

From: Joseph Wade
To: Chris McClelland
CC: Ben Christensen, John Cannon, Kim Heiner, Leif Elder, Rich North
Date: 9/21/2011 8:43:54 PM
Subject: Please post on Internet
Attachments: Congress Sumsion 07 BlockAssignment.txt

Chris,

Please post the attached block assignment file on the Internet. You know the routine.

Call it:

Congressional: Sumsion 7 - 'Utah Even Divide'
or something like that.

Thanks!

Joseph Wade
801-647-8598

From: Ben Christensen
To: LRSTAFF
Date: 9/28/2011 2:10:21 PM
Subject: Fwd: Special Session #3 on October 3, 2011
Attachments: Special Session #3 on October 3, 2011

We just received the call for the special session for Monday at 9 a.m.

From: Christensen, Mike (Chelsea Lloyd)
To: LRSTAFF
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

Thanks Chris - I had noticed there were some new plans on this morning.

>>> Chris McClelland 9/12/2011 7:14 AM >>>
John/Joe/Leif,

All submitted plans have been posted on Redistrictutah.com. There is still a consistent stream of comments on the web site. It's difficult to summarize the content of these comments, but generally speaking, there are the usual complaints about keeping cities/communities together.

Christopher McClelland
(mailto:cmcclelland@utah.gov)
Research Assistant
Office of Legislative Research and General Counsel
(w) 801-326-1662
(c) 978-549-0999

From: Cantrell, Ric(Ric Cantrell)
To: Chris McClelland, John Cannon, Joseph Wade, Leif Elder, Spencer nitz
Date: 9/12/2011 2:06:05 PM
Subject: Fw: Is there a .

Gentlemen,

Billy Hesterman, of the Daily Herald needs a PDF of the latest senate map for his paper to use. Can you help?
Thanks!

----- SMS Text -----

From: +18016333663
Sent: Sep 12, 2011 1:51 PM
Subject: Is there a .

Is there a .pdf of the senate map that the paper can use?

From: Kim Heiner
To: Redistricting - Legislators,
CC: Allison M. Nicholson, Chris McClelland, John Q. Cannon, John Fellows
Date: 9/23/2011 3:53:29 PM
Subject: Updated School Board Map - Rep. Sumsion

Hello,

Rep. Sumsion asked us to alert you of his revised School Board map, which is now online at:

<http://www.redistrictutah.com/maps/school-board-sumsion-proposed-modification-low>

He would appreciate your comments or suggestions before Monday September 26, 2011 at 4:00 PM. Please respond directly to Allison Nicholson at:

anicholson@utah.gov

She will compile all the responses and send them to Rep. Sumsion.

Thanks,

Kim

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

From: Ben Christensen
To: LRANALYST
Date: 9/29/2011 3:26:05 PM
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

Sara Hummel

From: Cheryl Bradford <Cbradford@utah.gov>
Sent: Wednesday, September 28, 2011 12:47 PM
To: Administrative Rules; Justin Siebenhaar; Mark Thomas; Mary Andrus; Ben Christensen; Wendy Bangerter; Janeen Halverson; Leslie Mclean; Ric Cantrell
Cc: Allyson Isom; Brian Somers; Daniel O'Bannon; John Pearce; Liz Oldroyd; Michael Mower
Subject: Special Session #3 on October 3, 2011
Attachments: Special Session October Call.docx; Special Session October 2011.pdf

Please see attached.

Cheryl 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.

Sara Hummel

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

Categories: Redistricting

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

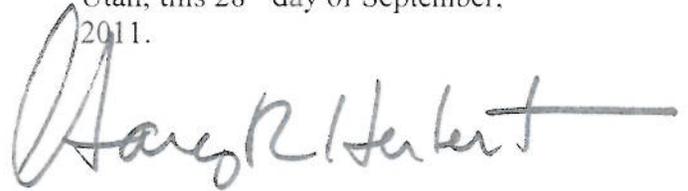
WHEREAS, since the adjournment of the 2011 General Session of the Fifty-Ninth Legislature of the State of Utah, matters have arisen that require immediate legislative attention;

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;

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 **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

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

43

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 **CONGRESSIONAL BOUNDARIES DESIGNATION**

2 2011 THIRD SPECIAL SESSION

3 STATE OF UTAH

4 **Chief Sponsor: Ralph Okerlund**

5 House Sponsor: Kenneth W. Sumsion

6

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 7431 **20A-13-102.2**, as enacted by Laws of Utah 2011, Chapter 7432 **20A-13-103**, as repealed and reenacted by Laws of Utah 2001, Second Special Session,
33 Chapter 634 **20A-13-104**, as last amended by Laws of Utah 2005, Chapter 169

35 ENACTS:

36 **20A-13-101.1**, Utah Code Annotated 195337 **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 7441 **20A-13-101 (Contingently Effective)**, as last amended by Laws of Utah 2007, Chapter
42 9743

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

Ben Christensen

From: Ben Christensen <BenChristensen@utah.gov>
Sent: Monday, October 03, 2011 11:47 PM
To: Ric Cantrell
Subject: Ipson update congress

See it on the web now

Sent from myTouch 4G

Ben Christensen

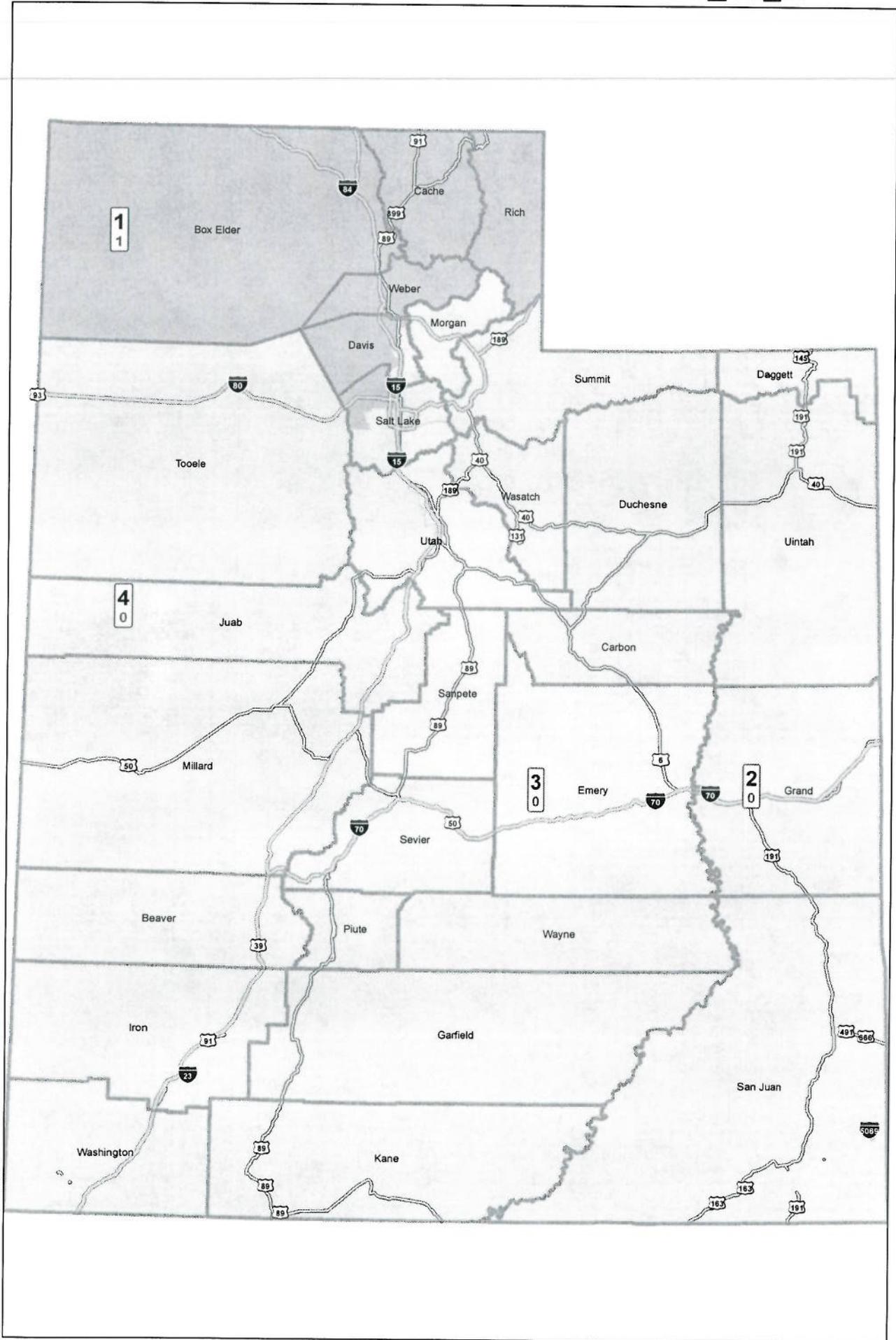
From: Ben Christensen <BenChristensen@utah.gov>
Sent: Monday, October 03, 2011 10:17 PM
To: Willie Smith
Cc: John Cannon; Leif Elder; Rich North
Subject: Congress _ Ipson Update
Attachments: Ipson Update to Sumsion_06_All.pdf

Willie

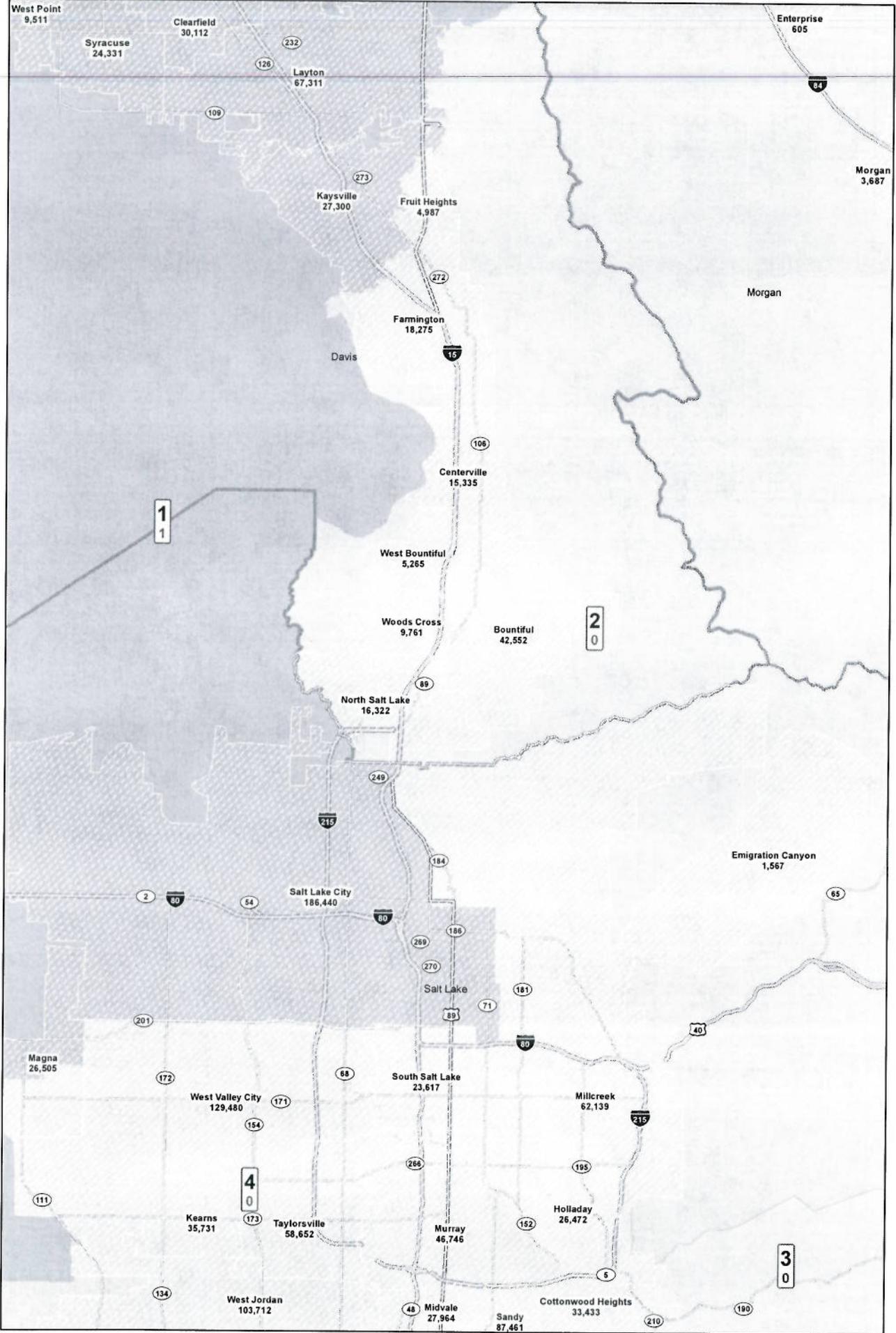
Can you make 25 copies for tomorrow Morning at 7:30 and 75 more for the 10 a.m Redistricting Meeting?

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



Congress: Ipson Update to Sumsion_06_A

