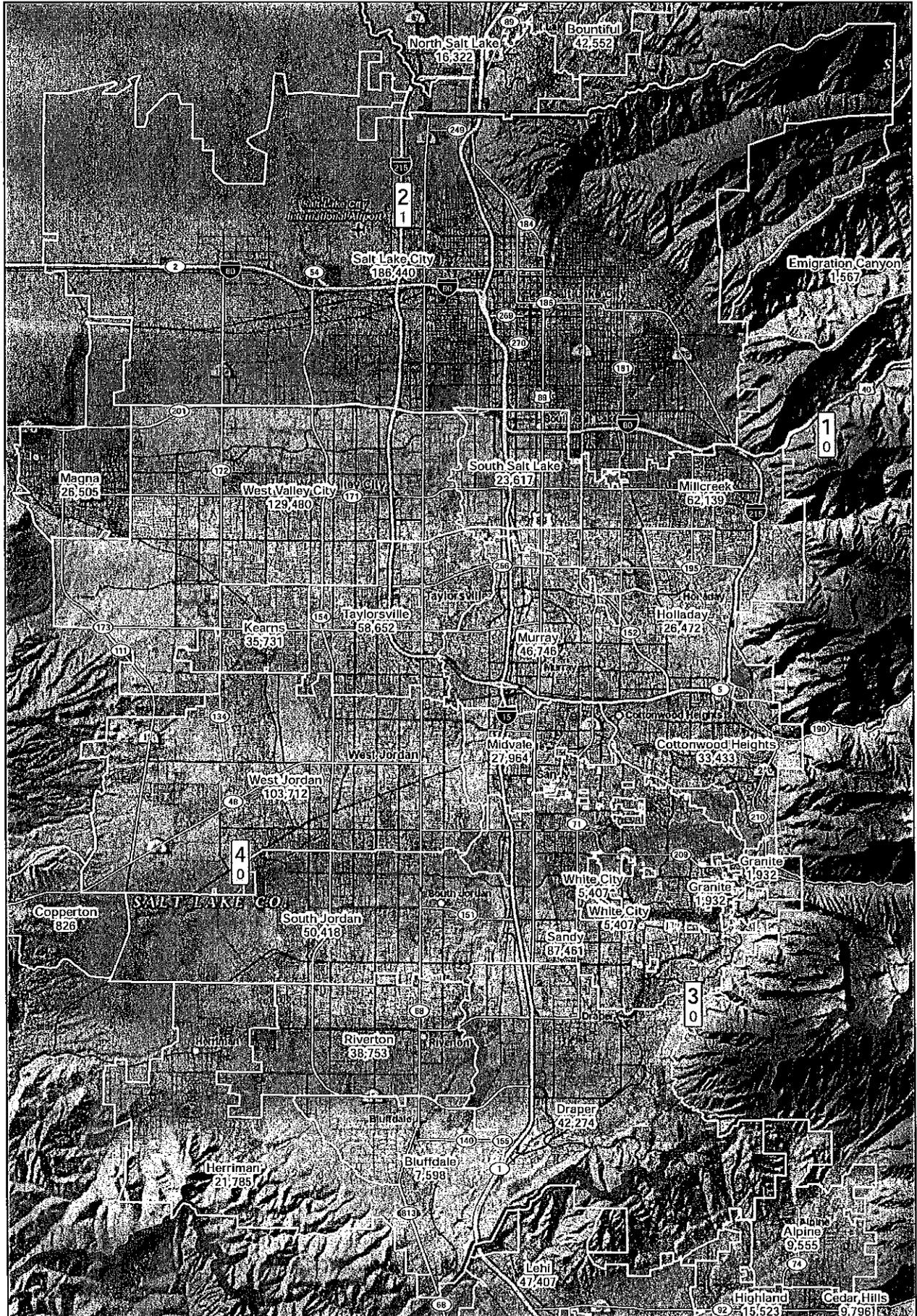
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Davis County

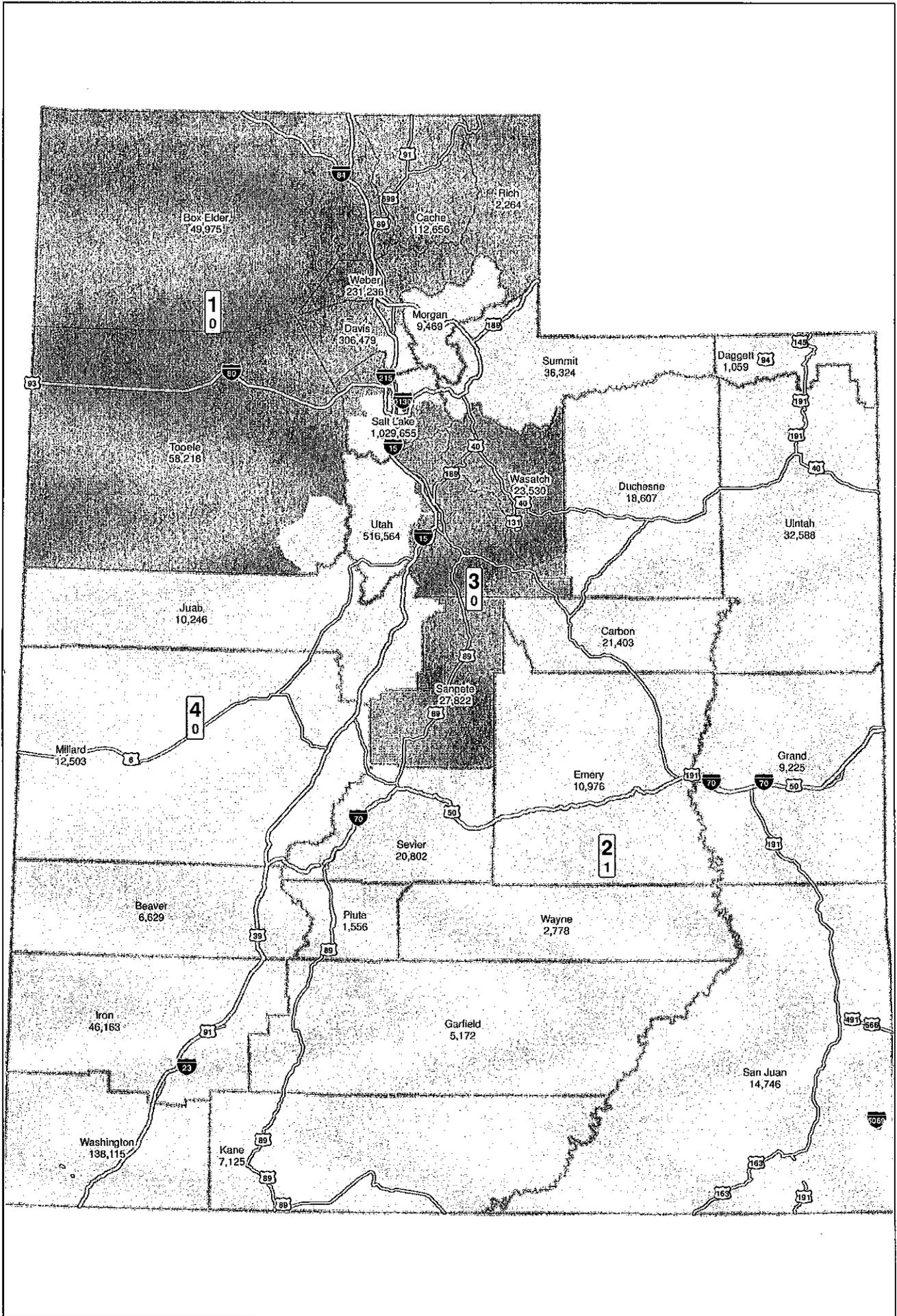


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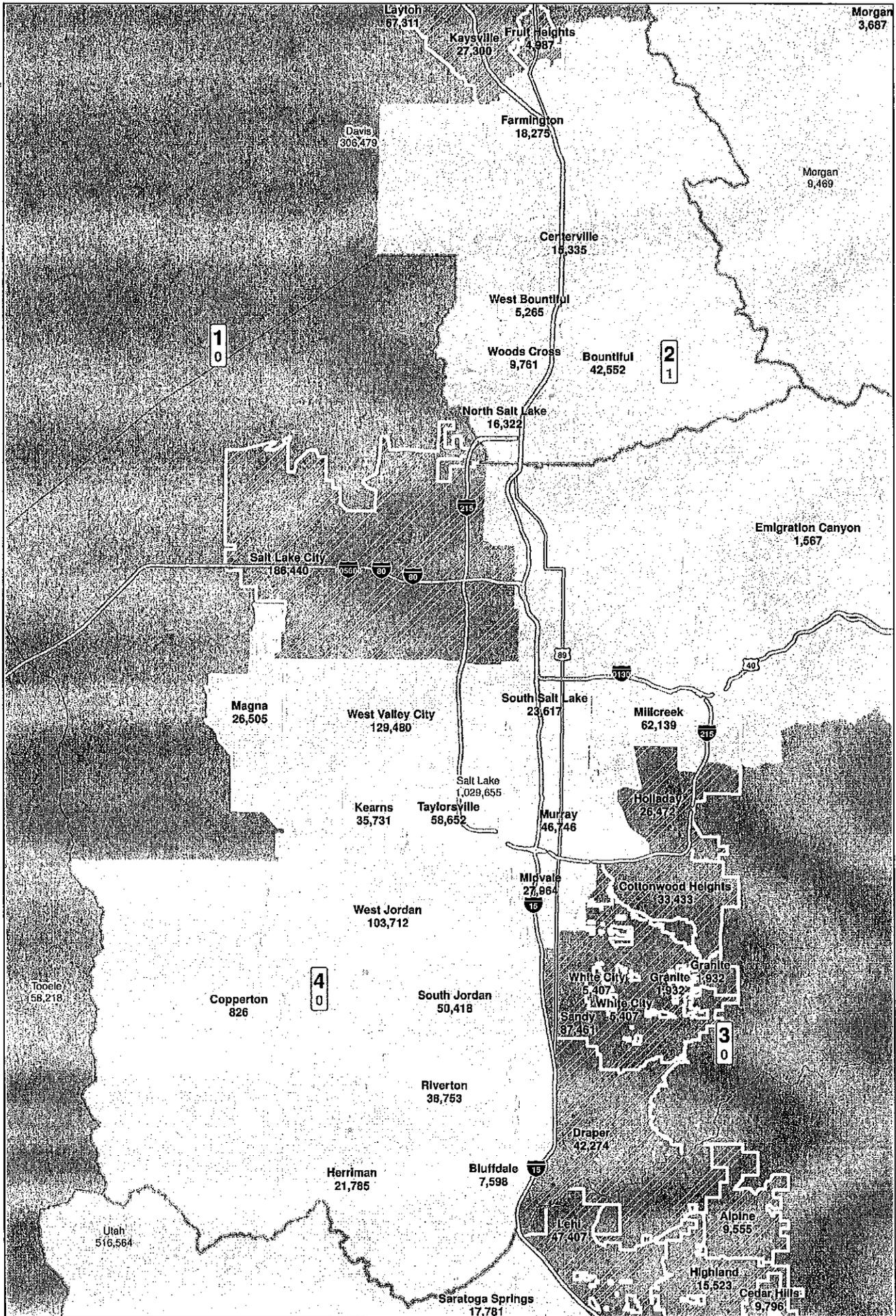
Salt Lake County



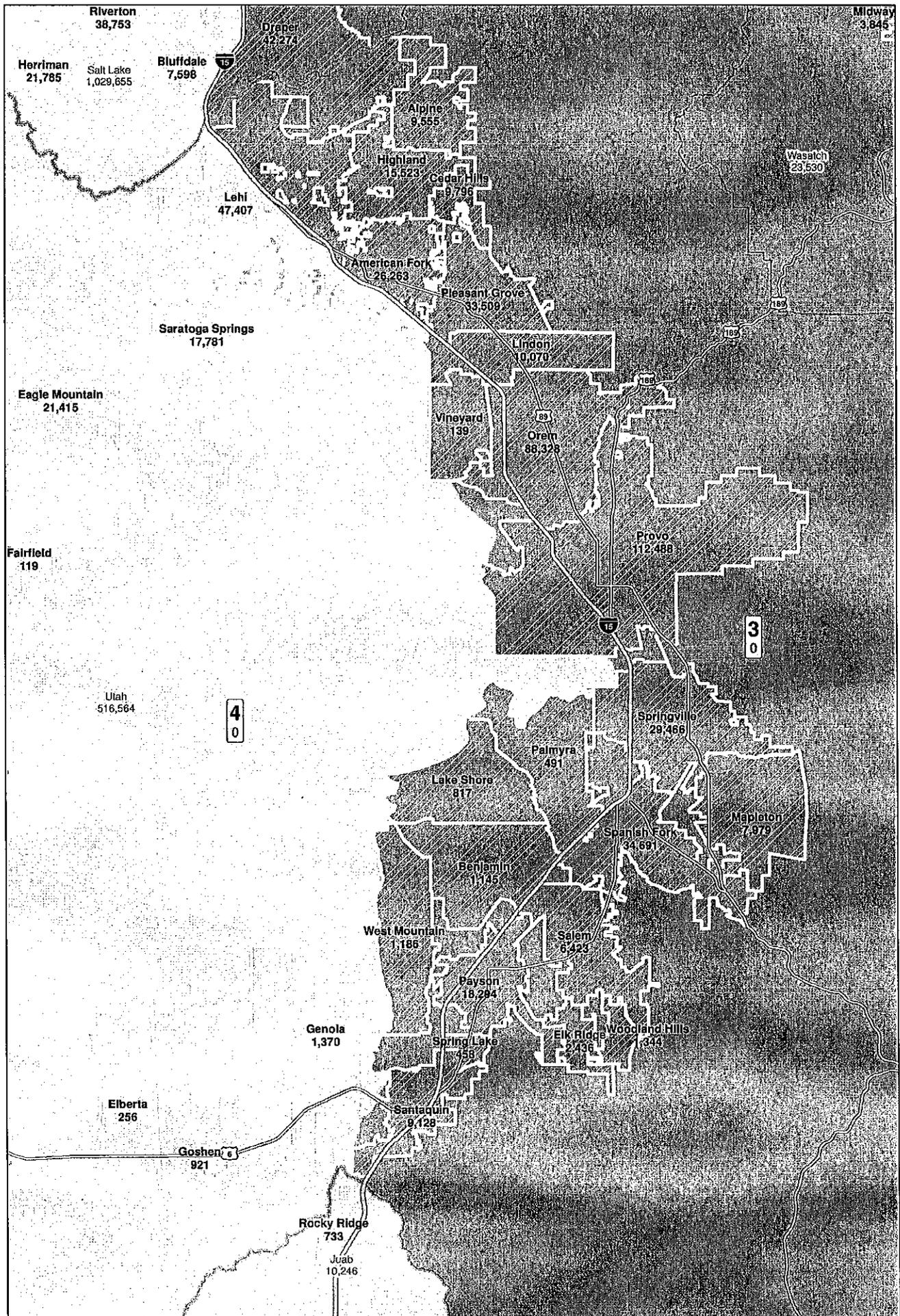
Waddoups "Military and Salt Lake City Whole" Modified by Sumsion



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From: Legislative Automated Mailing System
To: Reid, Stuart
Date: 10/4/2011 10:07:03 PM
Subject: Meeting Cancelled or Modified: Redistricting Committee; (5 Oct 2011 10:00) Mountain Daylight Time

Meeting Cancelled or Modified:
Subject: Redistricting Committee
Date: (5 Oct 2011 10:00) Mountain Daylight Time
Location: STATE CAPITOL ROOM 445

From: Legislative Automated Mailing System
To: Lockhart, Becky, King, Brian, Webb, Curt, Watkins, Christine, IPSON, Don, Gibson, Francis, Froerer, Gage, Sumsion, Kenneth, Brown, Melvin, Newbold, Merlynn, Hendrickson, Neal, Barrus, Roger, Kiser, Todd, Hunsaker, Arthur, Nicholson, Allison, Stallings, Angie, Allred, Brian, Christensen, Ben, Brown, Emily, Weeks, Eric, Cannon, John, Howe, Jerry, Fellows, John, Wade, Joseph, Heiner, Kim, Elder, Leif, Andrews, Mark, Dean, Phil, North, Rich, McAdams, Ben, Davis, Gene, VanTassell, Kevin, , Okerlund, Ralph, Reid, Stuart
CC: Allred, Mark
Date: 9/30/2011 7:24:13 PM
Subject: Redistricting Committee

AGENDA

Redistricting Committee
Utah Legislature
Tuesday, October 4, 2011 2:00 p.m. Rm 445 State Capitol

1. Committee Business
Call to order

2: Redistricting Plans - Committee Discussion and Action
If needed during the special session, the Committee may convene to review and receive public input on redistricting plans.

Congressional Plans
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State School Board Plans

3. Adjourn

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From: Kim Heiner
To: Redistricting - Legislators
CC: Redistricting Staff
Date: 9/30/2011 4:36:22 PM
Subject: Redistricting Committee Meeting
Attachments: [Notice - Oct 3.pdf](#), [Agenda - Oct 3.pdf](#), [Notice - Oct 4.pdf](#), [Agenda - Oct 4.pdf](#)

Redistricting Committee,

The Chairs of the Redistricting Committee have asked us to post notices for possible Committee meetings on Monday and Tuesday of the Special Session (and additional days if needed). These meetings will be held only if there is a need for the Committee to review new Redistricting plans and to give the public opportunity to provide input and comment. Attached are the notices and agendas. You will see a formal posting shortly. If they are not needed, these meetings will be canceled.

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Kimberly A. Heiner
Legislative Secretary
Office of Legislative Research and General Counsel
801-538-1032

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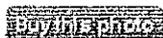
From: Steven Goold
BC: Stuart Reid, Stuart Reid
Date: 9/29/2011 11:00:34 AM
Subject: Please don't play politics!
Attachments: Mime.822

Daily Herald

IN OUR VIEW

A really bad pizza recipe

Posted: Thursday, September 22, 2011 12:03 am |



In the effort to redraw Utah's congressional districts, two of the three Utah County-based lawmakers on the commission charged with making a proposal say they like what's been dubbed the "pizza slice" plan.

That's the plan with the points of the new congressional districts in Salt Lake County.

Never mind that this play would water down Utah County's clout in Washington, without any compensating benefits. And never mind that these lawmakers are supposed to represent their local constituents.

The alternative to pizza is doughnuts. This approach would create poorly named "doughnut holes," or zones encompassing one or more of the main urban areas: Salt Lake County for sure, Utah County being the next obvious choice, and Davis County and its environs a third possibility. In some of these plans, the new Utah fourth district would cover a lot of the state's rural areas.

Note that a district comprising Utah County and a few other small chunks would focus a U.S. representative's attention squarely on this valley. You'd think that area lawmakers would naturally favor the idea.

But no. Rep. Ken Sumsion, R-American Fork, the House chair for the committee, and Rep. Francis Gibson, R-Mapleton, are favoring the pizza slice plan.

"I would like our congressional delegation unified in representing all the interests of Utah," Sumsion says. Defenders of the slice idea say it would force members of Congress to pay attention to rural areas in the four districts, since each slice would include some rural zones.

But it's easy to flip that argument over. A pizza slice plan is likely to turn rural voters into a minority in each district, thus diminishing their clout. The pizza plan could virtually disenfranchise them as representatives respond to the majority.

By contrast, if rural areas make up the bulk of a district, that district will have the undivided attention of at least one member of Congress, and the peripheral attention of all the others. The interests of rural Utah will affect the state, starting with energy development. Nobody will be ignoring those factors.

Is the pizza plan more fair? No. But Gibson frets:

"My initial leanings are that a doughnut hole plan has some negative connotation in what people say gerrymandering is," he said. "I would probably lean into dividing the state more equally."

Of course the dominant GOP wants to avoid charges of gerrymandering. The 2000 redistricting still brings the accusation that it fiddled with the boundaries too much in a vain attempt to defeat Utah's lone D.C. Democrat, Rep. Jim Matheson.

Moreover, the population of districts will be more or less equal regardless which plan is chosen, so equality is not the issue.

When the first rumors of the pizza slice plan came out of the oven, Utah Democrats derided it as blatant gerrymandering. Pizza advocates now seem intent on making prophets of those Democrats. The slices, however they are cut, will look like gerrymandering.

Politicians don't usually hand their opponents so much political ammunition, so it has to be wondered what's in their heads. There's something awkward and forced about Republican claims that the pizza slice plan is fairer or provides some special benefit to rural areas. The argument seems especially out of place when it comes from Utah County Republicans.

There's nothing wrong with asking that Utah County receive appropriate voting power in acknowledgement of its rapid growth in the last decade. We are an urban center of more than a half-million people. That it is plainly a distinct political, geographical, historic and economic entity.

Why would Republican lawmakers from our county be willing to let our influence be diluted in service to a plan whose justifications are really shaky.

Speaker of the House Becky Lockhart, R-Provo, continues to straddle the fence -- another oddity. She heads the dominant party in one chamber and should use her clout to do the right thing. It's one thing to give all sides some say during a debate, but this issue is too important to leave to chance. A bit of muscle should be exercised.

Read more: http://www.heraldextra.com/news/opinion/article_98f55877-58ef-562c-a05e-ebfe64587d2f.html#ixzz1ZMTXADsy

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Kimberly A. Heiner
Legislative Secretary
Office of Legislative Research and General Counsel
801-538-1032

From: Christensen, Mike (Chelsea Lloyd)
To: LRSTAFF
BC: Stuart Reid
Date: 9/30/2011 5:45:18 PM
Subject: Special Session Bills
Attachments: Special Session October 2011.pdf, SB3001_000.pdf, SB3002_000.pdf, SB3003_000.pdf, HB3001_000.pdf, HB3002_000.pdf,

Attached is the special session call issued by Governor Herbert and the bills that address the call issues. To view the text of the redistricting bills, please view the attached documents. To view the maps referred to in the bill text, use the following links:

Utah State House Boundaries & Election Designation: <http://www.redistrictutah.com/maps/hb3001>

State Board of Education Boundaries & Election Designation: <http://www.redistrictutah.com/maps/hb3002>

Utah State Senate Boundaries & Election Designation: <http://www.redistrictutah.com/maps/sb3001>

Congressional Boundaries Designation: <http://www.redistrictutah.com/maps/sb3002>

If we can be of further assistance please call. Our main number is 801-538-1032. Thank you.

Michael Christensen

From: norm Beagley
To: Lockhart, Becky, King, Brian, Webb, Curt, Watkins, Christine, IPSON, Don, Gibson, Francis, Froerer, Gage, Sumsion, Kenneth, Brown, Melvin, Newbold, Merlynn, Hendrickson, Neal, Barrus, Roger, Kiser, Todd, McAdams, Ben, Davis, Gene, VanTassell, Kevin, Okerlund, Ralph, Reid, Stuart, Waddoups, Michael
Date: 10/2/2011 4:51:37 PM
Subject: Redistricting of West Provo

Dear Redistricting Committee:

As a resident of west Provo, I am asking you to redraw the lines for west Provo and Orem.

Over the past ten years we, in west Provo, have been separated from our neighbors and "orphaned" as it were due to the district boundary alignment. We feel that this is wrong and respectfully ask to you to change the boundaries so that we can be in the same district as our close neighbors here in Provo.

With the upcoming redistricting special session, you have the opportunity to correct this and to have Provo represented by 2 Senators, not 3. Instead the committee looks to separate us from our neighbors and to include us with Vineyard and other rural areas of South Utah County. Over the next 10-30 years the area we live in is expected and projected to experience tremendous growth. We feel that as this growth occurs our representation will be diluted much as it has been over the last 10 years.

While it may be true that ten years ago and before that, west Provo was a rural area, this is not the case now and it is projected that we will become even more urban.

We need our Senator here in west Provo to be contained to an urban area in Provo/Orem.

Please redraw the lines in west Provo and Orem so that Provo is represented by 2 Senators not 3.

Thank you for your continual efforts to get this right.

Norm Beagley
2713 West 1180 North
Provo, Utah 84601

From: Ric Cantrell
To: Senate Republicans - 2011
Date: 10/2/2011 7:30:35 PM
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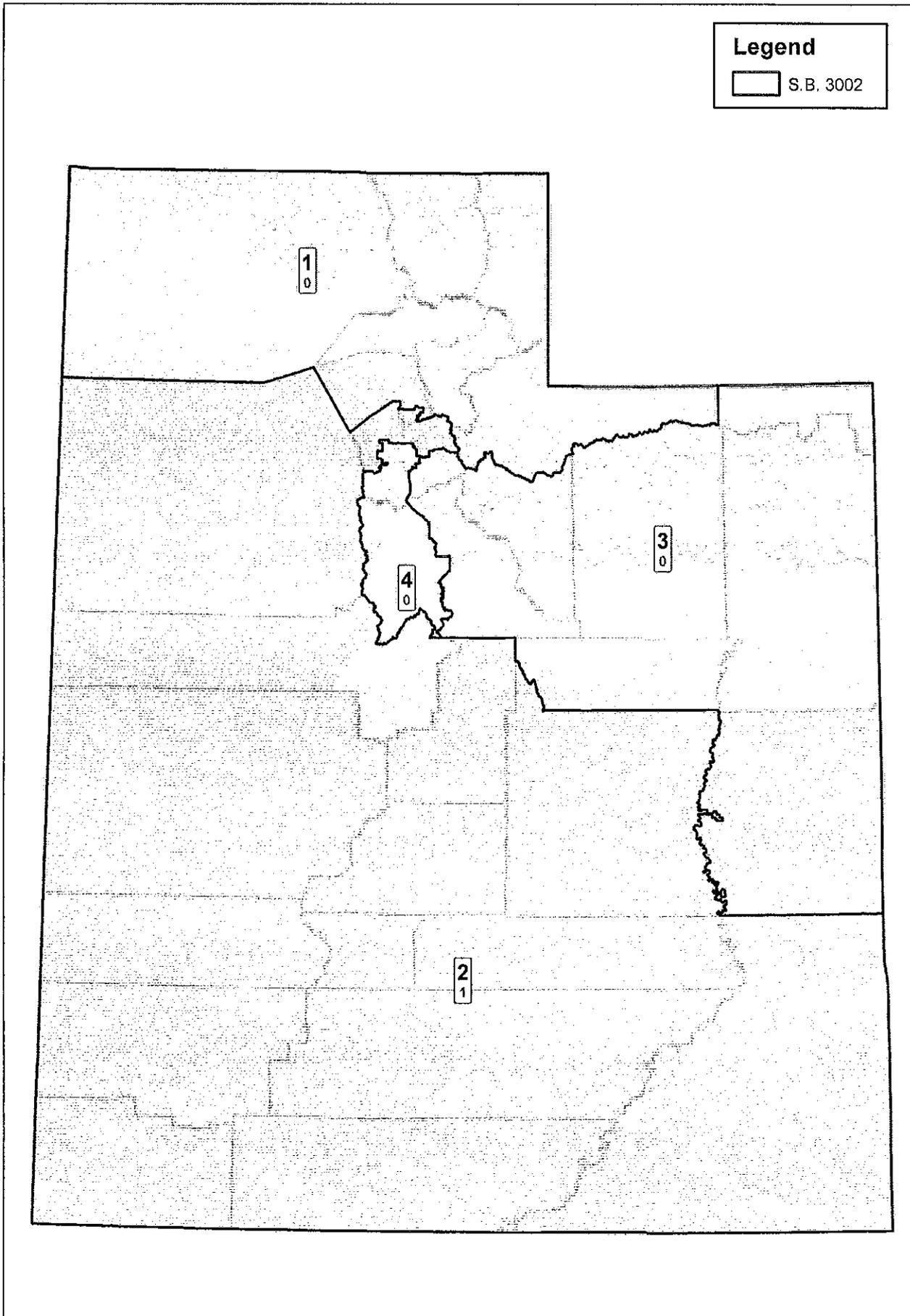
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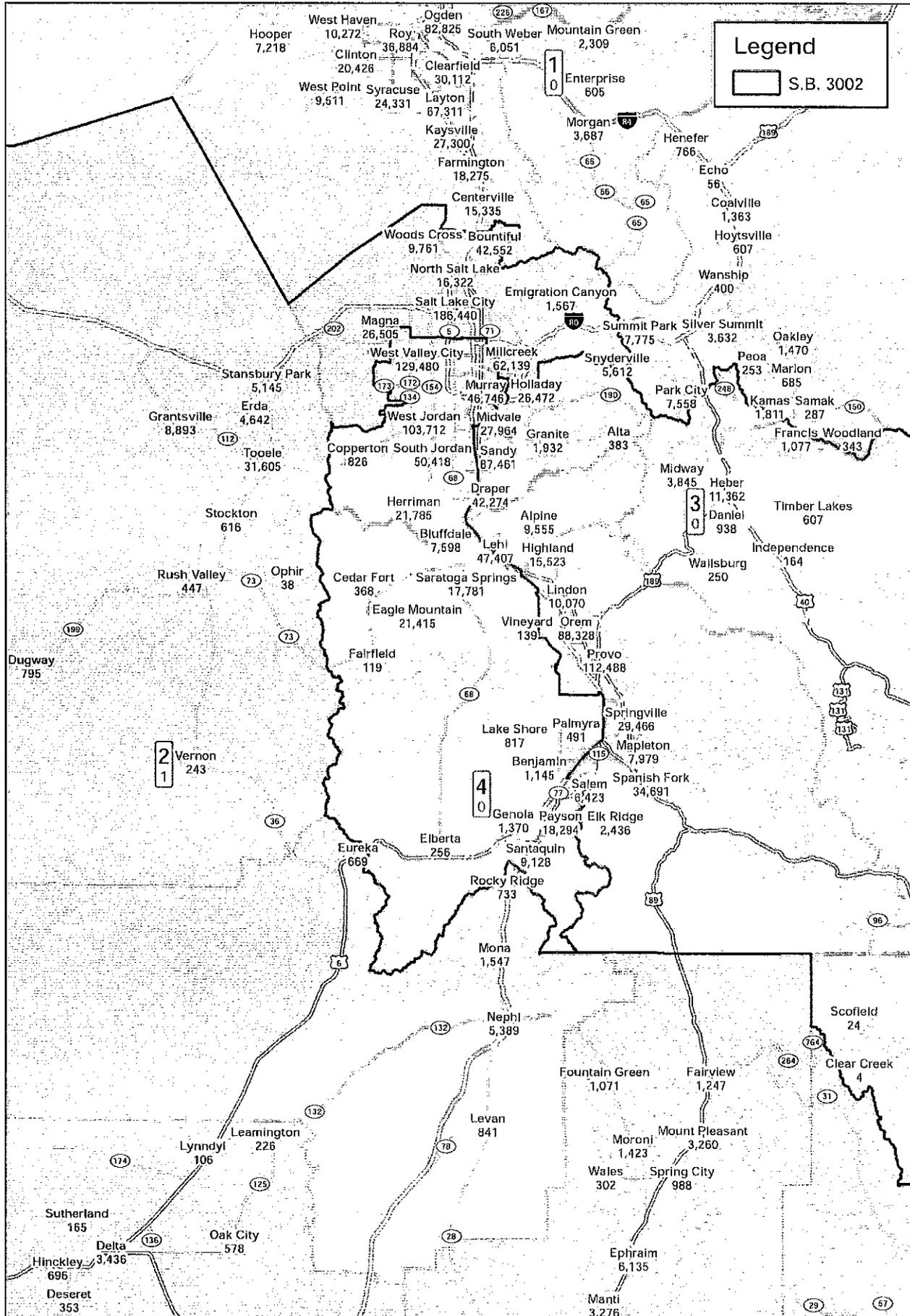
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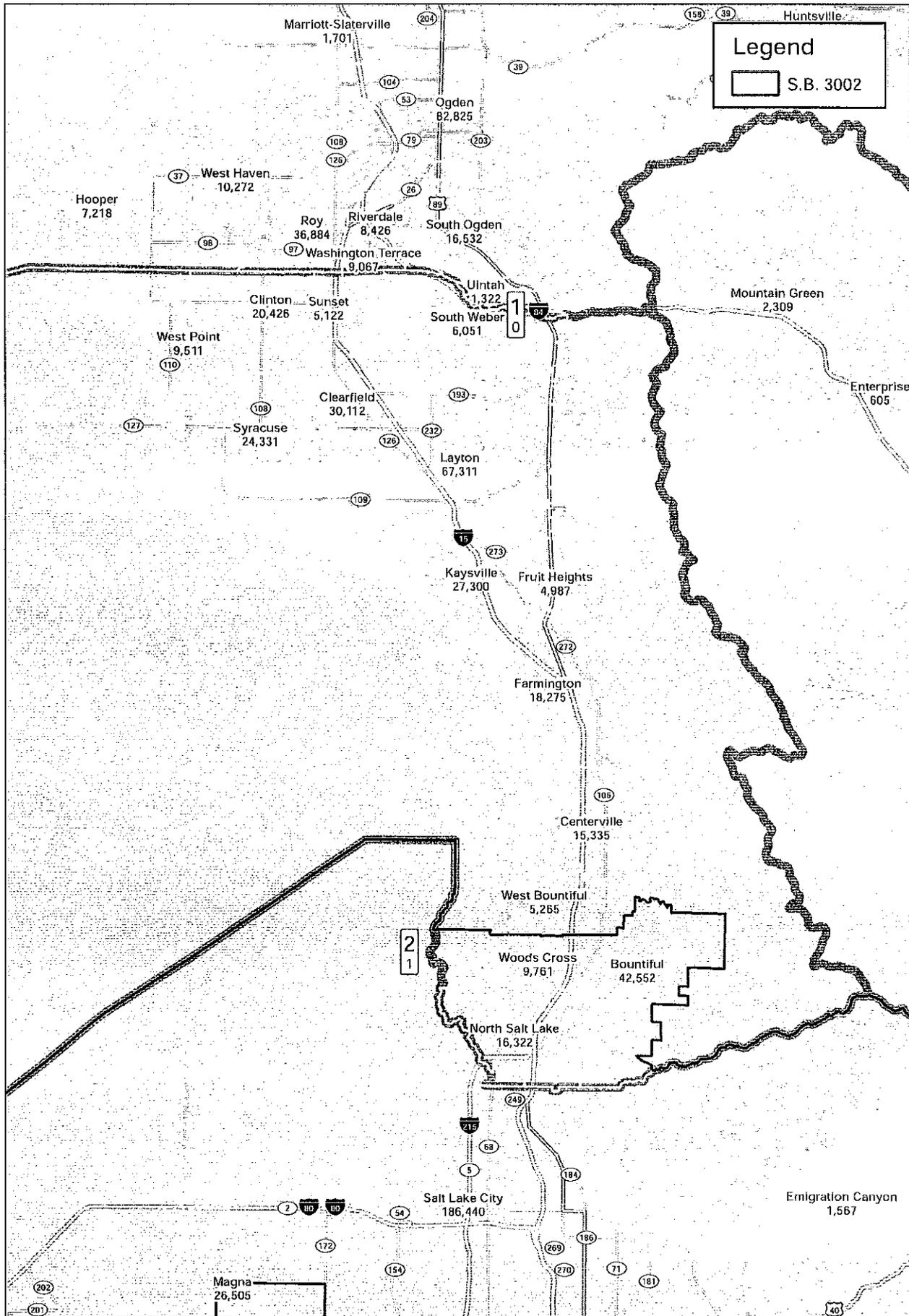
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Wasatch Front

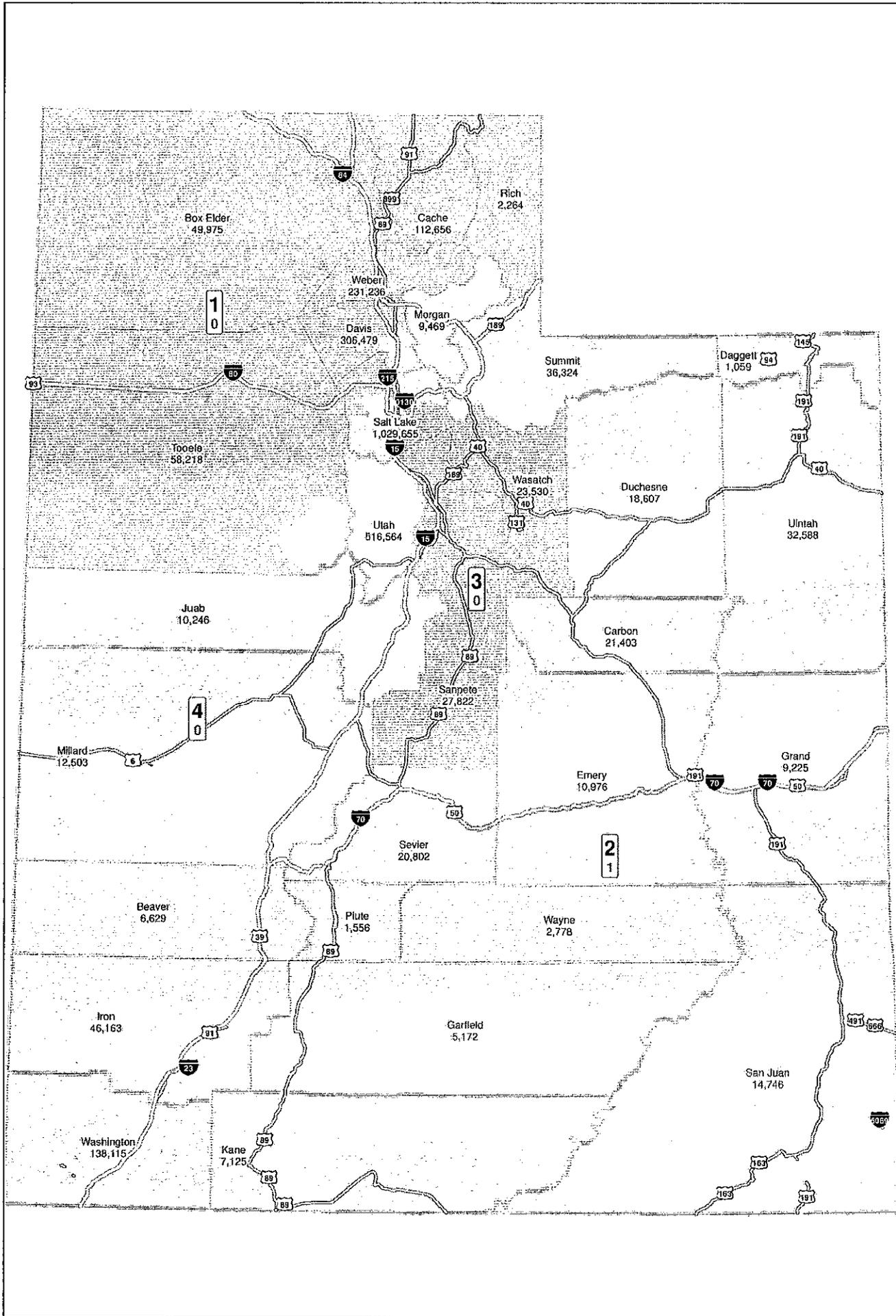


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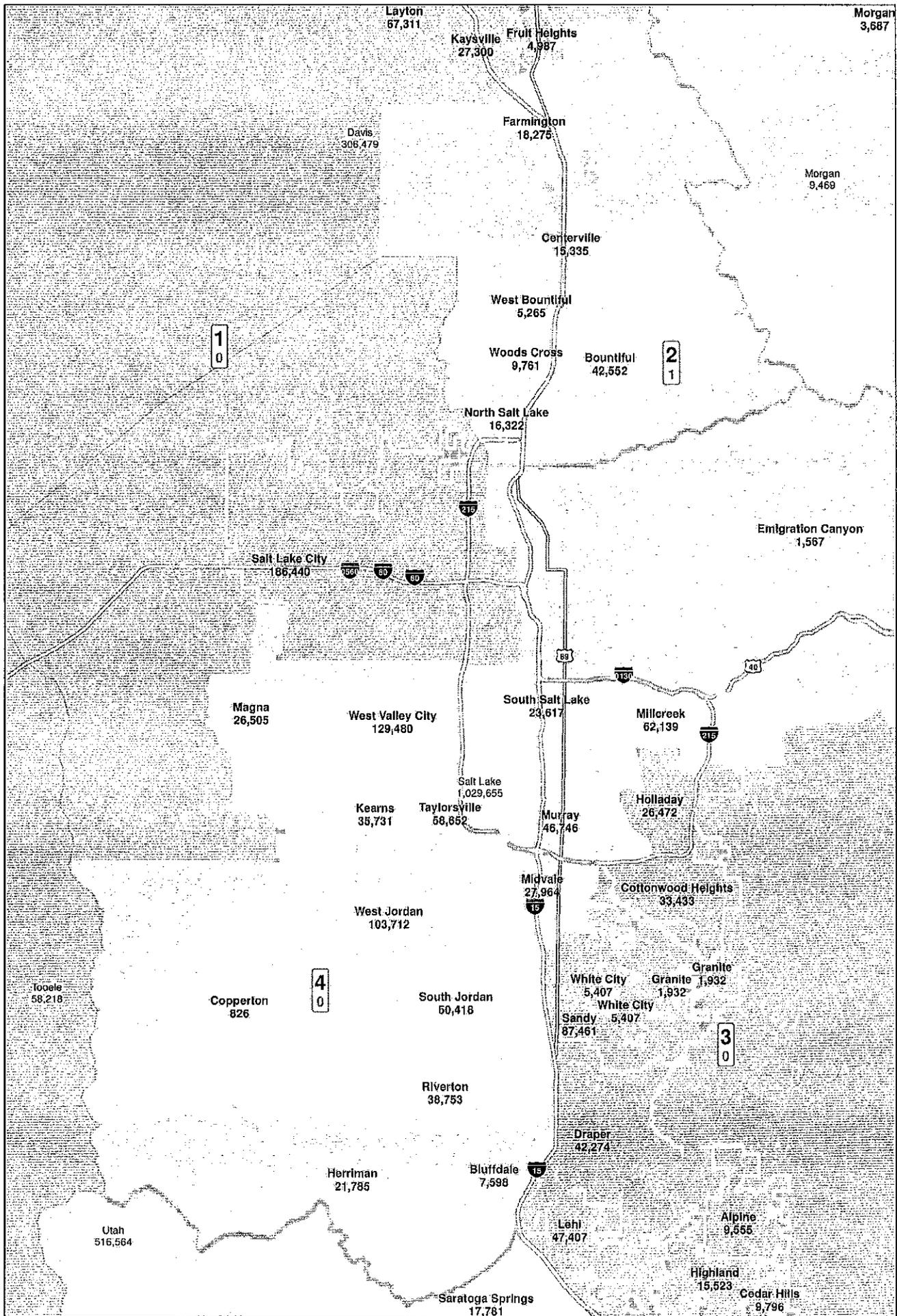
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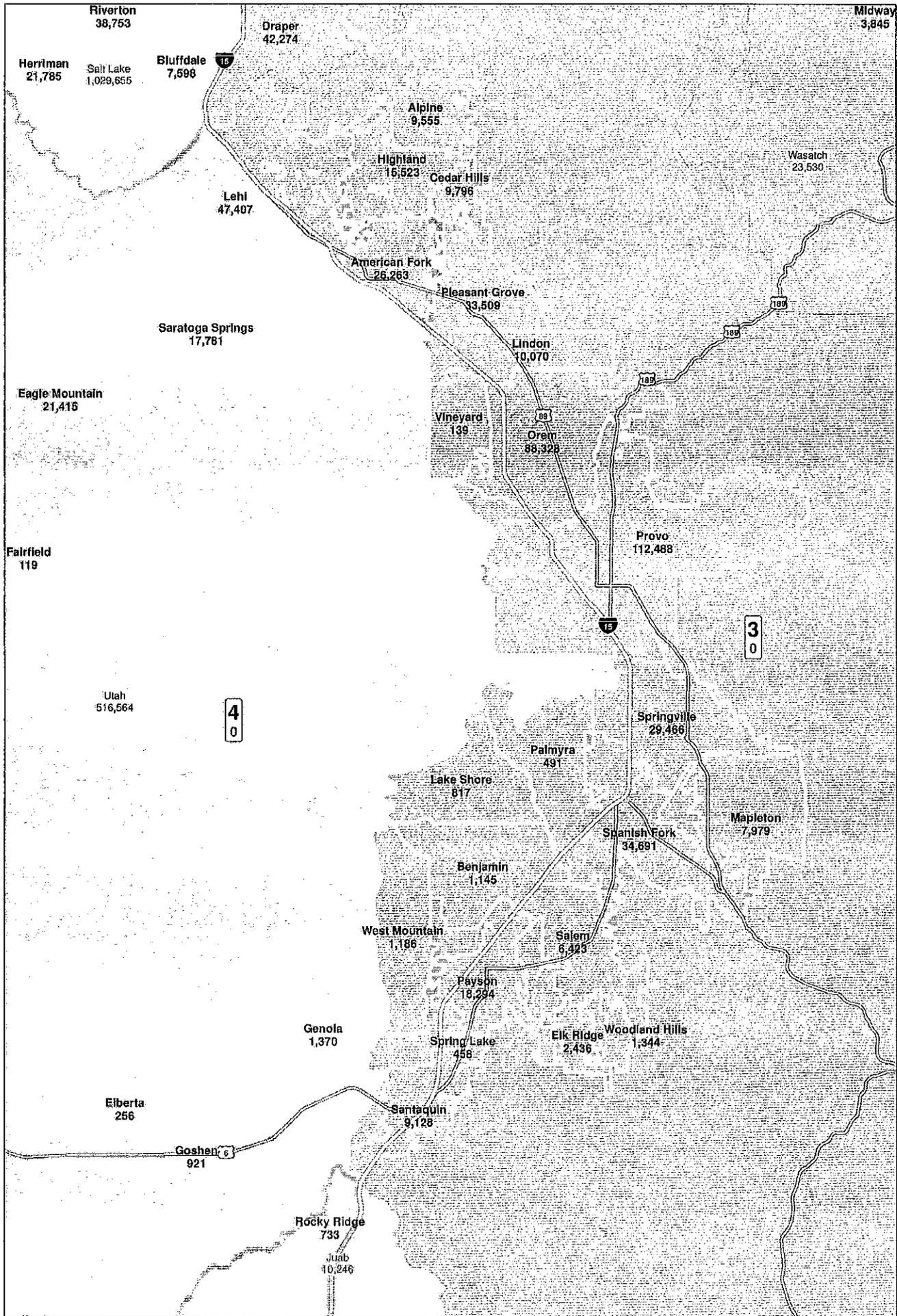
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From: Ric Cantrell
To: Christensen, Allen, Osmond, Aaron, Anderson, Casey, Frandsen, Dawn, Hinkins, David, Liljenquist, Dan, Thatcher, Dan, Stephenson, Howard, Adams, Stuart, Valentine, John, Stevenson, Jerry, VanTassell, Kevin, Hillyard, Lyle, Dayton, Margaret, Madsen, Mark, Waddoups, Michael, Knudson, Peter, Cantrell, Ric, Okerlund, Ralph, Reid, Stuart, Jenkins, Scott, Urquhart, Steve, Niederhauser, Wayne,
Date: 10/6/2011 3:10:48 PM
Subject: Jeremy Roberts / Media Request

Senators,

Tomorrow at 2 p.m. a videographer will film stories about the redistricting process. Jeremy Roberts needs your help get people there who can speak truthfully about the unprecedented citizen partnership and how we made specific changes to the map based on careful listening to citizen input.

Quick help today will pay off for us over the next several months. Let me know, or let Jeremy Roberts know.

Thanks!

Jeremy's # is 801-742-1513.

From: Crystal Young-Otterstrom
To:
BC: Stuart Reid
Date: 10/7/2011 12:25:35 PM
Subject: Utah Democrats Challenge Republican Leadership to Compromise on Redistricting
Attachments: [rectangle-logo-400.jpg](#), [Mime.822](#)

Contact:

Matt Lyon
801.597.8888 | mlyon@utdem.org
Crystal Young-Otterstrom
801.652.0737 | crystal@utdem.org

FOR IMMEDIATE RELEASE: Friday, October 7, 2011

Utah Democrats Challenge Republican Leadership to Compromise on Redistricting

SALT LAKE CITY – Utah Democrats issued a challenge and invitation to Republican legislative leadership today. Speaking on behalf of all Utahans, party chair Jim Dabakis challenged the majority party to pledge to "OPEN ALL" of their discussions about redistricting and to seek a bipartisan solution for the Congressional maps.

"Tuesday was a fiasco. It was a waste of taxpayer dollars, and it showed the dirty underbelly of politics and an intensely partisan process," stated Dabakis this morning. "No more secrets, no deals, no trade-offs in the closed Republican caucus rooms. No more last minute maps whipped up behind closed doors without involving the public."

"We have two weeks. Let's open the closed doors! Unafraid of the light, Democratic meetings, caucuses, and conversations are open to the public---on behalf of all Utahans we implore that Republicans join us in letting the public watch Utah's business be conducted," Dabakis said. "Let's rise above the partisan bickering and develop a truly bipartisan map. One that represents communities. One that represents Utah. Utah deserves better. As leaders, we must do better."

On air, Dabakis reiterated that the Democrats are willing and want to work with Republicans and the public to develop a congressional map. He also reaffirmed the Senate and House Democrats' call from Tuesday that insisted any map brought before the legislative bodies must first be brought to the public.

"Utah expects Democrats and Republicans to work together in an open and transparent process. Lets sit down and develop a bipartisan map. We can do better, we must do better. How amazing would it be for Utah to lead the nation in an open and fair redistricting process? If Utah Republicans and Democrats work together, we could inspire bipartisanship across the country and end the national stalemate. We will renew voters' faith in their elected leaders."

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Crystal Young-Otterstrom

Interim Communications Director

Utah State Democratic Party

M: (801) 652-0737

crystal@utdem.org

www.utahdemocrats.org



From: Craig Shuler
To: Christensen, Allen, Osmond, Aaron, Anderson, Casey, Hinkins, David, Liljenquist, Dan, Thatcher, Dan, Stephenson, Howard, Adams, Stuart, Valentine, John, Stevenson, Jerry, VanTassell, Kevin, Hillyard, Lyle, Dayton, Margaret, Madsen, Mark, Knudson, Peter, Okerlund, Ralph, Reid, Stuart, Jenkins, Scott, Urquhart, Steve, Waddoups, Michael, Niederhauser, Wayne,
Date: 10/16/2011 11:54:11 PM
Subject: Republicans, consider McAdams/Cox and other bipartisan maps
Attachments: [Mime.822](#)

Republican Utah senators,

I represent the 80 percent of Utahns and Americans—the independents, moderate Republicans, and moderate democrats—who want Republicans and Democrats in the legislature and congress to work together for the country and people rather than solely for their own partisan political objectives. If you are part of the 20 percent who doesn't care whether the parties work together, I disagree. If you care what the 80 percent think, read on. Otherwise please delete this e-mail now rather than have me waste your time.

1. Rep. Sumsion explained at the SLC library last week, that the Utah House boundaries, mostly developed by him, were done in an independent attitude (bi-partisan way). He reported that 3 of the 4 eliminated/consolidated Utah house seats were in slower-growing Republican districts and only 1 in slower-growing Democratic districts. If true, congratulations to him and the Utah House and thanks to the Redistricting committee and all its work on all the House maps.
2. The McAdams / Cox "Modification of Hat and 3 Stripes" is apparently the only bipartisan map published since your late September adjournment. It is not as good as Rep. King's maps but as Sen. McAdams said at the SLC library, this one which he was then working on might be the only one the your supermajority would consider as a compromise.
3. By nearly any definition, your West Valley to Payson doughnut-hole plans would create a gerrymander district around the hole, connecting south Davis County and San Juan County in an illogical way. I've stopped being angry, but please try to convince each other to take a higher, less partisan road.

To get from Woods Cross to Blanding by logical highways, SB3002 and Rep. Sumsion's proposed Substitutions 15 and 16 would require the congressman or woman to cross district boundary lines 6 times. Under the Froerer-Adams-Modified Sumsion 15 map he or she would have to cross boundary lines 4 times, but district one would become gerrymandered.

THOSE PLANS ARE ALL EXTREMELY UNFAIR. If it were me, I would vote no on all of them this week, whether I were Republican, Democrat, or Independent. None of them make you look like statesmen and women.

4. Of all congress maps submitted in October by a legislator, only Rep. King's proposed Substitution 7 (the Garber Plan) meets the criteria that ought to be the only criteria for congressional boundaries other than equal population. Those criteria keep districts logical, compact, and keep most communities together. They also keep neighboring communities and counties together.

Rep. King's S12 looks like a fairly decent compromise between Garber's good points and replacing S3002's and Sumsion's West Valley-Provo doughnut hole with something more defensible. Would one of you, perhaps a Republican in central or southern Utah sponsor it with him as another bipartisan option?

5. The only map I like better than Rep. King's is Brandon Plewe's October 9th NSEW modification of King's S07. Two districts (north and south) would likely be permanently Republican for the ten years. The other two would likely be winnable by either party—the East / SLC district would likely be won by any strong Democratic candidate. The West / SL County south district would generally be won by any strong Republican candidate. But in both those districts our votes would at least matter.

I think it is important that Utah be represented in Congress by at least one Democrat and one

Republican. Otherwise our state's voice will never matter with one or the other of the parties.

Plewe's NSEW map would split Salt Lake County north (SLC together) and south instead of east and west. Brandon's map, as he says,

- a. Divides cities and counties as little as possible. Only 3 counties are divided (Davis, SL, Utah), and each is only divided between two districts. Only two cities are divided: Bountiful and Pleasant Grove.
- b. Preserve rural regions: Northern Utah, Southern Utah, Uintah Basin
- c. Make districts as compact (near-circular) as possible. Unfortunately, to keep SLC & WVC intact, I had to divide Salt Lake County into North and South"

I would add, because Brandon followed boundaries, there are also only three school districts that are divided between two districts—all in the largest districts in the state, Davis, Granite, and Alpine. Brandon accomplishes all this by throwing out the Redistricting committee's fetish of 2010 population variations at plus or minus 1 or 2 people or less. With Brandon at plus or minus 77 people and .01 of 1 percent his differences are still well within statistical irrelevance. I am not a statistician, but I suspect anything up to .5 of one percent variance would be statistically irrelevant, legally supportable, and any concerns about it should be trumped by as an issue by communities of interest.

Would one of you submit Brandon's map with a democrat and have a vote on it so a vote is in the record?

I also left comments about most of the plans at the Redistrict Utah site. Sorry this is so long, but I have (perhaps naïve) hope that some of you will read and act on the above as talking points this week. Thanks for all you do.

Craig L. Shuler, CPA
home 801-572-9167
cell 801-599-7378

From: Represent Me Utah
To: Lockhart, Becky, Waddoups, Michael
BC: Stuart Reid
Date: 10/16/2011 2:25:02 PM
Subject: Please act with caution and deliberation on Monday.
Attachments: [Mime.822](#)

Dear Representatives and Senators,

An article in the Deseret News (Saturday, Oct. 15, 2011) has us seriously concerned.

The general tone of the article is that the special session on Monday will be quick and that minds have already been made up. We would urge you to not act in haste. We know members are all aware that the Legislature is allowed up to thirty days to complete the redistricting task with a special session.

We recognize that the process of redistricting has been long and challenging, but to suggest that all discussion and examination of alternative maps is over seems premature. It's a disservice to the people of Utah, to not consider a map that will ensure the fairest representation.

The final map will serve the people of Utah for ten years. It deserves all the time and effort necessary to get the right map.

Represent Me Utah! Has been following the redistricting process since our first rally on a snowy day in April on the steps of the capitol. Our goal has been to raise public awareness of this important process, and we think we have achieved that goal. We have attended almost every Redistricting Committee meeting across the state and have kept the public updated. We have conducted many informal polls and surveys. In fact, we have a petition of over five thousand signatures from citizens concurring that they want to keep their communities together.

Again we implore you to act with caution and deliberation. Please be patience and tolerant in this last stretch of the process, especially when you hear the voices of a frustrated public. We have heard Speaker Lockhart eloquently state many times before, if the process is good, the product usually is also good. Please let the process continue without an unnecessary hurriedness.

Thank you for your public service,

Represent Me Utah!

Representmeutah.org

From: Leonard Plaizier
To: Lockhart, Becky, King, Brian, Watkins, Christine, IPSON, Don, Sumsion, Kenneth, Hendrickson, Neal, Barrus, Roger, Duckworth, Susan, McAdams, Ben, VanTassell, Kevin, Okerlund, Ralph, Reid, Stuart, Waddoups, Michael
CC: Dee, Brad, Edwards, Becky, Oda, Curtis, Litvack, David, Cox, Fred, Hughes, Greg, Briscoe, Joel, Nielson, Jim, Seelig, Jennifer, Brown, Melvin, Ray, Paul, Houck, Rebecca, Menlove, Ronda, Wilcox, Ryan, Barlow, Stewart, Handy, Steve, Harper, Wayne, Utah, Redistricting, Osmond, Aaron, Liljenquist, Dan, Davis, Gene, Stevenson, Jerry, Morgan, Karen, Jones, Pat, Romero, Ross, Jenkins, Scott, Urquhart, Steve, Niederhauser, Wayne,
Date: 10/14/2011 12:23:11 PM
Subject: Redistricting Plan Submitted Plan ID 68408 "Fair 4 Utah Counties and Cities" - A Compromise Plan Like No Other!
Attachments: [State Map - Fair 4 Utah Counties and Cites.png](#), [Salt Lake County Map - Fair 4 Utah Counties and Cites.png](#), [Northern Utah Map - Fair 4 Utah Counties and Cites.png](#), [Districts Split in Salt Lake County - Fair 4 Utah Counties and Cites.png](#), [Fair 4 Utah County AssignedDistrictSplits.pdf](#), [Southern Utah Map - Fair 4 Utah Counties and Cites.png](#), [Mime.822](#)

Please consider the "Fair 4 Utah Counties and Cities" plan (ID 68408).

My "Fair 4 Utah" plan was submitted to the Redistricting committee by Rep. Fred Cox at the Oct 7th meeting. This modified plan addresses many of the concerns.

This plan has key elements put together like no other plan. It is compromise plan fair 4 Utah.

The plan has been submitted but does not show on the redistrictUtah.com site. In place of a online link, images are attached.

In the Fair 4 Utah Counties and Cities plan:

- All of the counties are whole except Salt Lake.
- The Eastern, Southern, and Western Counties are grouped the same as the Rep. Sumsion map that passed the Senate. (If there is a better grouping, I can still make it work with Counties and Salt Lake county Cities together.)
- Salt Lake county is mostly split into two districts 84% with a small portion in the other two districts.
- All of the cities in Salt Lake county are whole except West Valley City and three others (South Salt Lake, Salt Lake City, and Herriman) with minor splits. As an example Salt Lake City is all in one district except about 100 people.
- In Salt Lake County the cities are grouped based on their similar shared communities.
- District 2, 3, and 4 are at the target mean of 690,971. District 1 is one over at 690,972.
-

In Salt Lake County		
District 1	93,813	9%
District 2	539,727	52%
District 3	67,995	7%
District 4	328,120	32%
Total	1,029,655	100%

Good congressional districts are so important.

Thank you for your efforts and time!

Leonard

Leonard S. Plaizier

Bountiful, Utah

House 20

Senate 23

No organization only myself

Home [801-292-3604](tel:801-292-3604)

Leonard.Plaizier@gmail.com

----- Forwarded message -----

From: **Redistrict Utah** <redistrictutah@utah.gov>

Date: Thu, Oct 13, 2011 at 11:30 PM

Subject: Redistricting Plan Submitted

To: Leonard.Plaizier@gmail.com

Thank you for submitting a proposed redistricting plan through Utah's online redistricting tool. Please note that all plans submitted will be made available for review by the Redistricting Committee and the general public on both the online tool and redistrictutah.com. Shortly after plans are submitted, they are posted on redistrictutah.com for public comment.

As time allows, the public can further discuss submitted plans during the public comment portion of future Redistricting Committee meetings. A full list of public meetings can be found at redistrictutah.com.

If you have any questions regarding submitted plans or technical issues with the online tool, email us at redistrictutah@utah.gov.

Plan submitted on October 13, 2011 at 11:29 PM

Contact Information

Name: Leonard S Plaizier
Username: lplaizier
Organization: None - only myself
Email address: Leonard.Plaizier@gmail.com

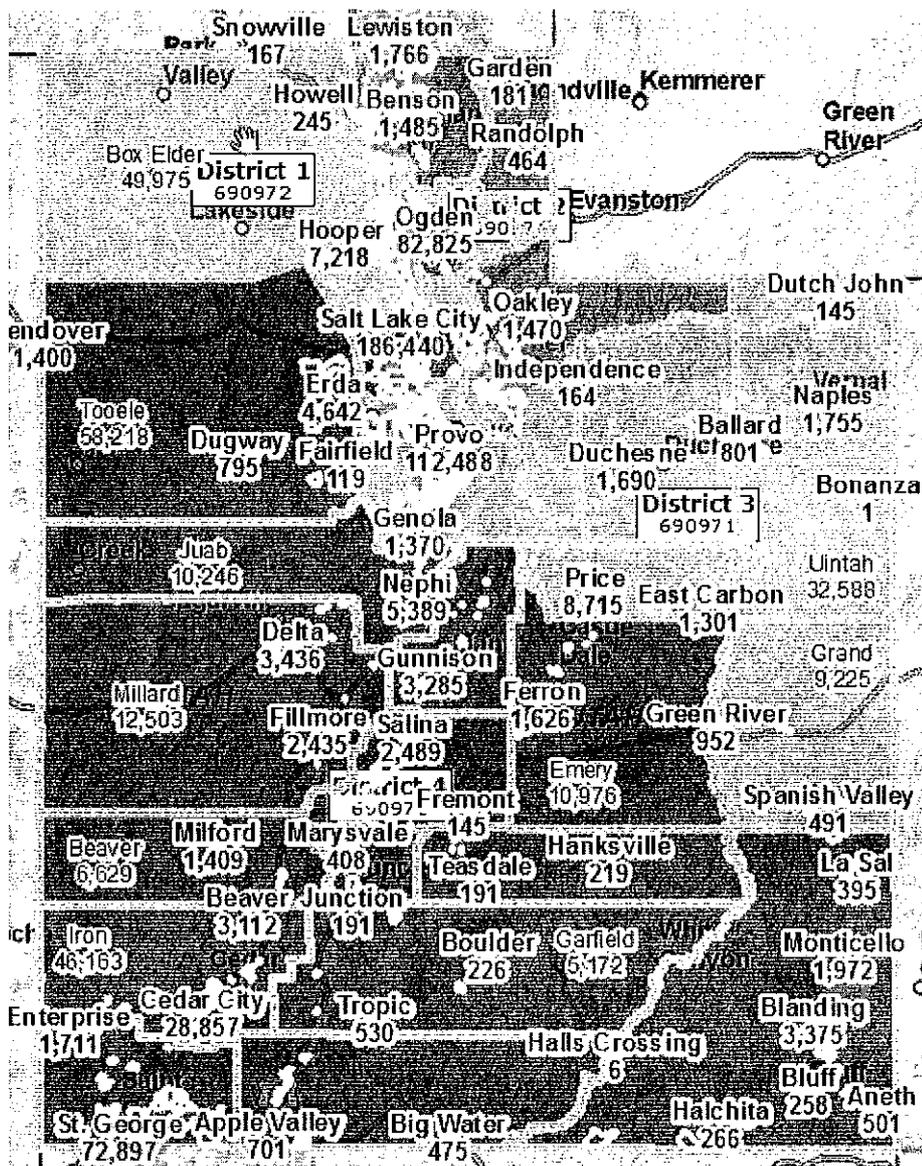
Plan Information

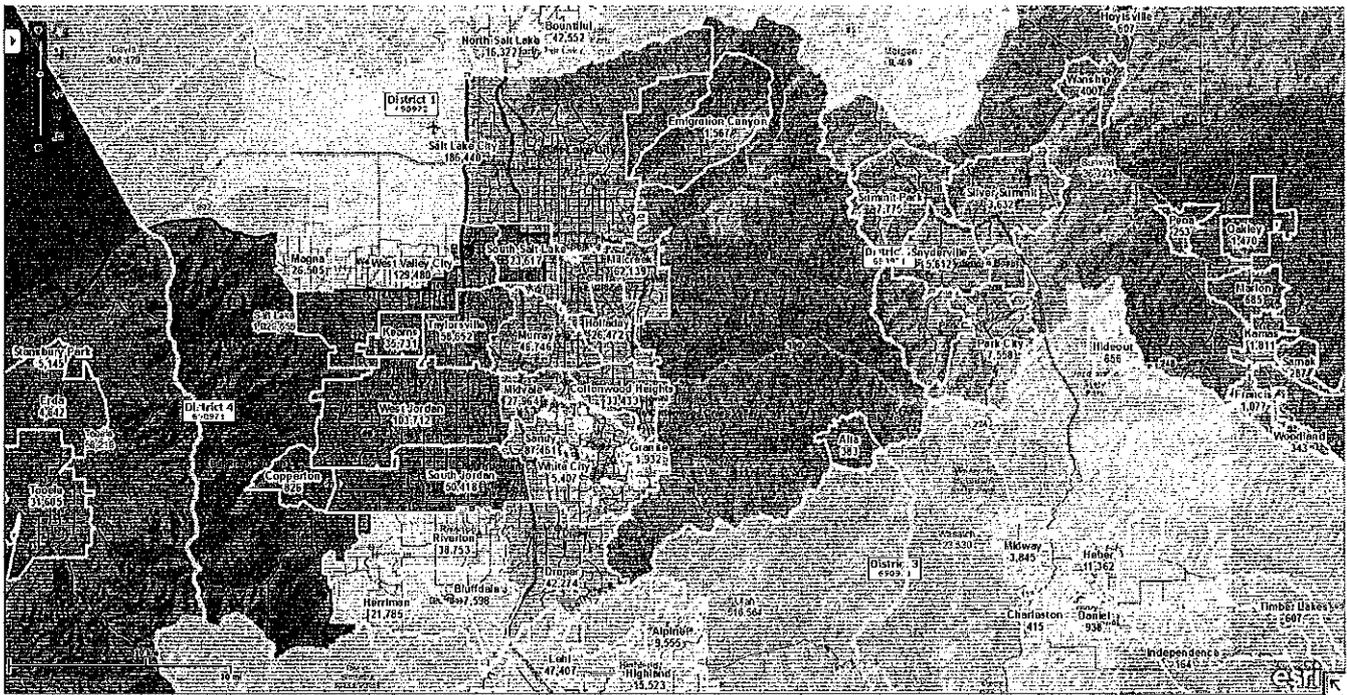
Plan name: Fair 4 Utah Counties and Cities
Description: In the Fair 4 Utah plan all of the counties are whole except Salt Lake.

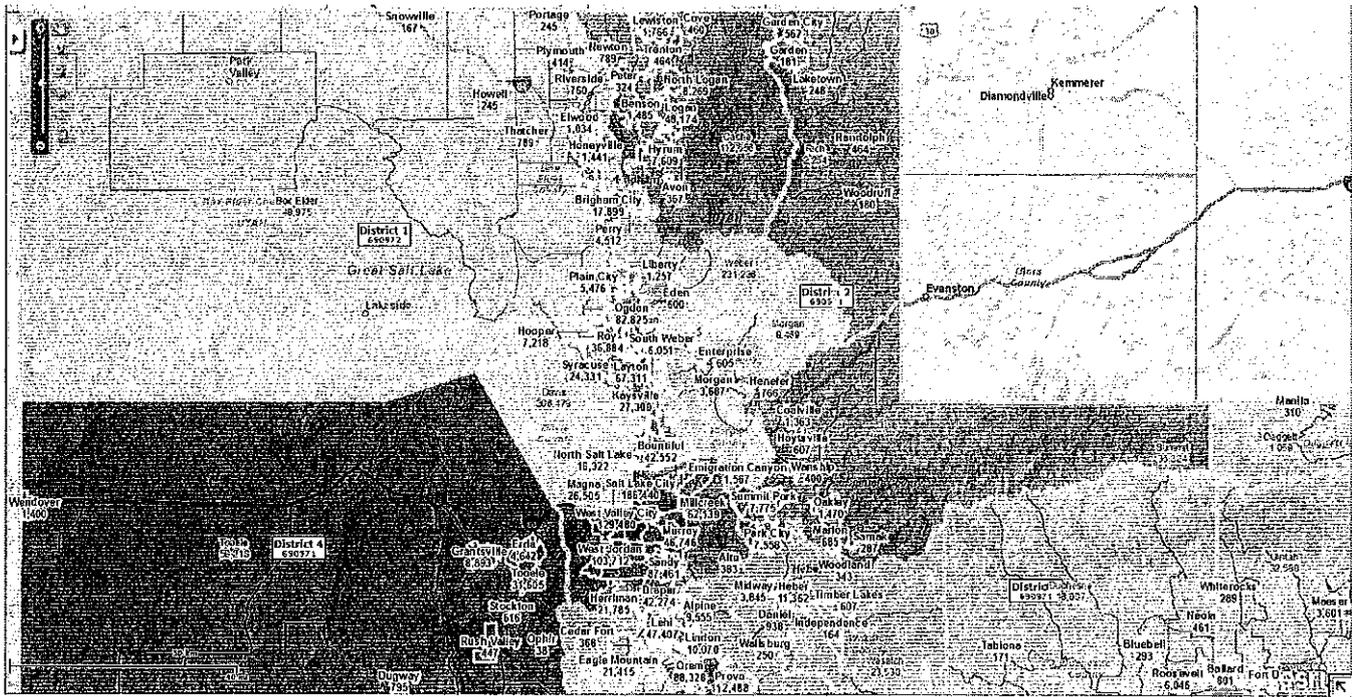
- Salt Lake county is mostly split into two districts with a small portion in the other two districts.
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- In Salt Lake County the cities are grouped based on location.
- District 2, 3, and 4 are at the target mean of 690,971. District 1 is one over at 690,972.
- The Eastern, Southern, and Western Counties are grouped the same as the Rep. Sumsion map that passed the Senate.

Plan Objectives

#objectives#

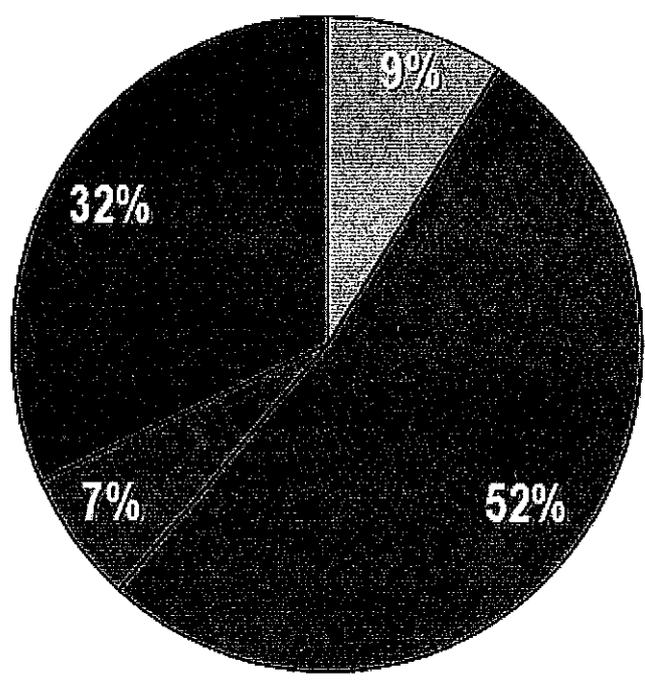






Districts in Salt Lake County

■ District 1 ■ District 2 ■ District 3 ■ District 4



User: lplaizler

Date: Thu Oct 13 22:36:34 GMT-0600 2011

Plan: Fair 4 Utah Counties and Cities

Plan No.: 68408

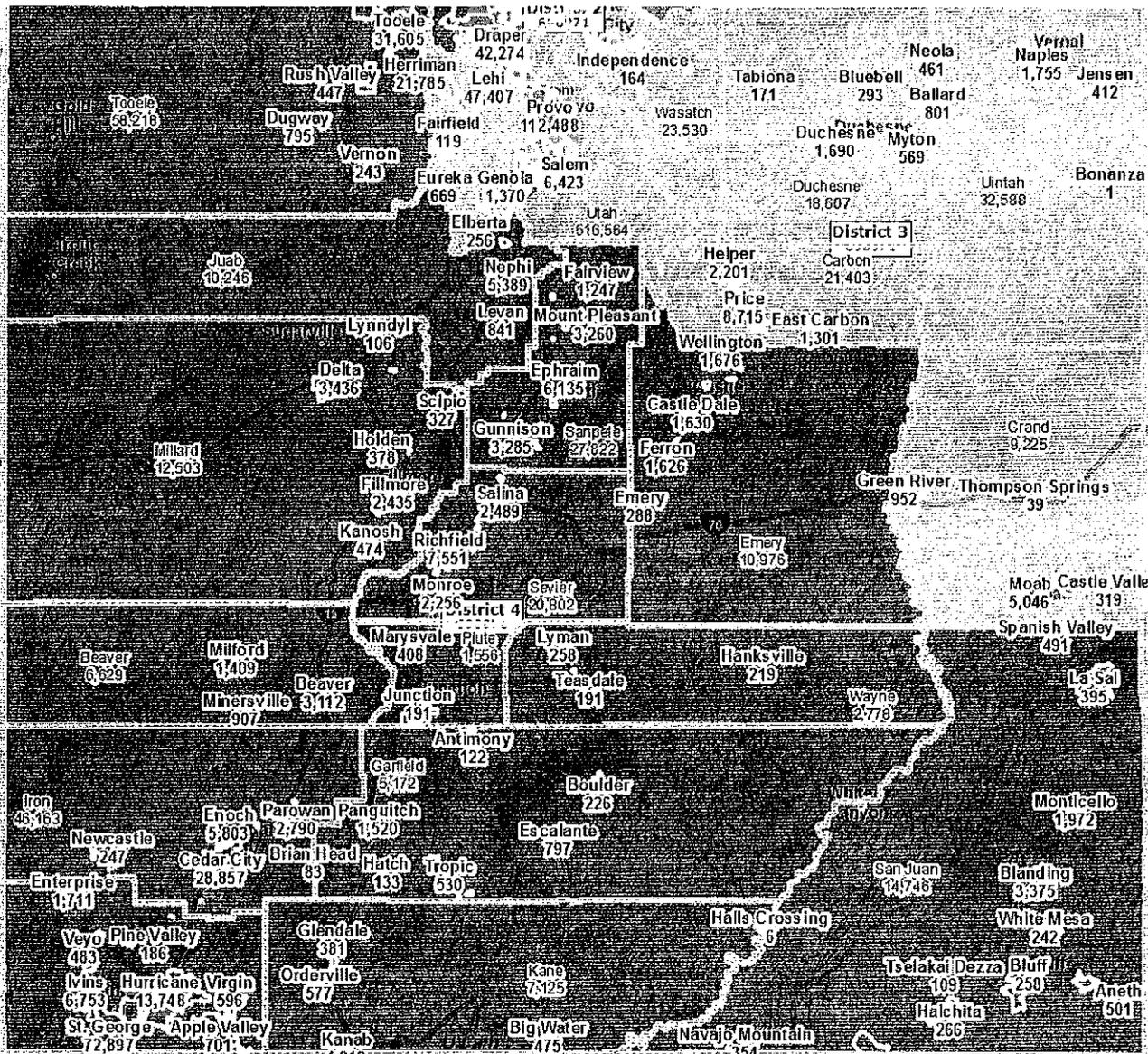
Assigned District Splits

	Total Population
District 1	
Box Elder County	49,975
Davis County	306,479
Morgan County	9,469
* Salt Lake County	93,813
Weber County	231,236
District 1 Total	690,972
	100%
District 2	
Cache County	112,666
Rich County	2,264
* Salt Lake County	539,727
Summit County	36,324
District 2 Total	690,971
	100%
District 3	
Carbon County	21,403
Daggett County	1,059
Duchesne County	18,607
Grand County	9,225
* Salt Lake County	67,995
Uintah County	32,588
Utah County	516,564

* indicates split

	Total Population
Wasatch County	23,530
District 3 Total	690,971
	100%
District 4	
Beaver County	6,629
Emery County	10,976
Garfield County	5,172
Iron County	46,183
Juab County	10,246
Kane County	7,125
Millard County	12,503
Piute County	1,556
* Salt Lake County	328,120
San Juan County	14,746
Sanpete County	27,822
Sevier County	20,802
Tooele County	58,218
Washington County	138,115
Wayne County	2,778
District 4 Total	690,971
	100%

* indicates split



From: Crystal Young-Otterstrom
To:
BC: Stuart Reid
Date: 10/7/2011 12:25:35 PM
Subject: Utah Democrats Challenge Republican Leadership to Compromise on Redistricting
Attachments: [rectangle-logo-400.jpg](#), [Mime.822](#)

Contact:

Matt Lyon
801.597.8888 | mlyon@utdem.org
Crystal Young-Otterstrom
801.652.0737 | crystal@utdem.org

FOR IMMEDIATE RELEASE: Friday, October 7, 2011

Utah Democrats Challenge Republican Leadership to Compromise on Redistricting

SALT LAKE CITY – Utah Democrats issued a challenge and invitation to Republican legislative leadership today. Speaking on behalf of all Utahans, party chair Jim Dabakis challenged the majority party to pledge to "OPEN ALL" of their discussions about redistricting and to seek a bipartisan solution for the Congressional maps.

"Tuesday was a fiasco. It was a waste of taxpayer dollars, and it showed the dirty underbelly of politics and an intensely partisan process," stated Dabakis this morning. "No more secrets, no deals, no trade-offs in the closed Republican caucus rooms. No more last minute maps whipped up behind closed doors without involving the public."

"We have two weeks. Let's open the closed doors! Unafraid of the light, Democratic meetings, caucuses, and conversations are open to the public---on behalf of all Utahans we implore that Republicans join us in letting the public watch Utah's business be conducted," Dabakis said. "Let's rise above the partisan bickering and develop a truly bipartisan map. One that represents communities. One that represents Utah. Utah deserves better. As leaders, we must do better."

On air, Dabakis reiterated that the Democrats are willing and want to work with Republicans and the public to develop a congressional map. He also reaffirmed the Senate and House Democrats' call from Tuesday that insisted any map brought before the legislative bodies must first be brought to the public.

"Utah expects Democrats and Republicans to work together in an open and transparent process. Lets sit down and develop a bipartisan map. We can do better, we must do better. How amazing would it be for Utah to lead the nation in an open and fair redistricting process? If Utah Republicans and Democrats work together, we could inspire bipartisanship across the country and end the national stalemate. We will renew voters' faith in their elected leaders."

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Crystal Young-Otterstrom

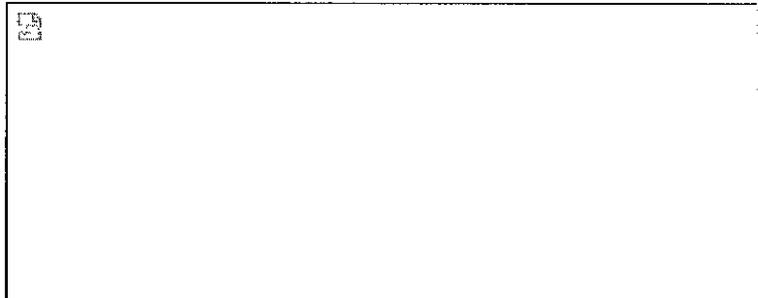
Interim Communications Director

Utah State Democratic Party

M: (801) 652-0737

crystal@utdem.org

www.utahdemocrats.org



From: Keri Witte
To: Lockhart, Becky, King, Brian, Webb, Curt, Watkins, Christine, IPSON, Don, Gibson, Francis, Froerer, Gage, Sumsion, Kenneth, Brown, Melvin, Newbold, Merlynn, Hendrickson, Neal, Barrus, Roger, Kiser, Todd, McAdams, Ben, Davis, Gene, VanTassell, Kevin, Okerlund, Ralph, Reid, Stuart, Waddoups, Michael
Date: 10/1/2011 5:15:04 PM
Subject: Reunite West Provo w/Provo Orem Senate Dists
Attachments: [Mime.822](#)

Hello Redistricting Committee --

I would like to make one more plea to please unite west Provo (approx 6 orphaned precincts) with the rest of the Provo/Orem area on the state senate district map.

A senate district is comprised of 95,000 people. Provo has a population of 112,000. Yet Provo is split into *3* senate districts, with west Provo being excluded from our community of interest. There is ample opportunity to keep Provo within *2* senate districts, thus making sure that west Provo is no longer orphaned from the rest of our community.

For the last 10 years west Provo has been part of senate district 13, which was a meandering district that ranged from Tooele County to southern Utah county. With redistricting upon us, we now have the opportunity to join west Provo with the rest of the Provo/Orem senate districts so that we can spend the next decade joined with our community, yet the current senate maps once again leave west Provo orphaned from the rest of our city -- we have been carved out of the Provo/Orem area and placed with rural southern county communities, such as Lake Shore, Benjamin, and Elk Ridge. One of the biggest considerations in drawing districts is keeping communities of interest together -- the Provo community should be kept together as much as possible.

The eastern Provo senate district, which used to be fully within Utah County borders, is now drawn as spanning outside of Utah County to pick up population in the east. This is the wrong direction. This and the other Provo/Orem senate district should instead be shifted to the west to pick up population and keep communities together, which would allow west Provo to be reunited with the rest of our city, and/or within the Provo/Orem sister city area.

West Provo will lose its voice in the senate if we are combined with a large rural area that has interests very different from our own community.

Thank you very much for your time and consideration. I hope you will become an advocate for west Provo in the fight to be included and represented within our own community - we need your help.

Sincerely,

Keri Witte
keri@linkrealms.com
801-377-8448
Provo 20

PS -- FYI, keep in mind that County Delegates are responsible for voting on state senators whose districts reside fully within a single county, while State Delegates vote if the district is split between more than one county - since County Delegates are more numerous than State Delegates, we have a greater rate of representation per capita if we can keep state senate seats fully within Utah County, and therefore it is also to our benefit (and the caucus/convention system's benefit, since it increases the rate of representation) to keep our senate districts within our county as much as possible. One of the main complaints against the caucus/convention system is that so few people are involved in choosing candidates. Changing from County Delegates to State Delegates decreases the number of people involved in the process.

From:
To: McAdams, Ben, Bramble, Curtis, Hinkins, David, Thatcher, Dan, Davis, Gene, Stephenson, Howard, Adams, Stuart, Valentine, John, Mayne, Karen, Morgan, Karen, VanTassell, Kevin, Hillyard, Lyle, Dayton, Margaret, Madsen, Mark, Waddoups, Michael, Jones, Pat, Knudson, Peter, Okerlund, Ralph, Romero, Ross, Reid, Stuart, Jenkins, Scott, Urquhart, Steve, Niederhauser, Wayne, Iijerquist, dan, christensen, allen, , , ,
Date: 9/30/2011 11:57:16 PM
Subject: Boundaries Without Politics
Attachments: [Mime.822](#)

As much as we do not like gerrymandering -- creating arms instead of enclosing the district in a compact area -- it is a worse thing to draw the lines with political careers in mind. Politics should be the last consideration. We do not elect people to serve themselves, to further their own interests, but we elect them to serve us, the people. Here's hoping that when the special session opens this coming week, you will reject the notion of making any district more electable for any individual, or more Republican or Democratic just so that party can elect more of its candidates.

Please set aside your own desires, your own wants. Please do not consider helping your friends on the Hill by making it easier for any of them. The politician may be out of office in two years (or less), but the boundaries will remain for 10 years. Please, instead of considering the benefits you can achieve for any political party, consider how you can help the people. Instead of trying to silence any group of people, by watering down their power by placing them in districts where they will be the minority, please look to grant as many people a voice as possible. Certain groups -- whether we speak of the Democratic Party or rural interests or whoever -- represent the majority in their areas. Give them their own district, then. Give them a voice, the opportunity to elect their own person, instead of silencing their voice by placing them in a district that has more voters who believe differently than they do.

We often say, "I do not agree with what you are saying, but I will fight for your right to say it." Here is the moment when you can prove you meant that, if you should ever have said it.

The pizza approach might have reasonably clean boundaries, but its strength is its weakness. I have heard it has gained favor for mixing urban and rural, thus forcing the elected official to represent both interests. But, if it results in all the representatives being from the cities -- none from the rural areas -- are you really ensuring representation of both? You are not. You are, to a degree, disenfranchising your rural voters.

Rural areas by definition are less populated. They are going to have a minority representation regardless. Even if we could take the most rural parts of our state and round them together in a single district, that would give them but one representative. The urban areas would have the other three. Why make it any harder on them by slicing them in with urban areas so they end up with no elected official of their own at all?

I'm hoping you do not do that to our rural areas. Might gives the power to do wrong, but it does not give the right.

From: Steven Goold
BC: Stuart Reid, Stuart Reid
Date: 9/29/2011 11:00:34 AM
Subject: Please don't play politics!
Attachments: Mime.822

Daily Herald

IN OUR VIEW

A really bad pizza recipe

Posted: Thursday, September 22, 2011 12:03 am |



[View a photo](#)

In the effort to redraw Utah's congressional districts, two of the three Utah County-based lawmakers on the commission charged with making a proposal say they like what's been dubbed the "pizza slice" plan.

That's the plan with the points of the new congressional districts in Salt Lake County.

Never mind that this plan would water down Utah County's clout in Washington, without any compensating benefits. And never mind that these lawmakers are supposed to represent their local constituents.

The alternative to pizza is doughnuts. This approach would create poorly named "doughnut holes," or zones encompassing one or more of the main urban areas: Salt Lake County for sure, Utah County being the next obvious choice, and Davis County and its environs a third possibility. In some of these plans, the new Utah fourth district would cover a lot of the state's rural areas.

Note that a district comprising Utah County and a few other small chunks would focus a U.S. representative's attention squarely on this valley. You'd think that area lawmakers would naturally favor the idea.

But no. Rep. Ken Sumsion, R-American Fork, the House chair for the committee, and Rep. Francis Gibson, R-Mapleton, are favoring the pizza slice plan.

"I would like our congressional delegation unified in representing all the interests of Utah," Sumsion says. Defenders of the slice idea say it would force members of Congress to pay attention to rural areas in the four districts, since each slice would include some rural zones.

But it's easy to flip that argument over. A pizza slice plan is likely to turn rural voters into a minority in each district, thus diminishing their clout. The pizza plan could virtually disenfranchise them as representatives respond to the majority.

By contrast, if rural areas make up the bulk of a district, that district will have the undivided attention of at least one member of Congress, and the peripheral attention of all the others. The interests of rural Utah will affect the state, starting with energy development. Nobody will be ignoring those factors.

Is the pizza plan more fair? No. But Gibson frets:

"My initial leanings are that a doughnut hole plan has some negative connotation in what people say gerrymandering is," he said. "I would probably lean into dividing the state more equally."

Of course the dominant GOP wants to avoid charges of gerrymandering. The 2000 redistricting still brings the accusation that it fiddled with the boundaries too much in a vain attempt to defeat Utah's lone D.C. Democrat, Rep. Jim Matheson.

Moreover, the population of districts will be more or less equal regardless which plan is chosen, so equality is not the issue.

When the first rumors of the pizza slice plan came out of the oven, Utah Democrats derided it as blatant gerrymandering. Pizza advocates now seem intent on making prophets of those Democrats. The slices, however they are cut, will look like gerrymandering.

Politicians don't usually hand their opponents so much political ammunition, so it has to be wondered what's in their heads. There's something awkward and forced about Republican claims that the pizza slice plan is fairer or provides some special benefit to rural areas. The argument seems especially out of place when it comes from Utah County Republicans.

There's nothing wrong with asking that Utah County receive appropriate voting power in acknowledgement of its rapid growth in the last decade. We are an urban center of more than a half-million people. That it is plainly a distinct political, geographical, historic and economic entity.

Why would Republican lawmakers from our county be willing to let our influence be diluted in service to a plan whose justifications are really shaky.

Speaker of the House Becky Lockhart, R-Provo, continues to straddle the fence -- another oddity. She heads the dominant party in one chamber and should use her clout to do the right thing. It's one thing to give all sides some say during a debate, but this issue is too important to leave to chance. A bit of muscle should be exercised.

Read more: http://www.heraldextra.com/news/opinion/article_98f55877-58ef-562c-a05e-ebfe64587d2f.html#ixzz1ZMTXADsy

From: Dan Thatcher
Date: 10/4/2011 8:27:58 PM
Subject: Redistricting

From: Ric Cantrell
To: Cantrell, Ric, Senate Republicans - 2011
Date: 10/14/2011 1:11:51 PM
Subject: Redistricting Special Session

The Senate will reconvene to continue work on redistricting legislation.

11:00 a.m.
Monday, October 17th
Senate Chamber

From: Ric Cantrell
To: Senate Republicans - 2011
Date: 9/26/2011 8:24:01 PM
Subject: Special Session; Redistricting

<http://www.RedistrictUtah.com>

From: Ric Cantrell
To: Cantrell, Ric, Senate Republicans - 2011
Date: 10/14/2011 1:11:51 PM
Subject: Redistricting Special Session

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11:00 a.m.
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Senate Chamber

From: Ric Cantrell
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Date: 9/26/2011 8:24:01 PM
Subject: Special Session: Redistricting

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From: Ric Cantrell
To: Cantrell, Ric, Senate Republicans - 2011
Date: 10/14/2011 1:11:51 PM
Subject: Redistricting Special Session

The Senate will reconvene to continue work on redistricting legislation.

11:00 a.m.
Monday, October 17th
Senate Chamber

From: Dan Thatcher
Date: 10/4/2011 8:27:58 PM
Subject: Redistricting

From: Ric Cantrell
To: Senate Republicans - 2011
Date: 9/21/2011 10:08:13 AM
Subject: Exclusive: Democratic Official Drew 'Nonpartisan' Redistricting Maps

Remember "Fair Boundaries" - the nonpartisan, organic, citizen group that says they want redistricting done independent of political influence? Guess who drew their map.

http://www.utahpolicy.com/featured_article/exclusive-democratic-official-drew-nonpartisan-redistricting-maps

Exclusive: Democratic Official Drew 'Nonpartisan' Redistricting Maps

By Bob Bernick, UtahPolicy.com Contributing Editor

Longtime Utah State Democratic Party official Todd Taylor drew the legislative and congressional redistricting maps submitted to the Legislature's Redistricting Committee by the citizen group Fair Boundaries, UtahPolicy learned Tuesday.

Glenn Wright, head of Fair Boundaries, confirmed that Taylor, who was the party's state executive director more than 15 years until this summer when he took on a new paid party position, drew the Fair Boundaries maps.

Wright said their maps were not biased in favor of Democrats, adding that incumbents' home addresses were not taken into account, nor were any voting patterns of would-be district citizens.

You can see the Fair Boundaries and other entries at the state's redistricting web site: www.redistrictutah.com. The group's U.S. House map is here. It's Utah House plan is here. The group's state Senate map is here.

Wright, who in 2010 was the Democratic candidate for House District 53, (he lives in the Park City area), told UtahPolicy that he believes the Fair Boundary maps are fair and should be considered as viable alternatives to the state Senate and House maps already approved by the Redistricting Committee.

The committee has also adopted a State School Board map and will recommend a four-seat U.S. House redistricting map before lawmakers meet Oct. 3 in special session to formally adopt districts that congressional, legislative and school board members will be elected from for the next 10 years.

"Ours are (politically) unbiased maps," said Wright.

However, when Wright and other supporters of the citizen-drawn maps presented their outlines to the Legislature's Redistricting Committee, they did not say that Taylor drew the maps. The clear impression was that members of the volunteer Fair Boundaries group drew the maps.

Senate President Michael Waddoups, R-Taylorsville, a member of the Redistricting Committee, told UtahPolicy Tuesday night: "I'm disappointed in the deception that Fair Boundaries drew their maps when they didn't."

"And I'm sorry for Fair Boundaries members who were snookered into something - I doubt they knew that their maps were drawn by the past (executive director) of the Democratic Party."

Taylor initially declined comment to UtahPolicy Tuesday afternoon, suggesting that Wright be contacted. After Wright was interviewed, Taylor responded to UtahPolicy questions.

Wright said Fair Boundaries -- a citizens' group that failed to gather enough voter signatures to get on the 2010 general election ballot a new law that would have set up a citizen redistricting commission to make recommendations to the Legislature on the 2011 redrawings -- decided to use Taylor for several reasons.

First, said Wright, Taylor has a "wealth of knowledge" about redistricting, having been the Democrats' lead man in the 1991 and 2001 redistricting efforts.

Second, the state Democratic Party's redistricting software "was much easier to use" than the online citizen-accessible program at www.redistrictutah.com.

"For one thing, our software provides metrics that we find very useful and important," said Wright.

In presenting their state Senate and House redistricting proposals, for example, Fair Boundary folks listed how many times cities and counties were split by their maps, the total miles of boundaries (indicating how compact their districts were) and other measurements.

Wright at one point asked committee members and their staff if the state's software could provide the same numbers on the committee-generated maps. It was unclear if the same measurements could be made.

"Our software cost \$5,000," said Wright on Tuesday. "Theirs cost something like \$80,000. I'm sure it could do it if they wanted to."

Taylor said the same thing, adding that he would be glad to provide those metrics on the committee maps if state legislative staffers couldn't.

"They are important metrics," said Taylor, who agreed with Wright that his maps did not take into account any voting patterns or partisan information and didn't consider where incumbent legislators lived.

"Basically, I read Fair Boundaries' initiative and their goals and followed that outline" in drafting the maps for the citizen group, said Taylor.

Unlike 10 years ago, the state Democratic Party itself is not going to suggest any redistricting maps this year, said Taylor, because "we don't think it will be helpful."

Hearing of Taylor's involvement in the Fair Boundaries map-making, GOP legislative leaders immediately called foul - adding that they don't know how seriously they can take the Fair Boundary maps knowing they were drawn by a state Democratic Party paid employee.

"I have no problem with the Democratic Party drawing maps, and they should, but be honest about it," said Waddoups.

Even with this "deception," Waddoups said the committee would continue to examine the Fair Boundary maps. "We've already gotten some good ideas out of their maps. But (Fair Boundaries) shouldn't have represented that they were their maps when in fact they were not."

Taylor said he was not paid to draw the maps, he did those for free, in part, as an "intellectual exercise" to see how close he could draw maps that kept cities and communities of interest together while having the smallest population variances.

Fair Boundaries' Senate map is amazing in one respect, according to the state's web site it has 0.00 percent variance. In other words, as a whole the 29 districts are exactly the same in population down to the one-hundredth percentile.

The committee's own guideline is that no Senate or House district can be greater or lesser than 3.5 percent in population variance, although the committee's own maps have smaller variances than that.

Said Taylor: "I found out that you can get much more compact (districts), keep those communities together, have very low (population) variances than anything I've seen" coming out of the Redistricting Committee's own work.

At the very least, said Taylor, the Redistricting Committee should use the Fair Boundaries maps as templates, or starting points, for their own map-drawing, since, he believes, those maps start at the most fair, basic origins "of keeping communities together without taking into account any political information" - like putting incumbents in their own districts.

Waddoups said from what has now been learned about Fair Boundaries actions, he believes it will harm their effort at getting an initiative passed creating an "unbiased and unaffiliated citizen commission."

"Seeing what has happened in Idaho (where a citizen redistricting commission was challenged in court) and with this deception, that will make it even harder to say that (a citizen commission in Utah) should be done. Obviously, this (Fair Boundaries') effort was not independent. And independent was their critical word - they (Fair Boundaries) wanted an independent commission.

"But as (legislators opposed to such a commission) have said, there is no such thing as an independent commission - and there was nothing independent about their (Fair Boundaries') maps.

"Everyone has a point of view, as we've just learned today," said Waddoups.

From: Ric Cantrell
To: Senate Republicans - 2011
Date: 9/21/2011 11:21:15 AM
Subject: Trib: Top Utah Dem behind reform group's redistricting map

Trib's early version of the Fair Boundaries story.

<http://www.sltrib.com/sltrib/politics/52619168-90/maps-boundaries-fair-party.html.csp>

Top Utah Dem behind reform group's redistricting map

By Lee Davidson

The Salt Lake Tribune
Published: September 21, 2011 10:20AM
Updated: September 21, 2011 10:41AM

A top Democratic Party official secretly drew redistricting maps that reform groups portray as examples of how to fairly draw boundaries without considering how they affect parties or incumbents.

Todd Taylor, senior adviser to the Democratic Party who until recently was its executive director, drew the maps for Fair Boundaries at Democratic offices with full support of the party. Fair Boundaries unsuccessfully tried to put on the ballot an initiative that would put redistricting in the hands of an independent commission instead of the Legislature.

"Todd had the software and he had the time, and we had no money," said Glenn Wright, a board member of Fair Boundaries. That group said in public hearings that it drew the maps, and the maps were also supported by several other reform groups.

"We discussed with him [Taylor] how it would be drawn, and that he would strictly follow the rules in our initiative," and he did it as an unpaid volunteer, Wright said. "We made sure that no incumbent data was used in drawing the maps. I still don't know how many incumbents would be affected by it."

Why didn't the group say up front that it used Taylor as a consultant?

"Because we knew it would be controversial," Wright said.

Utah Senate President Michael Waddoups said Fair Boundaries has hurt its cause by using Taylor.

"If their cause is to get an independent commission, they certainly didn't help it. They probably made our case that there is no truly independent commission or people. Everybody has a point of view," Waddoups said.

He adds that Democrats also likely hurt themselves. "Fair Boundaries was taken advantage of in my opinion" because many members of reform groups who backed the map "didn't know that the Democratic Party and Todd Taylor had been drawing this. I feel bad for that."

He said Democrats and Taylor have the right to draw maps, but should have been up front about it. In fact, he said about the Fair Boundaries map, "We got some good information from it. Our maps improved because of what we were able to glean from it. So it's a good process, I just wished they have been more willing to disclose the origin."

Utah Democratic Party Chairman Jim Dabakis said the map was drawn with full support and permission of his party, and, "I'm not ashamed of it."

"When they came to us and said, 'Here is our criteria, and here is what we would do — and we simply don't have the money to spend \$20,000 to buy the software to draw the maps. Will you guys use our criteria and do it?' We said sure," Dabakis said. He said the party had software to measure such things as how many cities are divided

and how compact districts are, which state software does not do.

He added that the maps Taylor drew are disliked by many Democrats because they put many of the party's incumbents together. He said if the party had drawn its own partisan maps, they would have looked much different.

"It's not a Democratic map. It's a long way from it," Dabakis said. Meanwhile, he charges that Republican legislators have come up with "incumbent protection maps" that gerrymander lines in ways that make sense only to help incumbents.

Dabakis said choosing to draw the Fair Boundaries map "is part of a responsibility the party has to the public to show what fair boundaries look like."

Despite the revelation about who drew its maps, Wright says he still plans to formally present Fair Boundaries' proposal for congressional redistricting on Thursday at a meeting of the Legislature's Redistricting Committee, "and probably take a lot of garbage from Waddoups about it."

That committee has already adopted "base maps" for the Legislature and state school board boundaries — which may still be tweaked — and is about to begin debate on congressional maps. The Legislature is scheduled to consider the maps in a special session beginning Oct. 3.

Several GOP leaders told The Tribune this week that no one congressional map appears to yet have support. But they said Republicans in general seem to support a "pizza slice" plan that would divide Salt Lake County in three or four pieces, and combine each with a rural area.

For example, Rep. Ken Sumsion, R-American Fork, the House chairman of the committee, has said that would help ensure that members of Congress represent both urban and rural issues, and that concept is important to him and many GOP legislators.

However, Democrats have charged it is an attempt to dilute its votes in its stronghold of Salt Lake County, and make it more likely to create all-Republican congressional districts.

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From: Ric Cantrell
To: Senate Republicans - 2011
Date: 10/2/2011 7:30:35 PM
Subject: Redistricting Reading

Senators,

If you want to sharpen your arrows and get warmed up for the special session, here are a few more articles.

BYU's Adam Brown offers several great analyses of the numbers, patterns, and politics in very understandable language:

<http://utahdatapoints.com/2011/06/redistricting-backgrounders-what-have-we-learned/>

Adam Brown's article referenced in my previous Email:

<http://utahdatapoints.com/2011/06/do-single-member-districts-hurt-democrats/>

Senator Stuart Reid on why the Utah Legislature should redistrict and not an independent commission:

<http://www.senatesite.com/home/independentcommission/>

Lisa Roche's pre-session preview:

<http://www.deseretnews.com/article/705391821/Redistricting-drama-to-play-out-at-special-Legislative-session.html>

From: Ric Cantrell
To: Senate Republicans - 2011
Date: 10/11/2011 9:46:17 PM
Subject: Town Meeting?

Senators - Jeremy Roberts would like to host a town meeting on redistricting if four or five senators were able to attend. He's thinking Thursday around 7 p.m. at the Larry H. Miller Campus.

Any takers?

From: Allyson Isom
To: Isom, Allyson
BC: Dan Thatcher
Date: 10/20/2011 4:27:31 PM
Subject: Governor Signs Final Special Session Bills
Attachments: 10.20 Final Special Session Bills Signed.pdf

The attached contains the following content:

FOR IMMEDIATE RELEASE

October 20, 2011

Contact: Ally Isom
Deputy Chief of Staff
801.538.1503 desk
801.864.7268 cell
aisom@utah.gov

Governor Signs Final Special Session Bills

SALT LAKE CITY—Governor Gary R. Herbert signed the remaining pieces of legislation from the recent special legislative session. The bills signed were:

S.B. 3001s03 Utah State Senate Boundaries and Election Designation (Sen. Okerlund)

S.B. 3002s19 Congressional Boundaries Designation (Sen. Okerlund)

S.B. 3005 Lieutenant Governor District Determinations (Sen. Okerlund)

Governor Herbert issued the following statement regarding Utah's redistricting effort:

“Redistricting is an emotional and complex issue. For more than six months, the State Legislature engaged members of the public in an unprecedented way. I find that the Legislature followed the law, and the outcome, although not entirely satisfactory to everyone, is reasonable. Let us remember, in the final analysis, our representatives are not chosen by lines drawn on a map; they are elected by the people of Utah.”

###



GARY R. HERBERT
GOVERNOR

STATE OF UTAH
OFFICE OF THE GOVERNOR

GREG BELL
LIEUTENANT GOVERNOR

FOR IMMEDIATE RELEASE

October 20, 2011

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###

From: Julie Dole
To: Cantrell, Ric
CC: Mills, Mark
Date: 10/6/2011 1:02:05 PM
Subject: DRAFT - Message from Officers & Republican Senators
Attachments: Mime.822

Rick - Let me know if the below works to send out to all the emails we have in Senate Districts 1, 2, 3, 4, 5, 7, & 8 or if you have any concerns. I put in home phones for President Waddoups, Senator Niederhauser, & Senator Stephenson because I was unsure if they want their mobiles shared. Thanks for your assistance! Julie

--

Julie Dole, Chair
Salt Lake County Republican Party
www.slkogop.com
801.699.7987 Mobile
JulieAnnDole@gmail.com or
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Twitter: @JulieDole
Facebook: JDole
[LinkedIn](#)

A Message From Your Salt Lake County Officers & Republican Senators

Thursday, October 06, 2011

Dear Friends in Senate Districts 1, 2, 3, 4, 5, 7, & 8,

We hope all is well with you and your family! Our Legislators have been busy this summer with many issues important to you. As you currently live in a Senate District not represented by a Republican we will share a message from the Republican Senators in Salt Lake County and invite you to contact us with any questions. We will focus our full attention in this email on a very important topic: **Redistricting**.

What is Redistricting?

Redistricting is the redrawing of political district maps. It happens every 10 years in accordance with new Census numbers and ensures the constitutional principle of one person, one vote.

Redistricting Committee

The state legislature is responsible to oversee this process. Earlier this year a redistricting committee was formed. It is made up of 19 members of the Legislature from all geographic areas of the state. Representatives from the Republican and Democratic parties were fully represented. In fact, members of the minority Democratic caucus were represented in numbers slightly higher than their percentage of seats in the legislature.

Our Thoughts on the Redistricting Process

We feel that the Utah Legislature has hosted the most open, transparent and inclusive redistricting process in Utah's history. Public input was sought, welcomed and incorporated throughout the process. Legislators on the committee listened carefully to those who provided input. There are many suggestions from the public that were drawn into the final versions of the maps.

Public Access

The process has been fully open to the public, with dozens of public meetings at the Capitol and around the state. Legislators on the committee responded to thousands of e-mail, phone calls, and public comments. A website was created - <http://www.RedistrictUtah.com> - that allowed anyone to draw their own maps and comment on all others. Nearly 300 maps were drawn by legislators and the public, with more than 1,000 comments submitted. This created more educated citizens because - due to the website - they had first-hand experience with the challenges of drawing maps. Consequently, the comments and suggestions the committee received were higher quality and more usable than at any other point in our state's history. The committee even selected a citizen-drawn map for the State School Board!

The Results – Utah Senate and House:

In the Utah Senate two east-bench districts currently held by Democrats were combined (due to the lack of population growth) and a new district was created in Utah County (due to high population growth). In the Utah House of Representatives, some Democratic-leaning districts were combined. Several Republican districts – even more in number than the Democrat districts - were also combined. The House of Representatives map passed 74-1 in the House, showing strong bi-partisan support. The Senate map also passed with approval from both parties, with only one dissenting vote.

The Results – U.S. Congress:

The U.S. Congressional map has been more of a political lightning rod and the debate has attracted many critics. We are doing what we can to ensure the process is above reproach and that the maps we draw are openly discussed and fair. Unfortunately, continued opposition is expected no matter what we do. Utah is one of the most conservative states in the nation, and we feel the final congressional map will likely reflect that reality as we follow the principle of One Person One Vote.

Principle: One-Person One Vote

While there are many important factors to consider in the redistricting process, the most important aspect is the principle known as one-person, one-vote. We have done everything humanly possible to draw districts that honor that principle. We are adhering to decades of legal precedent to ensure the work done by the committee protects citizen rights and is as insulated as possible from a legitimate legal challenge.

Potential Lawsuit Threat

The threats of lawsuits started long before the first map was proposed. It appears that opponents to the constitutional process hope to achieve by the legal process what they could not gain by the vote of the people or their elected representatives. We'll do our best to keep you informed if any legal challenge is filed.

Working Together To Be Fair

While we are proud of the results so far, it was the process and citizen involvement in that process that makes us the most proud. Your input into the map drawing process has been invaluable. The process is too big and too complicated for any one

person alone. Many hands have made lighter work and have delivered outstanding results! We also want to thank the Redistricting Committee who have spent countless hours travelling and holding meetings throughout the state to hear and incorporate your feedback.

Final Steps:

Obviously, three of the four maps we need to pass are complete (School Board, House and Senate). The next few weeks will focus on our U.S. Congressional districts. Watch for a Redistricting Committee hearing at 9:00 a.m. on Friday, October 7th in Rm 445 State Capitol and a debate of the full Utah Senate starting Monday, October 17th. Please take some time to visit www.RedistrictUtah.com and leave your feedback on our collection of proposed congressional maps. You can also Email us any time with comments or questions.

Thanks for taking the time to read this and for your support of this process!

Sincerely,
The Salt Lake County Republican Officers and Republican Senators

Julie Dole, Chair
julieandole@gmail.com, [801.699.7987](tel:801.699.7987)

Mark Mills, Vice Chair
mark@utahcfp.com, [801.647.1461](tel:801.647.1461)

Rob Anderson, CPA Treasurer
robmander@gmail.com, [801.718.7928](tel:801.718.7928)

President Michael Waddoups, District 6
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Senator Wayne Niederhauser, District 9
wniederhauser@utahsenate.org, [801.558.4766](tel:801.558.4766)

Senator Aaron Osmond, District 10
aosmond@utahsenate.org, [801.897.8127](tel:801.897.8127)

Senator Howard Stephenson, District 11
hstephenson@utahsenate.org, [801.572.1038](tel:801.572.1038)

Senator Daniel W. Thatcher, District 12
dthatcher@utahsenate.org, [801.759.4746](tel:801.759.4746)

From: Dan Thatcher
To:
Date: 9/30/2011 4:58:51 PM
Subject: Re: A slap in the face of the people?
Attachments: [Text.htm](#)

I was at that meeting. I know for a fact that the committee listened and did the best they could within the realities of the numbers to meet the requests of Tooele. The map changed drastically based on that input from the public. You can see the new (and improved, in my opinion) map at www.redistrictutah.com. Thank you for your concern for Tooele.

Daniel W. Thatcher
Senate 12
Salt Lake, Tooele

>>> Steven Goold 09/30/11 10:01 AM >>>

I think that it is wrong to divide communities and neighborhoods like the present plan presents. For example dividing Murray into three districts is wrong. That example could be multiplied many times over. My wife is a school teacher of 20 years. She now believes we need to do away with tenure for teachers. Most teachers are very good, but we need to put the needs of the students first before teachers. The same is true about politicians. The needs of incumbents and political party should not come before the needs of the citizens. Thank-you

Steven W. Goold
1375 E. 8085 S.
Sandy, UT 84093

Tooele Transcript Bulletin Online

Senate plan carves up county again

by Tim Gillie Tooele Transcript Bulletin
Sep 08, 2011 | 2477 views |

[view slideshow \(5 images\)](#)
[PREV](#) [NEXT](#)

Sloan: "To slap the people of Tooele County with a map like this shows that the public has no place in the process."

A proposed base plan for new boundaries for state Senate seats is drawing sharp criticism from Tooele County leaders and citizens who hoped redistricting would finally give them a resident senator.

Since the last round of redistricting a decade ago, Tooele County has been split into four senate districts. A decade of growth has now made the county Utah's seventh largest in terms of population, but the newly proposed boundaries would again divide Tooele County, making it the only one of the state's nine most populous counties not to have a population majority in a senate seat.

The new plan was proposed by Sen. Ralph Okerlund, R-Monroe, the Senate co-chairman of the redistricting committee whose current district includes most of Tooele County. The plan splits the county in two: Lake Point, Erda, Stansbury Park and part of Tooele City are put in a district comprised mainly of Box Elder County. That district encompasses the home of Sen. Pete Knudson, R-Brigham City. The remainder of Tooele County is placed in a district that sweeps over the Oquirrh Mountains to take in Magna and part of West Jordan.

The two pieces of Tooele County would each make up only about one third of the population of the two districts.

"Under the proposed plan, Tooele County would make up a minority of two districts and not have a voice in the Senate," said Merrill Nelson, a former state legislator from Grantsville. "Once again, Tooele gets shafted with divided representation."

Nelson, who is also a board member of the Fair Boundaries Coalition, said he got involved in the redistricting process this year because he believes in the process and the integrity of the members of the committee.

"This map impugns the system," said Nelson. "If it is approved, then the cynics and critics win. It will appear that your actual intent was to protect incumbents, as referenced in your comments in today's meeting."

In presenting the plan and explaining the necessity of dipping into Tooele County to fill the population for a Box Elder County-based seat, Okerlund made reference to a decision by the committee to not force Sen. Luz Robles, D-Salt Lake City, and Dan Liljenquist, R-Bountiful, into the same Senate district.

"Eliminating the conflict in the northern part of the state was a driving force in the plan," said Okerlund.

Rep. Doug Sagers, R-Tooele, the only member of Tooele County's current six-member legislative delegation that resides in the county, expressed his dissatisfaction with the new plan.

"I am angry," said Sagers. "This is very disappointing. I cannot support the plan, it is just wrong."

Tooele County Republican Party chairman Chris Sloan, who has attended most of the 17 public hearings held by the committee across the state over the past four months, expressed dismay at the plan.

"All the transparency and public input did not make a difference," said Sloan. "To slap the people of Tooele County with a map like this shows that the public has no place in the process."

Sloan presented the committee with letters from the Tooele County Commission, the Tooele mayor and city council, and the Grantsville mayor dated Sept. 6. All of the letters were critical of the plan.

"It is our opinion that Tooele County has again been allowed to be used simply to fill areas of other seats, leaving us in a position of being in a minority in not just one but both of the Senate districts we've been drawn into," wrote the Tooele County Commission in their letter addressed to the committee members.

The committee failed to take any action on the proposed base plan before adjourning their meeting. They will reconvene on Sept. 12 at 9 a.m. in Room 210 of the Senate Building on the state Capitol campus to continue the discussion of state senate boundaries.

"We will have some revisions to the base map prepared by then," said Okerlund, who admitted he held out little hope for major changes in the Tooele County split.

"When we look at the districts up north, we had to dip into Tooele County to complete the northern senate seat,"

said Okerlund. "The only other alternative would be to start in Tooele County and draw a map and then change everybody else's boundaries."

ad more: Tooele Transcript Bulletin - Senate plan carves up county again

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[view slideshow \(5 images\)](#)

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"All the transparency and public input did not make a difference," said Sloan. "To slap the people of Tooele County with a map like this shows that the public has no place in the process."

Sloan presented the committee with letters from the Tooele County Commission, the Tooele mayor and city council, and the Grantsville mayor dated Sept. 6. All of the letters were critical of the plan.

"It is our opinion that Tooele County has again been allowed to be used simply to fill areas of other seats, leaving us in a position of being in a minority in not just one but both of the Senate districts we've been drawn into," wrote the Tooele County Commission in their letter addressed to the committee members.

The committee failed to take any action on the proposed base plan before adjourning their meeting. They will reconvene on Sept. 12 at 9 a.m. in Room 210 of the Senate Building on the state Capitol campus to continue the discussion of state senate boundaries.

"We will have some revisions to the base map prepared by then," said Okerlund, who admitted he held out little hope for major changes in the Tooele County split.

"When we look at the districts up north, we had to dip into Tooele County to complete the northern senate seat," said Okerlund. "The only other alternative would be to start in Tooele County and draw a map and then change everybody else's boundaries."

ad more: [Tooele Transcript Bulletin - Senate plan carves up county again](#)

From: Dan Thatcher
To:
Date: 9/30/2011 5:16:32 PM
Subject: Re: Please Vote NO to Redistricting's U.S. Congressional Map
Attachments: [Text.htm](#)

Thank you for your e-mail. Looking at the map you support, I see a few problems. The largest of which is asking a single Congressman to cover the four corners of the state. This is a Herculean task and an unfair request to make of anyone.

No map can possibly make every area happy. That is a reality of life. The committee adopted map is not perfect, and I'll have a few suggestions that may or may not be considered. I like that it keeps Salt Lake whole, as a city. I like that it breaks, for the most part down I-15 (A logical divide, in my opinion). Lastly, I like that no party has a district drawn so overwhelmingly in their favor that a determined and qualified candidate could not win a race there. In my opinion, districts should be as competitive as we can reasonably make them to attract the strongest candidates that we can field, from any party.

Thanks again for your time and attention on this matter,

Daniel W. Thatcher

>>> Kelli Lundgren 09/30/11 1:19 PM >>>
Dear Senator Thatcher,

Please **JUST VOTE NO** to Utah's new Sumsion06 Adopted Final U.S. Congressional Map at next week's Legislative Session. Your **NO** vote **WILL MATTER**. If citizens can get enough **NO** votes in the Legislature we have a plan of action.

This adopted map, dubbed the "pizza slice" plan, divides communities of interest including rural and urban citizens, and purposefully dilutes the votes of unaffiliated voters and Democrats. This plan focuses on a narrow political agenda rather than keeping communities together, unfair to citizens and to democracy. Good plans have been submitted that keep communities together. (Utah Citizens Counsel Plan A, for example.)

I am with a political action committee called RepresentMeUtah! Our group consists of two Independents, a Republican, a Democrat, a Libertarian and a Constitutionalist. (www.representmeutah.org) We have a plan for immediate action if we can get enough **NO** votes. But also, next year we intend to appeal to 950,000 unaffiliated Utah registered voters to get out and vote for legislative candidates who are willing to stand up for democracy, including standing up for fairness in this redistricting process.

If you have any hesitation with this map, please vote **NO**.

Best Regards,

Kelli Lundgren
RepresentMeUtah!
kelli@xmission.com
www.RepresentMeUtah.org
801-915-7515

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Best Regards,



Kelli Lundgren
RepresentMeUtah!
kelli@xmission.com
www.RepresentMeUtah.org
801-915-7515

From: Sandy Peck
To: , , , lvvut-malGoogle, , , , Office, League
BC: Dan Thatcher
Date: 9/21/2011 10:29:55 AM
Subject: ACTION ALERT!,CAN YOU SPEAK UP FOR FAIR REDISTRICTING? Online and on October 3 at the Capitol
Attachments: [Part.002](#), [Mime.822](#)

ACTION ALERT!

CAN YOU SPEAK UP FOR FAIR REDISTRICTING?

Dear League Friends,

Doughnuts for breakfast instead of pizza for lunch!

In other words, ***keep our communities of interest together.***

Send this message to the Utah State Legislature by signing the online petition:

www.speakuputah.org

On Monday October 3rd, the Utah State Legislature will hold a special session to vote on new Utah State School Board, Utah State Legislature (House & Senate), and US Congressional district maps—maps created over the last several months within the Legislative Redistricting Committee.

This is a crucial time for public involvement. Over and over again, you have called for keeping communities of common interest intact, districts designed without regard for incumbency or political party, and reasonably sized, fairly drawn districts, and judging by the maps presented thus far, those calls may not have been heeded.

Despite the statewide majority preference of a “doughnut hole” approach to congressional districts, which would give concentrated urban cities a much-needed voice and allow for a rural-focused representative, the committee seems focused on drawing districts that would split Salt Lake County into several “pizza slice” districts designed to disenfranchise our voters. This would be an obvious attempt to dilute the voices in Salt Lake County and make it far less likely that Wasatch Front voters will have a representative that truly understands our issues and concerns.

We have very little time to make our voices heard.

I urge you to sign the petition calling on the legislature to listen to the will of the people - to make redistricting fair, open, and honest, and to keep our communities together.

www.speakuputah.org

In addition to the petition, let your voice be heard at the Rally for Fair Redistricting on Monday, October 3rd, at 11:30 a.m. in the Utah State Capitol Rotunda.

Bring your signs, your energy, and your constitutional right to protest and join with fellow Utahns demanding fair representation.

Thank you!





Please consider the enclosed resolution that Lehi City has adopted for the purpose of redistricting. Lehi City feels it is very important to be included in a whole district due to our size, and being the fastest growing city in Utah County.

Thank you for your consideration.

Mayor Bert Wilson
Lehi City
801-362-9999



RESOLUTION #: 2011-38

Lehi City 2011 Redistricting Resolution

Whereas, state governments redraw district boundaries every ten years based on the results of the most recent census and reapportionment results, and

Whereas, using results from the 2010 census, the Utah State Legislature is redrawing districts for the United States House of Representatives, the Utah House of Representatives, the Utah Senate, and the Utah State Board of Education, and

Whereas, redistricting ensures that each citizen's vote carries the same weight and preserves the ideal of "one person, one vote", and

Whereas, the Utah legislature has created a redistricting committee made up of legislators from around the state, and

Whereas, there has been established, fundamental core standards to which, the 2011 Redistricting Committee must adhere as they draw maps; namely

1. Congressional Districts must be nearly equal as practical with a deviation not greater than $\pm .1\%$
2. State legislative districts and state school board districts must have substantial equality of population among the various districts with a deviation not greater than $\pm 3.5\%$.
3. Districts will be single member districts.
4. Plans will be drawn to create four Congressional Districts, 29 State Senate Districts, 75 State House Districts and 15 State School Board Districts.
5. In drawing districts, the official population enumeration of the 2010 decennial census will be used.
6. Districts will be contiguous and reasonably compact.

And whereas, the 2010 census tally found that total resident Utah population is 2,763,885, and

Whereas, the same census found that the total resident Lehi City population is 47,407, and

Whereas, the same census found that an ideal district size for a State Senate seat 95,306, for a State House seat 36,852, for a State School Board seat 184,259, and

Whereas, as mentioned above a redistricting plan must take into account traditional redistricting criteria such as compactness, contiguity, and respect for political subdivision lines and communities of interest, and

Whereas, Lehi City is clearly a reasonably compact, contiguous community of interest with political subdivision lines, and

Whereas, the way lines are drawn can keep a community together or split it apart, leaving it without a representative who feels responsible for its concerns, and

Whereas, the way lines are drawn can change who wins an election, and

Whereas, based on census criteria, Lehi City merits representation of 1 State Senate seat, and

Whereas, based on census criteria, Lehi City merits representation of 1 State House seat, and

Whereas, multiple preliminary redistricting proposals for State Senate and State House split up Lehi City in ways that significantly diminish its reasonably compact, contiguous community of interest with political subdivision lines,

Whereas, Lehi City has no direct representation in the State Senate and the State House despite being the third largest city in Utah County, and

Whereas, 2001 redistricting has caused Lehi City to be under represented in State government for the last 10 years, and

Whereas, in the interest of accountability and fairness, Lehi City's citizens merit representation of those who live in Lehi City.

Therefore, let it be resolved that Lehi City strongly urges the Utah Legislature and the 2011 Redistricting Committee to do the following:

Ensure that Lehi City receives one State Senate seat wholly inside Lehi City.

Ensure that Lehi City receives one State House seat wholly inside Lehi City.

Furthermore, let it be resolved that if Lehi City does not receive the representation it merits, we encourage Lehi City businesses, residents and government leaders to use all means at their disposal to fight for merited Lehi City representation.

Furthermore, be it resolved that a copy of this resolution be sent to each member of the redistricting committee and each member of elected and appointed leadership in both the Utah House and Senate, Governor Herbert and Utah County Commissioners.

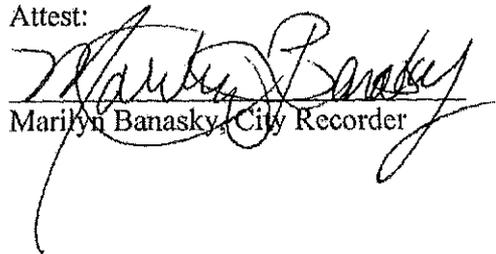
This resolution shall take effect immediately upon its adoption.

Approved and Adopted by the City Council of Lehi City this 30th day of August, 2011.



Mayor Bert Wilson
Lehi City

Attest:



Marilyn Banasky, City Recorder



From: Sandy Peck
To: , Office, League
BC: Dan Thatcher
Date: 9/23/2011 2:53:50 PM
Subject: THE LEAGUE OF WOMEN VOTERS OF UTAH SEPTEMBER 2011"VOTER" IS ONLINE
Attachments: [Part.002](#), [Mime.822](#)

*Celebrating the League's 91st Anniversary
Influence in the 91st year and Beyond*

The League of Women Voters of Utah September 2011 Newsletter

THE UTAH VOTER is on our website at

◆◆ <http://www.lwvutah.org/>

◆ (Click on ◆ Newsletter under **Get Informed**)

IN THE SEPTEMBER VOTER

"Role of the Federal Government in Public Education"

If You Want to Have A Voice, Make A Choice◆

Members meet in September & October for consensus on this new LWVUS Study

Attending consensus meetings:◆ to discuss five research articles, to debate, and to come to consensus on fifteen content questions is how members have direct representation in the national League. LWVUS will correlate Utah local League answers with other chapters throughout the United States. Once the final report is compiled and published, LWVUS will take a position on public education that comes from all its membership. This well-grounded position will allow the League to advocate and lobby as its members have directed.◆ **Read more on page 1-2 of this VOTER.**

What to read:◆ The national office has provided five interesting, informative research articles you can read at http://www.lwv.org/AM/Template.cfm?Section=Public_Education&Template=/TaggedPage/TaggedPageDisplay.cfm&TPLID=191&ContentID=17596

Common Core Standards

Role Of The Federal Government In Public Education: Where Are We Now And The Impact Upon Early Childhood Education

The History Of Federal Government In Public Education: Where Have We Been And How Did We Get Here?

The Role Of The Federal Government In Public Education: Equity And Funding

The Role Of The Federal Government In Public Education: Legislation And Funding For The Education Of Children With Special Needs

Where to discuss:◆ *The schedule of consensus meetings is in this Voter:◆ page 16 ◆◆ for LWV Salt Lake and page 9 ◆ for LWV Weber County.*

Redistricting:◆ Legislators to decide district boundaries and citizens to rally on Monday

October 3

◆◆◆◆◆◆◆◆ The Legislature◆s Redistricting Committee is still formulating plans for redistricting Utah Senate and House and Congressional seats.

Governor Herbert has set October 3 for a special session when the Legislature will adopt plans submitted by the Committee.◆ During hearings around the state, a major issue has been keeping districts equal in population yet preserving communities of

interest, such as cities and counties. ♦ For Congressional districts, the question has been whether the four districts should all contain both urban and rural components (pizza slice) or most rural voter should be in one southern Utah district, leaving three mostly urban districts in the north (doughnut hole). The task is to fairly represent both Republican and Democrat voters as well as both urban and rural Utahns.

Citizens can still participate in these redistricting efforts:

♦♦♦ ♦♦♦ ♦♦♦ **Visit the League website at** <http://www.lwvutah.org/> ♦♦♦ You can link to a wealth of redistricting information under *Where Do We Draw the Line*.

♦♦♦ ♦♦♦ ♦♦♦ **Contact your legislators** at <http://le.utah.gov/> ♦♦♦ Ask them to consider city and county political boundaries and communities of interest in their considerations, rather ♦♦♦ ♦♦♦ ♦♦♦ than political advantage with permissible variation in population. ♦♦♦ You can look at their maps at <http://www.redistrictutah.com/>

♦♦♦ ♦♦♦ ♦♦♦ **Sign a petition** at www.speakuputah.org which also calls for protection of communities of interests and opposes decisions based on political advantage.

♦♦♦ ♦♦♦ ♦♦♦ ♦♦♦ **Let your voice be heard** at the **Rally for Fair Redistricting on Monday, October 3rd, at 11:30 a.m.** in the Utah State Capitol Rotunda.

♦♦♦ ♦♦♦ ♦♦♦ ♦♦♦ ♦♦♦ Bring your signs, your energy, and your constitutional right to protest and join with fellow Utahns demanding fair representation.

"The Wilderness and Roadless Area Release Act " limits protection of public lands: ♦ Action Needed

♦♦♦ ♦♦♦ ♦♦♦ ♦♦♦ Legislation is advancing in Congress to end the protection for more than 60 million acres of public lands ♦ an area the size of Wyoming. In Utah, this legislation will affect more than 5 million acres of public land. More than half of America's forests and deserts would be open to industrial development and significant off-road vehicle use. The Wilderness and Roadless Area Release Act, introduced by House Majority Whip, Rep. Kevin McCarthy, R, California (HR 1581) and Senator John Barasso, R, Wyoming (S. 1087) would disallow any administrative action by the heads of the United States Forest Service and the Bureau of Land Management to designate wilderness protection areas.

♦♦♦ ♦♦♦ ♦♦♦ This all could happen without public involvement ♦ and regardless of our preference for more or less wilderness. This lack of local public input in the decision would make any decision less than honorable. The League of Women Voters National position seeks to promote public understanding and participation in decision making as essential elements of responsible and responsive management of our natural resources. ♦

♦♦♦ ♦♦♦ ♦♦♦ HR 1581 is slated for House Committee mark-up later this month and House leaders have hinted it will have a House vote in mid-October. Please take time to write or email your elected official and ask them to vote NO on HR 1581 and to support public participation in managing and conserving the natural resources that we in Utah enjoy.

Read more on page 7.

"Why Don't You Ever Talk To Me?" ♦ Your Member of Congress May be Longing to Hear from You!

♦♦♦ ♦♦♦ ♦♦♦ ♦♦♦ As former LWV President Irene Fisher used to say, ♦ No legislator can respond to an unspoken need. ♦ Some of us would mutter that they don't respond all that well to spoken needs either. But her point was well taken. ♦ As you have been following the budget debate in Congress, have you been

just itching to give anyone a piece of your mind? To my mind, that's part of our responsibility as voters ♦ not just to be informed but to help our representatives

(who work for us, after all) be informed about what actions we believe they should be taking on our behalf.

♦♦♦ ♦♦♦ ♦♦♦ ♦♦♦ **Sandy Peck encourages you to tell your members of Congress what they most need to know: what you expect of them.**

♦♦♦ ♦♦♦ ♦♦♦ ♦♦♦ **Or you can just keep yelling at the TV. ♦ Your choice. *Read more on page 14-15.***

Air Quality Counts

The State of Utah has formed a series of Working Groups to suggest ways to improve our air quality to meet EPA regulations. Specifically, we need to write

a Suggested Implementation Plan (SIP) to lower the amount of Particulate Matter 2.5 (PM2.5) in our air. ♦ PM2.5 is very tiny particles formed

when carbon-based fuels are burned and the resulting gases mix with the air, which causes serious lung damage. To improve our air quality we have to write a plan to lower the amount of fuel used for driving, and home, office, and business heating. Any ideas? ♦ Contact Linda Johnson at gostalinda@aol.com, 801-277-4499.

♦♦♦ ♦♦♦ Bryce Bird, the new Director of Utah Dept of Air Quality will speak to the League in November at a lunchtime meeting at the Town Club in Salt Lake City, explaining

PM2.5 in much more detail and in general how to be a good citizen. ♦ *Read more on page 8.*

Save the Date! ♦ **LWV Salt Lake Will Honor Sharon Walkington at annual Fall Fete on October 2**

♦♦♦ When: ♦♦♦♦♦ Sunday, October 2, 2011 from 4:00 to 6:00 pm
♦♦♦ Where: ♦♦♦♦♦ At the home of Alice Steiner, 69 "S" Street, Salt Lake City
♦♦♦ Details: ♦♦♦♦♦ On page 3

Report from Local Leagues

Find out what Weber County, Davis County and Cedar City Leagues are up to this fall. ♦ *Read more on page 9-10.* ♦

Democracy Store Opens October 3

Starting October 3, the League ♦s ♦Democracy Store ♦ will open at the Main City Library, 200 East 400 South, in Salt Lake City. The store will be open every day

through October 21, staffed by League and AAUW volunteers, providing election information to library visitors. *Read more on page 7.*

Where Do League Membership Dues Go?

Have you wondered what your membership dues pay for? *Find out on page 10.*

Welcome, new Salt Lake League Members ♦

Learn about our new members *on page 11.* ♦

Membership In League Exercises Your Brain!!

People join the League for several reasons:

- ♦ want to do something
- ♦ want to learn something
- ♦ want to make new friends with similar interests
- ♦ support good causes and the work being done

Do you know someone who might like the League to be part of their lives? *Read more on page 12.*

--

League of Women Voters
3804 Highland Drive Suite 8D
Salt Lake City UT 84106
801.272.8683

lwvut@xmission.com
<http://lwvutah.org/>

Thanks to Xmission (www.xmission.com) for its donation of ISP services to LWV

The League of Women Voters is a nonpartisan political organization that encourages informed and active participation in government, works to increase understanding of major public policy issues, and influences public policy through education and advocacy.

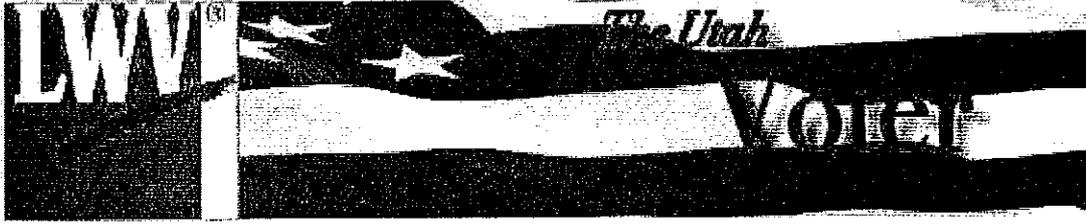
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You received this message because you are subscribed to the Google Groups "LWVUT-Senate-SL" group.

To post to this group, send email to lwwut-senate-sl@googlegroups.com.

To unsubscribe from this group, send email to lwwut-senate-sl+unsubscribe@googlegroups.com.

For more options, visit this group at <http://groups.google.com/group/lwwut-senate-sl?hl=en>.



From: Steven Goold
BC: Dan Thatcher, Dan Thatcher
Date: 9/27/2011 12:48:16 PM
Subject: Please put communities of interest before political carriers.
Attachments: Mime.822

Legal but not ethical

Published: Thursday, Sept. 22, 2011 12:00 a.m. MDT

Deseret News editorial

To the victor go the spoils — and in Utah politics, the spoils include the power to create more victories.

The predominantly Republican redistricting committee appears to be collecting a few spoils as it draws new Senate and House maps. Some proposed boundaries seem suspiciously finagled to make sure that incumbents are re-elected, even if it means unnecessarily splitting communities two or three ways.

Take, for example, the city of Ogden, in which three state senators live within a few miles of one another. The committee recommends splitting the city along lines that conveniently maneuver around the homes of these incumbent legislators, creating one district so disfigured as to require driving through three other districts to get from one end to the other.

Or look at Logan, where a boundary is drawn right through the center of Utah State University. Even if it is necessary to divide the city in some way, it is difficult to believe this requires breaking up such a unique and discrete community of students.

Committee members have pointed out that their Senate map requires no state senators to run against one another. We wish they could brag instead about how few cities were split, rather than how many political careers were saved.

We accept that it is impossible to draw a map that satisfies everyone and that some communities of interest are bound to be divided. But this fact can only stretch so far when it's used as cover for unnecessary boundaries that benefit politicians and hurt communities. It's possible to satisfy far more people and preserve far more communities when the interests of incumbents aren't getting in the way.

To be fair, the committee gave a small win to Democrats by deciding not to combine the districts of Democratic Sen. Luz Robles and Republican Sen. Dan Liljenquist. They also proposed offering Democrats the option of deciding boundaries in Salt Lake County, where seven Senate districts are being collapsed into six.

As high-minded and conciliatory as these olive branches may be, they still frame the entire exercise in terms of incumbency, rather than in terms of community. From the first meeting of the committee, legislators refused to consider communities of interest as a criterion for redistricting, and the result is reflected in the maps we see today.

"One person, one vote" was the single criterion adopted at that meeting. It means that each district contains roughly the same number of people — something the proposed maps do quite well. Yet, ironically, by creating fewer competitive districts, these maps aggravate a troubling trend in which

individual votes lose their weight. In 2010, roughly a third of Utahns cast a vote for a Democratic state representative. Yet less than a quarter of the state House of Representatives is Democratic. The larger this gap becomes, the less healthy the condition of democracy in Utah.

Without an independent commission, maps that protect incumbents and maximize political advantage are to be expected. Nothing the committee is proposing is illegal. But just because something is legal doesn't make it right.

From: Brian Somers
To: Somers, Brian
BC: Dan Thatcher
Date: 9/28/2011 3:59:24 PM
Subject: Governor Calls Special Session
Attachments: IMAGE.jpg, 9.28 Governor Calls Special Session.pdf, Mime.822

The attachment contains the following content:

For Immediate Release

September 28, 2011

Contact: Ally Isom
Deputy Chief of Staff
801.538.1503 desk
801.864.7268 cell
aisom@utah.gov

Governor Calls Special Session for Monday

Salt Lake City – Just after noon today, Governor Gary R. Herbert signed a proclamation convening the Utah Legislature in a Special Session to address seven legislative issues next Monday, October 3, at 9:00 a.m.

“Redistricting is an important responsibility that the Utah Constitution assigns to the Legislature. Several other issues have come to my attention which I have added to the call for the Legislature to consider while they are in special session. These are, in large measure, technical and clean-up amendments to state law.”

Among the items the Governor has asked the Legislature to consider are: changes to workers’ compensation insurance requirements; modifications to the requirement that certain members of the Board of Regents represent less populous counties; and adding the presidential primary to the regular primary ballot. The complete text of the proclamation can be found at:

<http://www.utah.gov/governor/docs/SpecialSessionOctober2011.pdf>

###

Brian Somers
Associate Director of Communications
Office of Governor Gary R. Herbert
801.538.1053 - office
801.228.0150 - cell (ca/text)
bsomers@utah.gov



STATE OF UTAH

OFFICE OF THE GOVERNOR
SALT LAKE CITY, UTAH
84114-2220

GARY R. HERBERT
GOVERNOR

GREG BELL
LIEUTENANT GOVERNOR

For Immediate Release

September 28, 2011

Contact: Ally Isom
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<http://www.utah.gov/governor/docs/SpecialSessionOctober2011.pdf>

###

From: Ric Cantrell
To: Senate Republicans - 2011
Date: 9/28/2011 4:00:36 PM
Subject: Governor's Call to Special Session
Attachments: Special Session October 2011.pdf

Senators,

This afternoon, Governor Herbert issued the call for next Monday's Special Session. The official doc is attached. Here's the text:

PROCLAMATION

WHEREAS, since the adjournment of the 2011 General Session of the Fifty-Ninth Legislature of the State of Utah, matters have arisen that require immediate legislative attention;

WHEREAS, Article VII, Section 6 of the Constitution of the State of Utah provides that the Governor may, by proclamation, convene the Legislature into Special Session; and

NOW, THEREFORE, I, Gary R. Herbert, Governor of the State of Utah, by virtue of the authority vested in me by the Constitution and the laws of the State of Utah, call the Fifty-Ninth Legislature of the State of Utah into a Third Special Session at the Utah State Capitol, in Salt Lake City, Utah, on the 3rd day of October 2011, at 9:00 a.m., for the following purposes:

- (1) to divide the state into congressional, legislative and other districts pursuant to Utah Constitution Article IX and to address related matters;
- (2) to consider amendments to the Utah Labor Code to address requirements related to workers' compensation insurance for owners of certain entities and to make technical and related changes;
- (3) to consider amendments to the Elections Code to modify the requirements for placing presidential candidates on the regular primary ballot and to make technical and related changes;
- (4) to consider amendments to the Uniform Driver License Act to modify provisions relating to the driver license suspension period and other sentencing requirements for certain alcohol or drug related offenses and to make technical and related changes;
- (5) to consider amendments to the State System of Higher Education Code to modify the requirements for the appointment of representatives of less populous counties to the Board of Regents and to make technical and related changes;
- (6) to consider a concurrent resolution recognizing the 75th Anniversary of the Welfare System of The Church of Jesus Christ of Latter-day Saints;
- (7) to consider a concurrent resolution urging Utah's Congressional delegation to resolve the Scofield land transfer issue.

IN TESTIMONY WHEREOF, I
have hereunto set my hand and
caused to be affixed the Great Seal
of the State of Utah. Done at the
Utah State Capitol in Salt Lake City,
Utah, this 28th day of September, 2011.

Gary R. Herbert
Governor

ATTEST:

Greg Bell
Lieutenant Governor

>>> Cherilyn Bradford 9/28/2011 12:46 PM >>>
Please see attached.

Cherilyn Bradford
Director of Boards and Commissions
Office of the Governor
Utah State Capitol, Suite 200
Salt Lake City, UT 84114
p: 801-538-1000 cbradford@utah.gov
www.boards.utah.gov

Please note: Starting Tuesday, September 6, 2011, our agency hours will be 8am-5pm, Monday-Friday.



Gary Richard Herbert



PROCLAMATION

WHEREAS, since the adjournment of the 2011 General Session of the Fifty-Ninth Legislature of the State of Utah, matters have arisen that require immediate legislative attention;

WHEREAS, Article VII, Section 6 of the Constitution of the State of Utah provides that the Governor may, by proclamation, convene the Legislature into Special Session; and

NOW, THEREFORE, I, Gary R. Herbert, Governor of the State of Utah, by virtue of the authority vested in me by the Constitution and the laws of the State of Utah, call the Fifty-Ninth Legislature of the State of Utah into a Third Special Session at the Utah State Capitol, in Salt Lake City, Utah, on the 3rd day of October 2011, at 9:00 a.m., for the following purposes:

- (1) to divide the state into congressional, legislative and other districts pursuant to Utah Constitution Article IX and to address related matters;
- (2) to consider amendments to the Utah Labor Code to address requirements related to workers' compensation insurance for owners of certain entities and to make technical and related changes;
- (3) to consider amendments to the Elections Code to modify the requirements for placing presidential candidates on the regular primary ballot and to make technical and related changes;
- (4) to consider amendments to the Uniform Driver License Act to modify provisions relating to the driver license suspension period and other sentencing requirements for certain alcohol or drug related offenses and to make technical and related changes;
- (5) to consider amendments to the State System of Higher Education Code to modify the requirements for the appointment of representatives of less populous counties to the Board of Regents and to make technical and related changes;
- (6) to consider a concurrent resolution recognizing the 75th Anniversary of the Welfare System of The Church of Jesus Christ of Latter-day Saints;

(7) to consider a concurrent resolution urging Utah's Congressional delegation to resolve the Scofield land transfer issue.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Utah. Done at the Utah State Capitol in Salt Lake City, Utah, this 28th day of September, 2011.

Gary R. Herbert
Governor

Greg Bell
Lieutenant Governor

ATTEST:

From: Steven Goid
BC: Dan Thatcher, Dan Thatcher
Date: 9/30/2011 9:59:34 AM
Subject: A slap in the face of the people?
Attachments: [Mime.822](#)

I think that it is wrong to divide communities and neighborhoods like the present plan presents. For example dividing Murray into three districts is wrong. That example could be multiplied many times over. My wife is a school teacher of 20 years. She now believes we need to do away with tenure for teachers. Most teachers are very good, but we need to put the needs of the students first before teachers. The same is true about politicians. The needs of incumbents and political party should not come before the needs of the citizens. Thank-you

Steven W. Goold
1375 E. 8085 S.
Sandy, UT 84093

Tooele Transcript Bulletin Online

Senate plan carves up county again

by Tim Gillie
Sep 08, 2011 | 2477 views |

Sloan: “To slap the people of Tooele County with a map like this shows that the public has no place in the process.”

A proposed base plan for new boundaries for state Senate seats is drawing sharp criticism from Tooele County leaders and citizens who hoped redistricting would finally give them a resident senator.

Since the last round of redistricting a decade ago, Tooele County has been split into four senate districts. A decade of growth has now made the county Utah’s seventh largest in terms of population, but the newly proposed boundaries would again divide Tooele County, making it the only one of the state’s nine most populous counties not to have a population majority in a senate seat.



[view slideshow \(5 images\)](#)

The new plan was proposed by Sen. Ralph Okerlund, R-Monroe, the Senate co-chairman of the redistricting committee whose current district includes most of Tooele County. The plan splits the county in two: Lake Point, Erda, Stansbury Park and part of Tooele City are put in a district comprised

mainly of Box Elder County. That district encompasses the home of Sen. Pete Knudson, R-Brigham City. The remainder of Tooele County is placed in a district that sweeps over the Oquirrh Mountains to take in Magna and part of West Jordan.

The two pieces of Tooele County would each make up only about one third of the population of the two districts.

“Under the proposed plan, Tooele County would make up a minority of two districts and not have a voice in the Senate,” said Merrill Nelson, a former state legislator from Grantsville. “Once again, Tooele gets shafted with divided representation.”

Nelson, who is also a board member of the Fair Boundaries Coalition, said he got involved in the redistricting process this year because he believes in the process and the integrity of the members of the committee.

“This map impugns the system,” said Nelson. “If it is approved, then the cynics and critics win. It will appear that your actual intent was to protect incumbents, as referenced in your comments in today’s meeting.”

In presenting the plan and explaining the necessity of dipping into Tooele County to fill the population for a Box Elder County-based seat, Okerlund made reference to a decision by the committee to not force Sen. Luz Robles, D-Salt Lake City, and Dan Liljenquist, R-Bountiful, into the same Senate district.

“Eliminating the conflict in the northern part of the state was a driving force in the plan,” said Okerlund.

Rep. Doug Sagers, R-Tooele, the only member of Tooele County’s current six-member legislative delegation that resides in the county, expressed his dissatisfaction with the new plan.

“I am angry,” said Sagers. “This is very disappointing. I cannot support the plan, it is just wrong.”

Tooele County Republican Party chairman Chris Sloan, who has attended most of the 17 public hearings held by the committee across the state over the past four months, expressed dismay at the plan.

“All the transparency and public input did not make a difference,” said Sloan. “To slap the people of Tooele County with a map like this shows that the public has no place in the process.”

Sloan presented the committee with letters from the Tooele County Commission, the Tooele mayor and city council, and the Grantsville mayor dated Sept. 6. All of the letters were critical of the plan.

“It is our opinion that Tooele County has again been allowed to be used simply to fill areas of other seats, leaving us in a position of being in a minority in not just one but both of the Senate districts we’ve been drawn into,” wrote the Tooele County Commission in their letter addressed to the committee members.

The committee failed to take any action on the proposed base plan before adjourning their meeting. They will reconvene on Sept. 12 at 9 a.m. in Room 210 of the Senate Building on the state Capitol campus to continue the discussion of state senate boundaries.

“We will have some revisions to the base map prepared by then,” said Okerlund, who admitted he held out little hope for major changes in the Tooele County split.

“When we look at the districts up north, we had to dip into Tooele County to complete the northern senate seat,” said Okerlund. “The only other alternative would be to start in Tooele County and draw a map and then change everybody else’s boundaries.”

ad more: [Tooele Transcript Bulletin - Senate plan carves up county again](#)

From: Kelli Lundgren
To: Thatcher, Dan
Date: 9/30/2011 1:22:01 PM
Subject: Please Vote NO to Redistricting's U.S. Congressional Map
Attachments: [kellisignaturesml.tif](#), [Mime.822](#)

Dear Senator Thatcher,

Please **JUST VOTE NO** to Utah's new Sumsion06 Adopted FInal U.S. Congressional Map at next week's Legislative Session. **Your NO vote WILL MATTER**. If citizens can get enough NO votes in the Legislature we have a plan of action.

This adopted map, dubbed the "pizza slice" plan, divides communities of interest including rural and urban citizens, and purposefully dilutes the votes of unaffiliated voters and Democrats. This plan focuses on a narrow political agenda rather than keeping communities together, unfair to citizens and to democracy. Good plans have been submitted that keep communities together. (Utah Citizens Counsel Plan A, for example.)

I am with a political action committee called RepresentMeUtah! Our group consists of two Independents, a Republican, a Democrat, a Libertarian and a Constitutionalist.

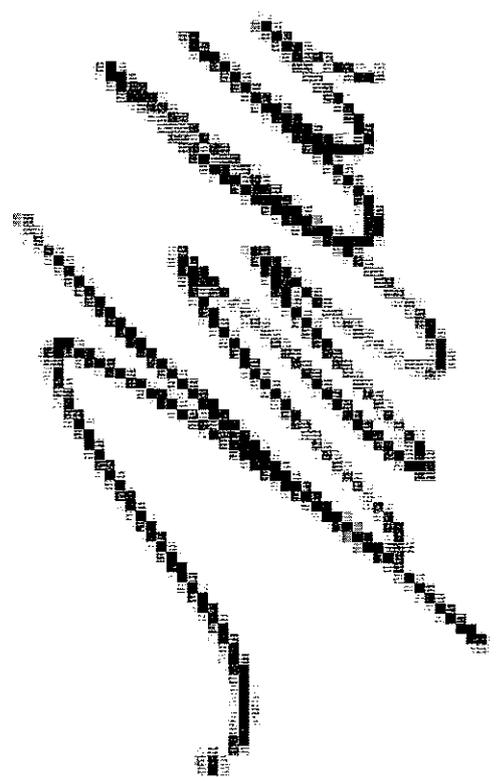
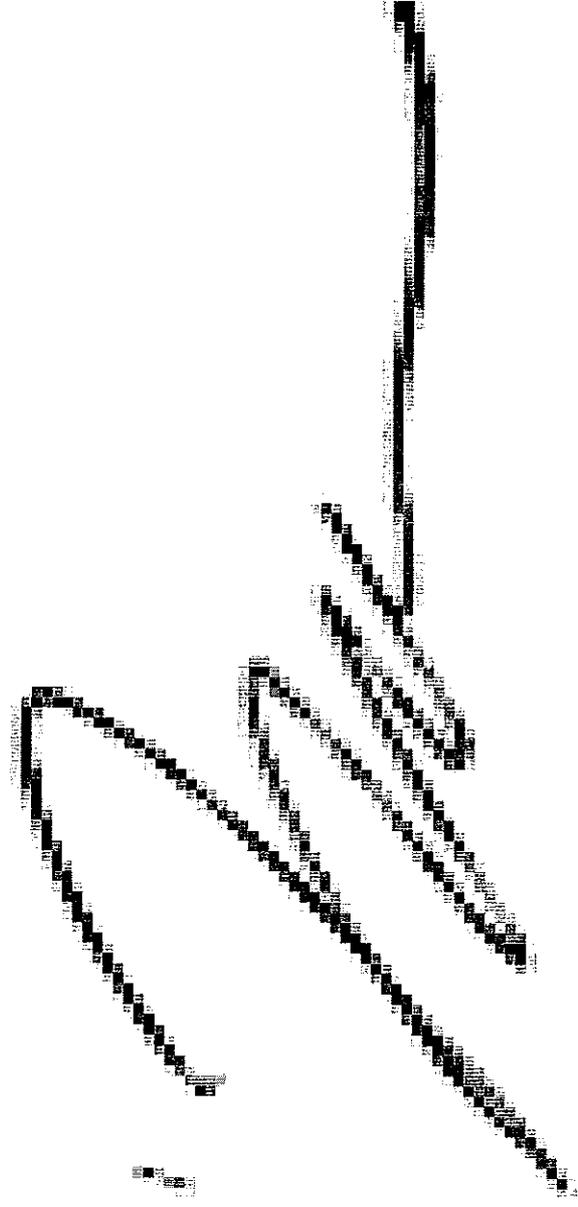
(www.representmeutah.org) We have a plan for immediate action if we can get enough NO votes. But also, next year we intend to appeal to 950,000 unaffiliated Utah registered voters to get out and vote for legislative candidates who are willing to stand up for democracy, including standing up for fairness in this redistricting process.

If you have any hesitation with this map, please vote NO.

Best Regards,



Kelli Lundgren
RepresentMeUtah!
kelli@xmission.com
www.RepresentMeUtah.org
801-915-7515



From:

To: McAdams, Ben, Bramble, Curtis, Hinkins, David, Thatcher, Dan, Davis, Gene, Stephenson, Howard, Adams, Stuart, Valentine, John, Mayne, Karen, Morgan, Karen, VanTassell, Kevin, Hillyard, Lyle, Dayton, Margaret, Madsen, Mark, Waddoups, Michael, Jones, Pat, Knudson, Peter, Okerlund, Ralph, Romero, Ross, Reid, Stuart, Jenkins, Scott, Urquhart, Steve, Niederhauser, Wayne, Iijlenquist, dan, christensen, allen, , , ,

Date: 9/30/2011 11:57:16 PM

Subject: Boundaries Without Politics

Attachments: [Mime.822](#)

As much as we do not like gerrymandering -- creating arms instead of enclosing the district in a compact area -- it is a worse thing to draw the lines with political careers in mind. Politics should be the last consideration. We do not elect people to serve themselves, to further their own interests, but we elect them to serve us, the people. Here's hoping that when the special session opens this coming week, you will reject the notion of making any district more electable for any individual, or more Republican or Democratic just so that party can elect more of its candidates.

Please set aside your own desires, your own wants. Please do not consider helping your friends on the Hill by making it easier for any of them. The politician may be out of office in two years (or less), but the boundaries will remain for 10 years. Please, instead of considering the benefits you can achieve for any political party, consider how you can help the people. Instead of trying to silence any group of people, by watering down their power by placing them in districts where they will be the minority, please look to grant as many people a voice as possible. Certain groups -- whether we speak of the Democratic Party or rural interests or whoever -- represent the majority in their areas. Give them their own district, then. Give them a voice, the opportunity to elect their own person, instead of silencing their voice by placing them in a district that has more voters who believe differently than they do.

We often say, "I do not agree with what you are saying, but I will fight for your right to say it." Here is the moment when you can prove you meant that, if you should ever have said it.

The pizza approach might have reasonably clean boundaries, but its strength is its weakness. I have heard it has gained favor for mixing urban and rural, thus forcing the elected official to represent both interests. But, if it results in all the representatives being from the cities -- none from the rural areas -- are you really ensuring representation of both? You are not. You are, to a degree, disenfranchising your rural voters.

Rural areas by definition are less populated. They are going to have a minority representation regardless. Even if we could take the most rural parts of our state and round them together in a single district, that would give them but one representative. The urban areas would have the other three. Why make it any harder on them by slicing them in with urban areas so they end up with no elected official of their own at all?

I'm hoping you do not do that to our rural areas. Might gives the power to do wrong, but it does not give the right.

From:

To: Lockhart, Becky, King, Brian, Webb, Curt, Watkins, Christine, Gibson, Francis, Froerer, Gage, Sumsion, Kenneth, Brown, Melvin, Newbold, Merlynn, Hendrickson, Neal, Menlove, Ronda, Barrus, Roger, Kiser, Todd, Heiner, Kim, Christensen, Allen, Osmond, Aaron, McAdams, Ben, Anderson, Casey, Hinkins, David, Liljenquist, Dan, Thatcher, Dan, Davis, Gene, Stephenson, Howard, Adams, Stuart, Valentine, John, Stevenson, Jerry, Mayne, Karen, Morgan, Karen, VanTassell, Kevin, Hillyard, Lyle, Robles, Luz, Dayton, Margaret, Madsen, Mark, Jones, Pat, Knudson, Peter, Okerlund, Ralph, Romero, Ross, Reid, Stuart, Jenkins, Scott, Urquhart, Steve, Waddoups, Michael, Niederhauser, Wayne,

Date: 10/2/2011 4:03:53 PM

Subject: Open Letter to Redistricting Committee - Don't Pizza Slice the Districts

Attachments: Mime.822

Don't Pizza Slice the Districts

Please, Utah Republicans, don't be greedy. It should be enough that you maintain a safe majority in most of the state, but it's not honest or just to jiggle the boundaries to disenfranchise the Democrats in SLC, the one area where they are the majority. That's not democracy -- that's just bullying. Be honest and be content with your actual majorities. Let Democrats in Salt Lake have a chance to exercise their actual majority. In other words, don't pizza-slice the Democratic majority in SLC to make sure their votes will never count.

I live in Orem, and so I know my vote for a Democratic representative will never have much of a shot, but that's because my neighbors are all Republicans, and fair is fair. But if I lived in Salt Lake, where most of my neighbors were fellow Democrats, I would expect a reasonable chance of electing a Democrat as representative, because fair is fair.

The pizza slice proposal to defeat that basic democratic principle (small-D democratic!) is cynical and political. Please, show you have some honor and backbone, and do the right thing.

Marco Davis
Orem UT

From: Steven Goold
To: Thatcher, Dan
Date: 10/2/2011 5:35:59 PM
Subject: Re: A slap in the face of the people?
Attachments: [Mime.822](#)

Thanks for responding back. I hope that what you say is true. I do have some misgivings with politicians choosing their voters, but from the few discussions I have had i will have to hope that people are being above that as much as they can being human. I do believe that the people who serve in the legislature put in long hour and on the whole that they mean well. I just have to hope that is the case. Thanks.

On Fri, Sep 30, 2011 at 4:58 PM, Dan Thatcher <dthatcher@utahsenate.org> wrote:

I was at that meeting. I know for a fact that the committee listened and did the best they could within the realities of the numbers to meet the requests of Tooele. The map changed drastically based on that input from the pubic. You can see the new (and improved, in my opinion) map at www.redistrictutah.com. Thank you for your concern for Tooele.

Daniel W. Thatcher
Senate 12
Salt Lake, Tooele

>>> Steven Goold 09/30/11 10:01 AM >>>

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Steven W. Goold
1375 E. 8085 S.
Sandy, UT 84093

Tooele Transcript Bulletin Online

Senate plan carves up county again

by Tim Gillie Tooele Transcript Bulletin
Sep 08, 2011 | 2477 views |

[Rep. Doug Sagers listens at a redistricting meeting at the Utah State Capitol Wednesday morning. Sagers said he's disappointed with how a proposed plan to redraw boundaries Senate seats would split Tooele County.](#)

[- photography / Sue Butterfield view slideshow \(5 images\)](#)

PREV NEXT

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ad more: [Tooele Transcript Bulletin - Senate plan carves up county again](#)

From: Sandy Peck
To: , Office, League
BC: Dan Thatcher
Date: 10/2/2011 7:55:16 PM
Subject: SPEAK UP FOR FAIR REDISTRICTING! Contact your legislator! Rally at the Capitol Monday!
Attachments: [Part.002](#), [Mime.822](#)



ACTION ALERT!

CAN YOU SPEAK UP FOR FAIR REDISTRICTING?

Action Alert : REDISTRICTING SPECIAL SESSION MONDAY!

The Utah Legislature meets this Monday October 3 to enact a redistricting plan for Utah's 4 Congressional seats, the Utah House of Representatives, Utah Senate and State School Board.

This spring Utah citizens rallied to tell the Legislature that their revisions to the GRAMA law were too radical.

Now it's time to tell them that their last minute proposal to gerrymander the state and overturn the election of Congressman Jim Matheson by putting his voters into other congressional districts is too radical. All Utahns want to be represented in Washington.

Let your legislators know what the Redistricting Committee has done wrong:

- 1. The process:** According to Senator Ben McAdams, D-Salt Lake and Redistricting Committee member: "A map was drafted in secret, sprung on the committee by surprise in the middle of a meeting, adopted two days later by the committee and is heading for approval by the legislature on Monday. They learned nothing from their failed attempt to repeal open government laws a few short months ago. They did it again with this map that seeks to overturn the election of Jim Matheson. . ."
- 2. Committee principles:** The committee has not fairly applied their adopted principle of reasonably compact districts. CDs 1, 3, and especially 2 are spread over large areas, but CD 4 is a small area in the heart of Salt Lake County. CD 4 also violates the Committee's goal of every district being partly rural. By population and land use, CD 4 is almost completely urban.
- 3. The public's principles:** Public testimony has supported not splitting communities of interest and honoring city boundaries. Yet Holladay, for example, a small city of 60,000 residents, is split among 3 of the 4 CDs.
- 4. Political party considerations:** The public believes that political party data about voters should not enter into redistricting. The committee tells us that it does not have party data on its computers, but we know they have access to it from party officials. And their approved districts would clearly increase Republican incumbent advantage over Democrats.
- 5. Voter turnout:** The public has reminded the committee many times that if voters are put in districts where their candidates have virtually no chance to win, they see no point in voting. This may not be the legal definition of disenfranchisement, but that's the real result. *(According to a September 29 Salt Lake Tribune article Utah is in 48th place for per cent of qualified citizens voting in the last election. Only 11.8 per cent of Utahns aged 18-24 voted in the last election—dead last in the country.)*

WHAT YOU CAN DO

You can look at the maps here

<http://www.redistrictutah.com/category/maps/committee-adopted-maps>

http://www.utahcitizenscounsel.org/?page_id=325

Find and contact your legislator today at

<http://le.utah.gov/GIS/findDistrict.jsp>

Make your voice heard! Speak as an individual constituent to your senator and representative!

**Join with fellow Utahns to rally for fair redistricting in the Capitol at 11:30 a.m.
Monday**

The Legislature is NOT listening so its time to raise the volume!

Utah League redistricting principles, reached in 1980, are:

The League of Women Voters supports meeting strict anti-gerrymandering standards including:

- prompt judicial review
- basic equality among districts
- district lines that honor local political boundaries
- district lines that are compact
- district lines that are not drawn for the purpose of advantage or disadvantage of any political party, incumbent, or any person or group
- lines that do not dilute voting strength of any minority
- lines that do not consider addresses of incumbents, political affiliation of registered voters, previous election returns, or demographic information other than population should not be used in redistricting.

League of Women Voters
3804 Highland Drive Suite 8D
Salt Lake City UT 84106
801.272.8683

lwvut@xmission.com
<http://lwvutah.org/>

Thanks to Xmission (www.xmission.com) for its donation of ISP services

The League of Women Voters is a nonpartisan political organization that encourages informed and active participation in government, works to increase understanding of major public policy issues, and influences public policy through education and advocacy.

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You received this message because you are subscribed to the Google Groups "LWVUT-Senate-SL" group.

To post to this group, send email to lwwut-senate-sl@googlegroups.com.

To unsubscribe from this group, send email to lwwut-senate-sl+unsubscribe@googlegroups.com.

For more options, visit this group at <http://groups.google.com/group/lwwut-senate-sl?hl=en>.

From:
To: Thatcher, Dan
Date: 10/3/2011 7:48:12 AM
Subject: Redistricting
Attachments: Mime.822

Mr. Thatcher - I hope you will vote NO on the congressional redistricting maps being presented today.

We need to standup for what we the people want and not special interest groups, etc.

Thank you for your time.

Renaë Weder

From: Kelli
To: Thatcher, Dan
Date: 10/3/2011 9:59:35 AM
Subject: Re: Please Vote NO to Redistricting's U.S. Congressional Map
Attachments: Mime.822

Thank you for continuing improvement on the map and for responding with your thoughts and explanations.

Sincerely,
Kelli Lundgren

Sent via DROID on Verizon Wireless

-----Original message-----

From: Dan Thatcher <dthatcher@utahsenate.org>
To: kelli@xmission.com
Sent: Fri, Sep 30, 2011 23:16:32 GMT+00:00
Subject: Re: Please Vote NO to Redistricting's U.S. Congressional Map

Thank you for your e-mail. Looking at the map you support, I see a few problems. The largest of which is asking a single Congressman to cover the four corners of the state. This is a Herculean task and an unfair request to make of anyone.

No map can possibly make every area happy. That is a reality of life. The committee adopted map is not perfect, and I'll have a few suggestions that may or may not be considered. I like that it keeps Salt Lake whole, as a city. I like that it breaks, for the most part down I-15 (A logical divide, in my opinion). Lastly, I like that no party has a district drawn so overwhelmingly in their favor that a determined and qualified candidate could not win a race there. In my opinion, districts should be as competitive as we can reasonably make them to attract the strongest candidates that we can field, from any party.

Thanks again for your time and attention on this matter,

Daniel W. Thatcher

>>> Kelli Lundgren 09/30/11 1:19 PM >>>
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redistricting process.

If you have any hesitation with this map, please vote NO.

Best Regards,



Kelli Lundgren
RepresentMeUtah!
kelli@xmission.com
www.RepresentMeUtah.org
801-915-7515

From: Julie Dole
To: Thatcher, Dan, Stephenson, Howard, Waddoups, Michael, Niederhauser, Wayne
CC: Cantrell, Ric, Anderson, Rob, Mills, Mark
Date: 10/6/2011 1:45:13 PM
Subject: DRAFT - Message from Officers & Republican Senators
Attachments: Mime.822

Dear Republican Senators in Salt Lake County,

We would like to send out the below redistricting email to Senate Districts 1, 2, 3, 4, 5, 7, & 8 which do not currently have Republican Senators. Will you please review and give us any revisions or a go ahead to send?

I put in home phones for President Waddoups, Senator Niederhauser, & Senator Stephenson because I was unsure if you want your mobiles shared.

Thanks for your assistance and look forward to your response!

Respectfully,

Julie

--

Julie Dole, Chair
Salt Lake County Republican Party

www.slkogop.com

801.699.7987 Mobile

JulieAnnDole@gmail.com or

Chair@slkogop.com

Twitter: @JulieDole

Facebook: JDole

[LinkedIn](#)

A Message From Your Salt Lake County Officers & Republican Senators

Thursday, October 06, 2011

Dear Friends in Senate Districts 1, 2, 3, 4, 5, 7, & 8,

We hope all is well with you and your family! Our Legislators have been busy this summer with many issues important to you. As you currently live in a Senate District not represented by a Republican we will share a message from the Republican Senators in Salt Lake County and invite you to contact us with any questions. We will focus our full attention in this email on a very important topic: **Redistricting**.

What is Redistricting?

Redistricting is the redrawing of political district maps. It happens every 10 years in accordance with new Census numbers and ensures the constitutional principle of one person, one vote.

Redistricting Committee

The state legislature is responsible to oversee this process. Earlier this year a redistricting committee was formed. It is made up of 19 members of the Legislature

from all geographic areas of the state. Representatives from the Republican and Democratic parties were fully represented. In fact, members of the minority Democratic caucus were represented in numbers slightly higher than their percentage of seats in the legislature.

Our Thoughts on the Redistricting Process

We feel that the Utah Legislature has hosted the most open, transparent and inclusive redistricting process in Utah's history. Public input was sought, welcomed and incorporated throughout the process. Legislators on the committee listened carefully to those who provided input. There are many suggestions from the public that were drawn into the final versions of the maps.

Public Access

The process has been fully open to the public, with dozens of public meetings at the Capitol and around the state. Legislators on the committee responded to thousands of e-mail, phone calls, and public comments. A website was created - <http://www.RedistrictUtah.com> - that allowed anyone to draw their own maps and comment on all others. Nearly 300 maps were drawn by legislators and the public, with more than 1,000 comments submitted. This created more educated citizens because - due to the website - they had first-hand experience with the challenges of drawing maps. Consequently, the comments and suggestions the committee received were higher quality and more usable than at any other point in our state's history. The committee even selected a citizen-drawn map for the State School Board!

The Results – Utah Senate and House:

In the Utah Senate two east-bench districts currently held by Democrats were combined (due to the lack of population growth) and a new district was created in Utah County (due to high population growth). In the Utah House of Representatives, some Democratic-leaning districts were combined. Several Republican districts – even more in number than the Democrat districts - were also combined. The House of Representatives map passed 74-1 in the House, showing strong bi-partisan support. The Senate map also passed with approval from both parties, with only one dissenting vote.

The Results – U.S. Congress:

The U.S. Congressional map has been more of a political lightning rod and the debate has attracted many critics. We are doing what we can to ensure the process is above reproach and that the maps we draw are openly discussed and fair. Unfortunately, continued opposition is expected no matter what we do. Utah is one of the most conservative states in the nation, and we feel the final congressional map will likely reflect that reality as we follow the principle of One Person One Vote.

Principle: One-Person One Vote

While there are many important factors to consider in the redistricting process, the most important aspect is the principle known as one-person, one-vote. We have

done everything humanly possible to draw districts that honor that principle. We are adhering to decades of legal precedent to ensure the work done by the committee protects citizen rights and is as insulated as possible from a legitimate legal challenge.

Potential Lawsuit Threat

The threats of lawsuits started long before the first map was proposed. It appears that opponents to the constitutional process hope to achieve by the legal process what they could not gain by the vote of the people or their elected representatives. We'll do our best to keep you informed if any legal challenge is filed.

Working Together To Be Fair

While we are proud of the results so far, it was the process and citizen involvement in that process that makes us the most proud. Your input into the map drawing process has been invaluable. The process is too big and too complicated for any one person alone. Many hands have made lighter work and have delivered outstanding results! We also want to thank the Redistricting Committee who have spent countless hours travelling and holding meetings throughout the state to hear and incorporate your feedback.

Final Steps:

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Thanks for taking the time to read this and for your support of this process!

Sincerely,

The Salt Lake County Republican Officers and Republican Senators

Julie Dole, Chair

julieandole@gmail.com, [801.699.7987](tel:801.699.7987)

Mark Mills, Vice Chair

mark@utahcfp.com, [801.647.1461](tel:801.647.1461)

Rob Anderson, CPA Treasurer

robmander@gmail.com, [801.718.7928](tel:801.718.7928)

President Michael Waddoups, District 6

waddoups@utahsenate.org, [801.697.0225](tel:801.697.0225)

Senator Wayne Niederhauser, District 9
wniederhauser@utahsenate.org, 801.558.4766

Senator Aaron Osmond, District 10
aosmond@utahsenate.org, 801.897.8127

Senator Howard Stephenson, District 11
hstephenson@utahsenate.org, 801.572.1038

Senator Daniel W. Thatcher, District 12
dthatcher@utahsenate.org, 801.759.4746

From: Salt Lake County Republican Party
To: Thatcher, Dan,
Date: 10/6/2011 4:47:26 PM
Subject: A Message from your Salt Lake County Officers & Republican Senators
Attachments: Mime.822

Having trouble viewing this email? [Click here](#)

Hi, just a reminder that you're receiving this email because you have expressed an interest in Salt Lake County Republican Party. Don't forget to add info@slcogop.com to your address book so we'll be sure to land in your inbox!

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A Message From Your Salt Lake County Officers and Republican Senators

Thursday, October 06, 2011

Dear Friends in Senate Districts 1, 2, 3, 4, 5, 7, & 8,

We hope all is well with you and your family! Our Legislators have been busy this summer with many issues important to you. As you currently live in a Senate District not represented by a Republican we will share a message from the Republican Senators in Salt Lake County and invite you to contact us with any questions. We will focus our full attention in this email on a very important topic: Redistricting.

What is Redistricting?

Redistricting is the redrawing of political district maps. It happens every 10 years in accordance with new Census numbers and ensures the constitutional principle of one person, one vote.

Redistricting Committee

The state legislature is responsible to oversee this process. Earlier this year a redistricting committee was formed. It is made up of 19 members of the Legislature from all geographic areas of the state. Representatives from the Republican and Democratic parties were fully represented. In fact, members of the minority Democratic caucus were represented in numbers slightly higher than their percentage of seats in the legislature.

Our Thoughts on the Redistricting Process

We feel that the Utah Legislature has hosted the most open, transparent and inclusive redistricting process in Utah's history. Public input was sought, welcomed and incorporated throughout the process. Legislators on the committee listened carefully to those who provided input. There are many suggestions from the public that were drawn into the final versions of the maps.

Public Access

The process has been fully open to the public, with dozens of public meetings at the Capitol and around the state. Legislators on the committee responded to thousands of e-mail, phone calls, and public comments. A website was created - <http://www.redistrictutah.com> - that allowed anyone to draw their own maps and comment on all others. Nearly 300 maps were drawn by legislators and the public, with more than 1,000 comments submitted. This created more educated citizens because - due to the website - they had first-hand experience with the challenges of drawing maps. Consequently, the comments and suggestions the committee received were higher quality and more usable than at any other point in our state's history. The committee even selected a citizen-drawn map for the State School Board! Despite some reports to the contrary, at no point has any Republican Senator suggested or supported passing any map that has not had a public hearing.

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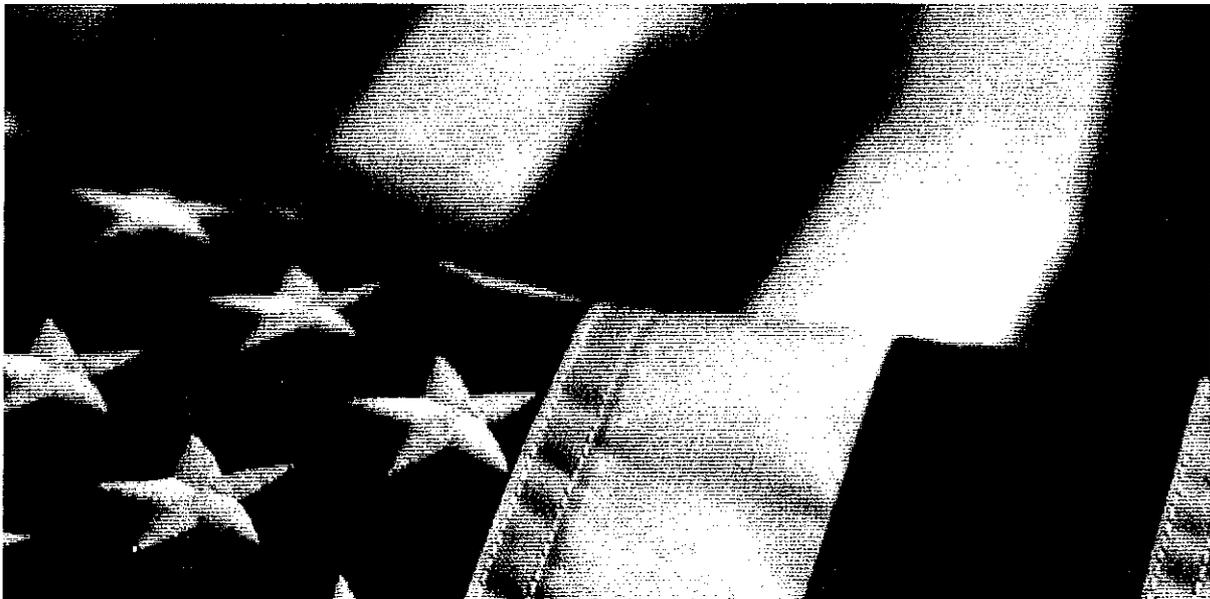
wniederhauser@utahsenate.org, 801.558.4766

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Senator Howard Stephenson, District 11
hstephenson@utahsenate.org, 801.972.8814

Senator Daniel W. Thatcher, District 12
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Salt Lake County Republican Party | PO Box 719 | Salt Lake City | UT | 84110

03/28/2012

03/28/2012

Print | Reply | Forward

From: Crystal Young-Otterstrom
To:
BC: Dan Thatcher
Date: 10/7/2011 12:25:35 PM
Subject: Utah Democrats Challenge Republican Leadership to Compromise on Redistricting
Attachments: [rectangle-logo-400.jpg](#), [Mime.822](#)

Print | Reply | Forward

Print | Reply | Forward

Contact:

Matt Lyon
801.597.8888 | mlyon@utdem.org
Crystal Young-Otterstrom
801.652.0737 | crystal@utdem.org

FOR IMMEDIATE RELEASE: Friday, October 7, 2011

Utah Democrats Challenge Republican Leadership to Compromise on Redistricting

SALT LAKE CITY – Utah Democrats issued a challenge and invitation to Republican legislative leadership today. Speaking on behalf of all Utahans, party chair Jim Dabakis challenged the majority party to pledge to "OPEN ALL" of their discussions about redistricting and to seek a bipartisan solution for the Congressional maps.

"Tuesday was a fiasco. It was a waste of taxpayer dollars, and it showed the dirty underbelly of politics and an intensely partisan process," stated Dabakis this morning. "No more secrets, no deals, no trade-offs in the closed Republican caucus rooms. No more last minute maps whipped up behind closed doors without involving the public."

"We have two weeks. Let's open the closed doors! Unafraid of the light, Democratic meetings, caucuses, and conversations are open to the public---on behalf of all Utahans we implore that Republicans join us in letting the public watch Utah's business be conducted," Dabakis said. "Let's rise above the partisan bickering and develop a truly bipartisan map. One that represents communities. One that represents Utah. Utah deserves better. As leaders, we must do better."

On air, Dabakis reiterated that the Democrats are willing and want to work with Republicans and the public to develop a congressional map. He also reaffirmed the Senate and House Democrats' call from Tuesday that insisted any map brought before the legislative bodies must first be brought to the public.

"Utah expects Democrats and Republicans to work together in an open and transparent process. Lets sit down and develop a bipartisan map. We can do better, we must do better. How amazing would it be for Utah to lead the nation in an open and fair redistricting process? If Utah Republicans and Democrats work together, we could inspire bipartisanship across the country and end the national stalemate. We will renew voters' faith in their elected leaders."

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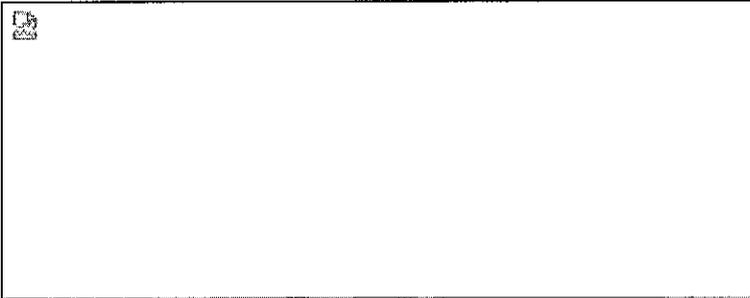
Crystal Young-Otterstrom

Interim Communications Director
Utah State Democratic Party

M: (801) 652-0737

crystal@utdem.org

www.utahdemocrats.org



Page 1 of 1

Page 1 of 1

From: Rob Bishop
BC: Dan Thatcher, Dan Thatcher
Date: 10/12/2011 10:40:01 PM
Subject: Some thoughts on redistricting from Congressman Bishop
Attachments: Mime.822

Dear Senator:

The redistricting process in the Utah Legislature is messy and cumbersome. No one ever likes the lines drawn. A redistricting process done by a so-called independent redistricting commission would be messy and cumbersome. No one would ever like the lines drawn.

The difference between the two options is that the Legislature – no matter how many caucus meetings they may hold – must ultimately make an open presentation and hold an open vote. They must explain their decisions and be accountable at the next election. Redistricting commissions don't. They may make a public presentation, but have no requirement for explanation nor in any way are they accountable to voters.

Where non-elected redistricting commissions work, it is often due to a quirk of personalities, such as in Washington State where the leading Republican and Democratic members have served for multiple cycles and try hard not to upset the status quo. In Arizona, their commission produced a very partisan and highly criticized map. Even the inappropriately self-named "Fair Boundaries" organization in Utah used the former director of the Democratic Party who produced – surprise – boundaries favorable to Democrats. A commission is far from a panacea, independent, or non-partisan.

The basic problem with a non-elected redistricting commission is the base philosophy. The Progressive Era in American history provided a philosophical change of attitude toward government. The Founders had faith in lay government – man's ability to govern himself. The Progressive Era argued for governing of the people by experts whose work would seemingly be based on science. (Of course, this was the Era when Communism was also the daring, new government philosophy, but I digress.) Resorting to so-called experts has produced massive national bureaucracies such as the EPA (always right even when state DEQ scientists prove their data flawed), the SEC (experts about Wall Street), the Federal Reserve Board (experts about money), and the NLRB (experts about keeping jobs from going to South Carolina), and so on and so forth.

For some it is easy to demagogue the Legislature, but given the option I much prefer to have districts altered by someone in a public position on the House and Senate Floors - even if I don't fully agree with the alteration - rather than by the all-powerful wizard behind the curtain.

Allow me to comment on three related but tangential subjects:

A) "Community of interest" is basically a sham phrase used to hide real desires. It has been charged by some, for example, that St. George has nothing in common with Salt Lake City therefore they should not be in the same district. Actually, St. George doesn't really have that much in common with Provo or Ogden or Logan or even Cedar City; but St. George has to be with someone. One public witness at a Redistricting Committee Meeting seemed to claim that maybe places like St. George and Moab and Park City should be together because they all attract tourists - cute, but not a reason for drawing such lines.

Salt Lake City cannot even claim to be one "community of interest." Can one with a straight face claim students at the U of U have the same interests as single family home owners in west Rose Park or Redwood Road; that Glendale is a mirror image of the east bench; that the community in the

Avenues replicates occupants of buildings like the Eagle Gate downtown? Come on!

When one hollers “community of interest” (or “gerrymandering” for that matter), the shouter really just wants the fulcrum of power elsewhere – and usually for partisan purposes.

B) The Legislature can't pick future Congressmen by drawing lines and it's not fair for some to try to claim that is what is happening. Look at the existing congressional boundaries: Box Elder is not the center of the 1st District; Matheson wins in the Republican 2nd District, and Chaffetz doesn't even live in the 3rd District. Despite district lines, voters pick whom they choose.

C) There are maps I like, and a whole lot that are just butt ugly. Please be cautious.

Thank you for your efforts. Redistricting is always a time consuming task with major complaints and few compliments. I understand. I've been there and done that. Personally, I have major compliments for your efforts – and just a few complaints. You should all be commended for your commitment to this process and for the accountability that comes with it.

Rob Bishop

From: Allyson Isom
To: Isom, Allyson
BC: Dan Thatcher
Date: 10/13/2011 3:03:04 PM
Subject: Governor Signs Special Session Bills
Attachments: 10.13 Special Session Bills Signed.pdf

The attached contains the following content:

FOR IMMEDIATE RELEASE

October 13, 2011

Contact: Ally Isom
Deputy Chief of Staff
801.538.1503 desk
801.864.7268 cell
aisom@utah.gov

Governor Signs Special Session Bills

SALT LAKE CITY— Today Governor Gary R. Herbert signed the following pieces of legislation from the current special legislative session.

S.B. 3003 Amendments to Driver License Suspension for Driving Under the Influence Offenses
(Senator Scott Jenkins)

S.B. 3004 Presidential Candidate Amendments
(Senator Peter Knudson)

H.B. 3002 State Board of Education Boundaries and Election Designation
(Representative Kenneth Sumsion)

H.B. 3003 Workers' Compensation and Unincorporated Entities Amendments
(Representative Michael Morley)

H.B. 3004 State Board of Regents Amendments
(Representative Kay McIff)

H.C.R. 301 Concurrent Resolution Recognizing the 75th Anniversary of the Welfare System of the Church of Jesus Christ of Latter-day Saints
(Representative Ronda Menlove)

H.C.R. 302 Concurrent Resolution on Scofield Land Transfer
(Representative Patrick Painter)

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GARY R. HERBERT
GOVERNOR

STATE OF UTAH
OFFICE OF THE GOVERNOR

GREG BELL
LIEUTENANT GOVERNOR

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###

From: Marla Ramey
To: Thatcher, Dan
Date: 10/13/2011 6:49:35 PM
Subject: Redistricting map
Attachments: [Mime.822](#)

10/13/2011 6:49:35 PM

10/13/2011 6:49:35 PM

10/13/2011 6:49:35 PM

Senator Thatcher, I wish to express my support for the King-Garber modified map; this map seems to me to be the most fair and equitable with the least population deviation of any of the maps I've seen. Thanks, Marla Ramey, 854 Country Club, Stansbury Park - 84074-9606, Ph: 435-882-3876

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