

**Representative Gerry A. Adair** proposes the following substitute bill:

**SENATE REDISTRICTING PLAN**

2001 SECOND SPECIAL SESSION

STATE OF UTAH

**Sponsor: Michael G. Waddoups**

**This act modifies statutory provisions governing Utah State Senate districts. This act eliminates current boundaries and establishes new boundaries. This act establishes election dates for each district to ensure that Senate terms are staggered. This act establishes certain maps as the legal boundaries of Senate districts and establishes procedures for addressing omissions and uncertain boundaries. This act takes effect on January 1, 2002 for purposes of nominating and electing members of the Utah State Senate and on January 1, 2003 for all other purposes.**

This act affects sections of Utah Code Annotated 1953 as follows:

ENACTS:

**36-1-101**, Utah Code Annotated 1953

**36-1-102**, Utah Code Annotated 1953

**36-1-103**, Utah Code Annotated 1953

**36-1-104**, Utah Code Annotated 1953

**36-1-105**, Utah Code Annotated 1953

REPEALS:

**36-1-1**, as last amended by Chapter 112, Laws of Utah 1999

**36-1-2**, as last amended by Chapter 4, Laws of Utah 1991, Second Special Session

**36-1-3**, as last amended by Chapter 10, Laws of Utah 1997

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

Section 1. Section **36-1-101** is enacted to read:

**Part 1. Utah State Senate**



26 36-1-101. Utah State Senate -- District boundaries.

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

29 (2) (a) The Legislature adopts the official census population figures and maps of the  
30 Bureau of the Census of the United States Department of Commerce developed in connection with  
31 the taking of the 2000 national decennial census as the official data for establishing Senate district  
32 boundaries.

33 (b) The numbers and boundaries of the Senate districts are designated and established by  
34 the maps attached to the bill that enacts this section.

35 Section 2. Section 36-1-102 is enacted to read:

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

37 (1) Unless otherwise provided by law, each senator elected from Senate Districts 1, 6, 8,  
38 10, 13, 14, 16, 19, 20, 23, 24, 25, 27, and 29 at the 2000 General Election shall serve out the term  
39 of office for which he or she was elected and shall represent the realigned district if he or she  
40 resides in that district.

41 (2) At the general election to be held in 2002, senators elected from Senate Districts 2, 3,  
42 4, 5, 7, 9, 11, 12, 15, 17, 18, 21, 22, 26, and 28 shall be elected to serve a term of office of four  
43 years.

44 Section 3. Section 36-1-103 is enacted to read:

45 36-1-103. Official maps of Senate Districts.

46 (1) (a) The Legislature shall file copies of the official maps enacted by the Legislature, and  
47 any other relevant data, with the lieutenant governor's office.

48 (b) The legal boundaries of Senate districts are contained in the official maps on file with  
49 the lieutenant governor's office.

50 (2) When questions of interpretation of Senate district boundaries arise, the official maps  
51 on file in the lieutenant governor's office shall serve as the indication of the legislative intent in  
52 drawing the Senate district boundaries.

53 (3) (a) Each county clerk shall obtain copies of the official maps for the clerk's county  
54 from the lieutenant governor's office.

55 (b) Each county clerk shall establish voting precincts and polling places within each Senate  
56 district according to the procedures and requirements of Section 20A-5-303.

57           (4) Maps identifying the boundaries for Senate districts may be viewed on the Internet at  
58 the lieutenant governor's website.

59           Section 4. Section **36-1-104** is enacted to read:

60           **36-1-104. Omissions from maps -- How resolved.**

61           (1) If any area of the state is omitted from a Utah State Senate district in the maps enacted  
62 by the Legislature, the county clerk of the affected county, upon discovery of the omission, shall  
63 attach the area to the appropriate Senate district according to the requirements of Subsections (2)  
64 and (3).

65           (2) If the area is surrounded by a Senate district, the area shall be attached to that district.

66           (3) If the area is contiguous to two districts, the area shall be attached to the district that  
67 has the least population, as determined by the census population figures and maps of the Bureau  
68 of the Census of the United States Department of Commerce developed in connection with the  
69 taking of the 2000 national decennial census.

70           (4) Any attachment made under Subsection (1) shall be certified in writing and filed with  
71 the lieutenant governor.

72           Section 5. Section **36-1-105** is enacted to read:

73           **36-1-105. Uncertain boundaries -- How resolved.**

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

75           (a) a senator whose Utah State Senate district boundary is uncertain because the identifying  
76 feature used to establish the district boundary has been removed, modified, or is unable to be  
77 identified or who is uncertain about whether or not he or another person resides in a particular  
78 Senate district;

79           (b) a candidate for senator whose Senate district boundary is uncertain because the  
80 identifying feature used to establish the district boundary has been removed, modified, or is unable  
81 to be identified or who is uncertain about whether or not he or another person resides in a  
82 particular Senate district; or

83           (c) a person who is uncertain about which Senate district contains the person's residence  
84 because the identifying feature used to establish the district boundary has been removed, modified,  
85 or is unable to be identified.

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

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

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

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

91 (b) In order to make the determination required by Subsection (2)(a), the lieutenant  
92 governor shall review the official maps and obtain and review other relevant data such as census  
93 block and tract descriptions, aerial photographs, aerial maps, or other data about the area.

94 (c) Within five days of receipt of the request, the lieutenant governor shall review the  
95 maps, obtain and review any relevant data, and make a determination.

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

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

100 (ii) send a copy of the certification to the affected party and the county clerk of the affected  
101 county.

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

105 (i) the person;

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

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

109 **Section 6. Repealer.**

110 This act repeals:

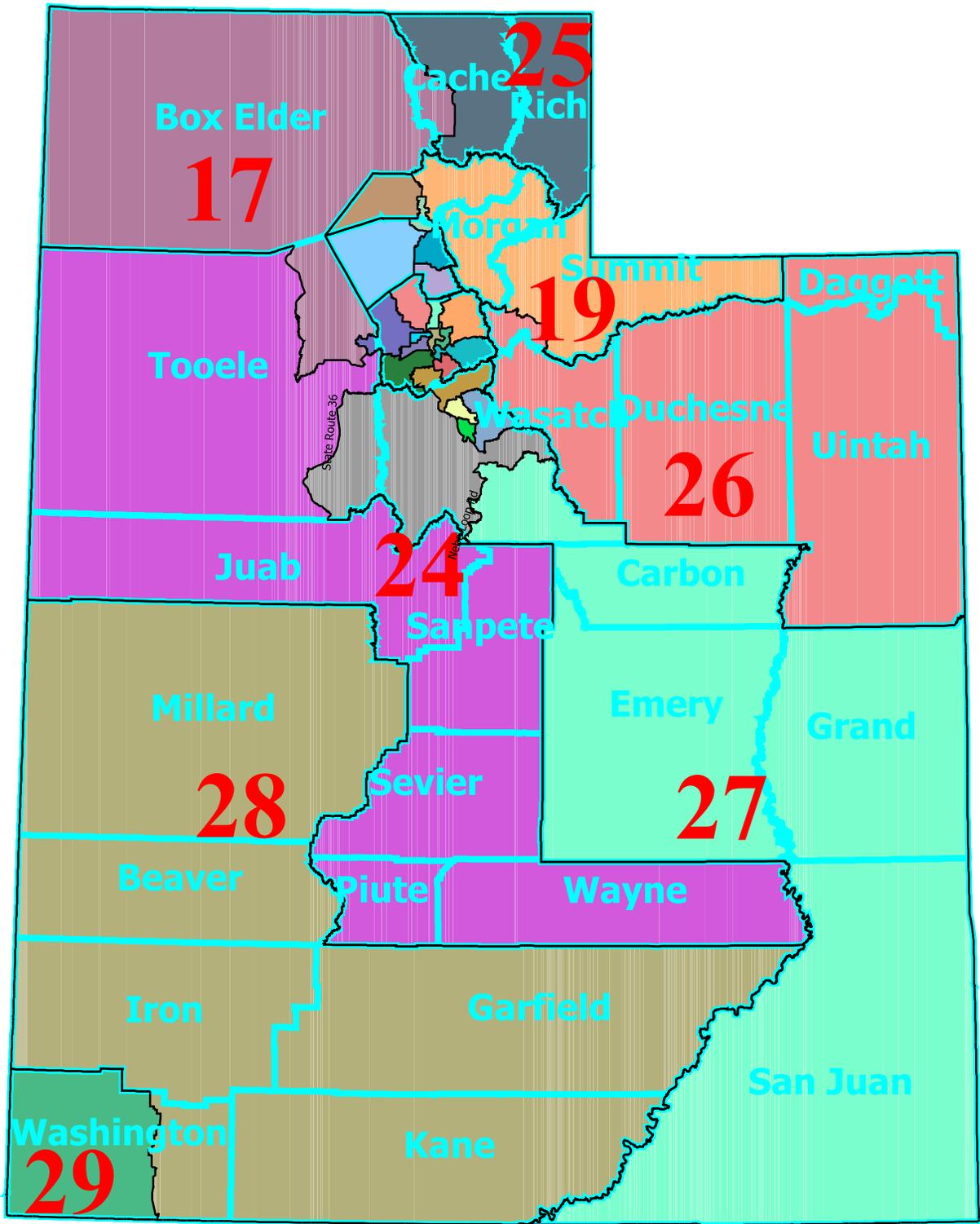
111 **Section 36-1-1, Senatorial districts -- Definitions -- Numbers and boundaries of**  
112 **districts -- Resolving omissions and ambiguity.**

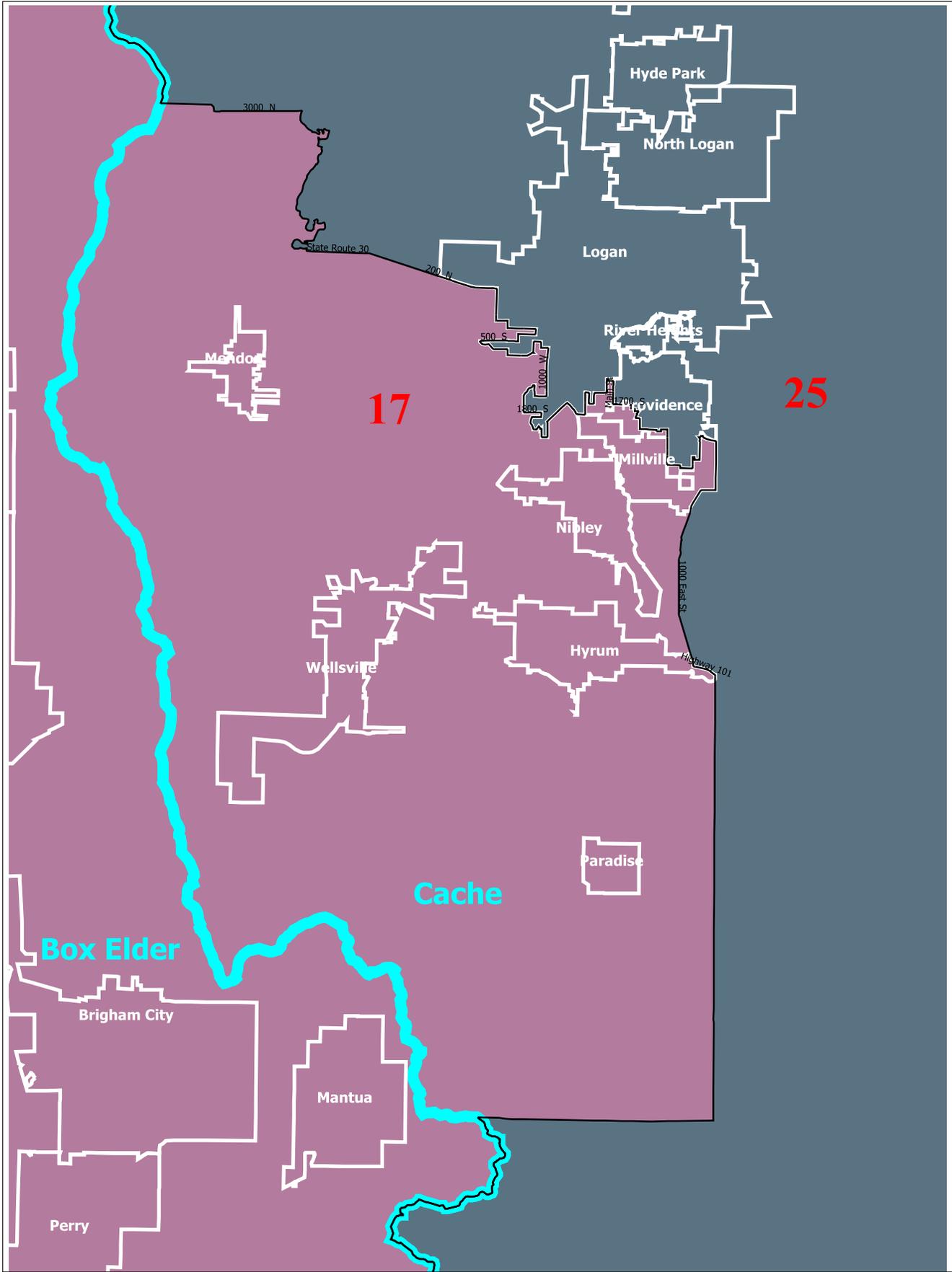
113 **Section 36-1-2, Election of senators.**

114 **Section 36-1-3, Official maps of Senate districts.**

115 **Section 7. Effective date.**

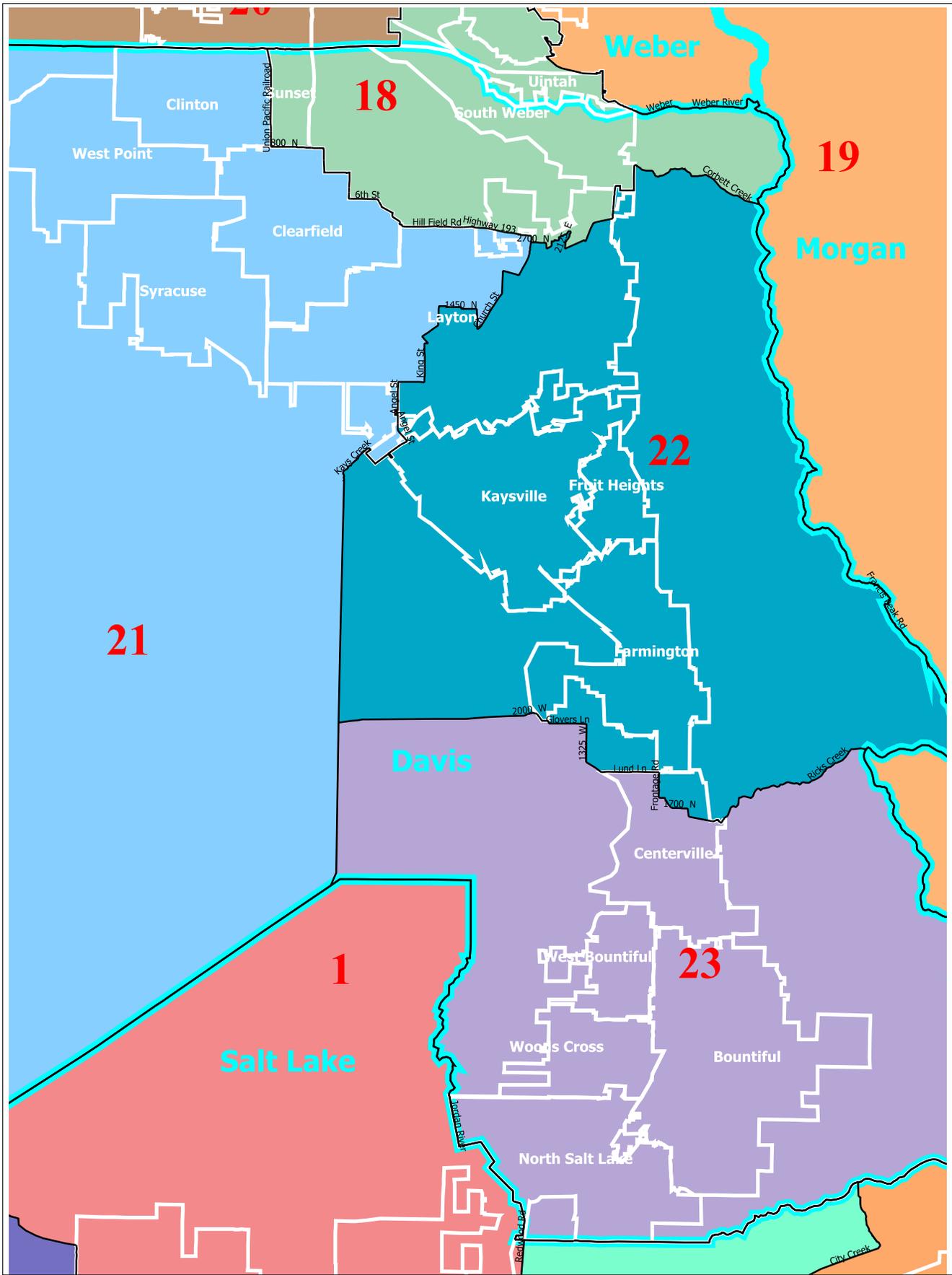
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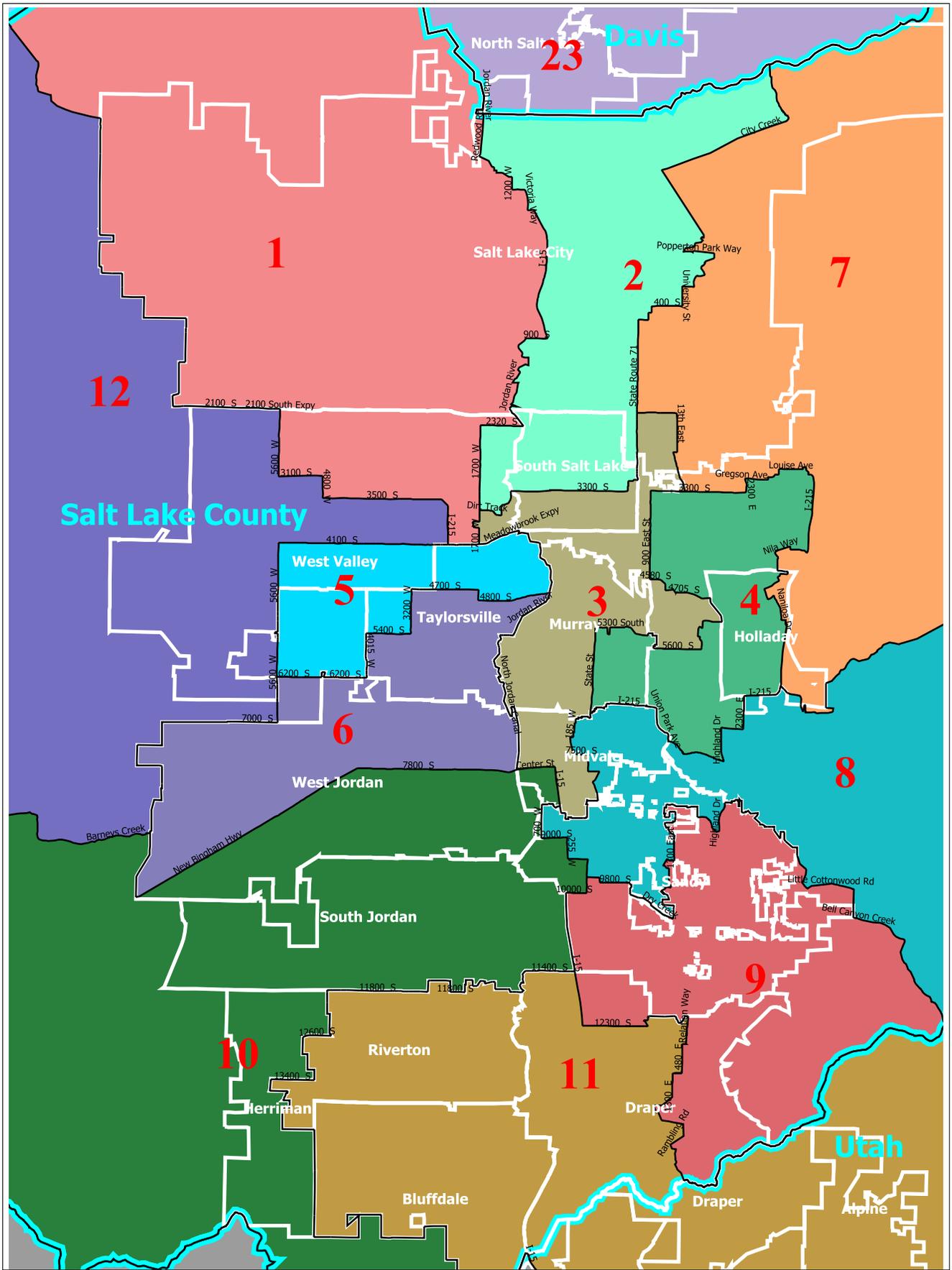


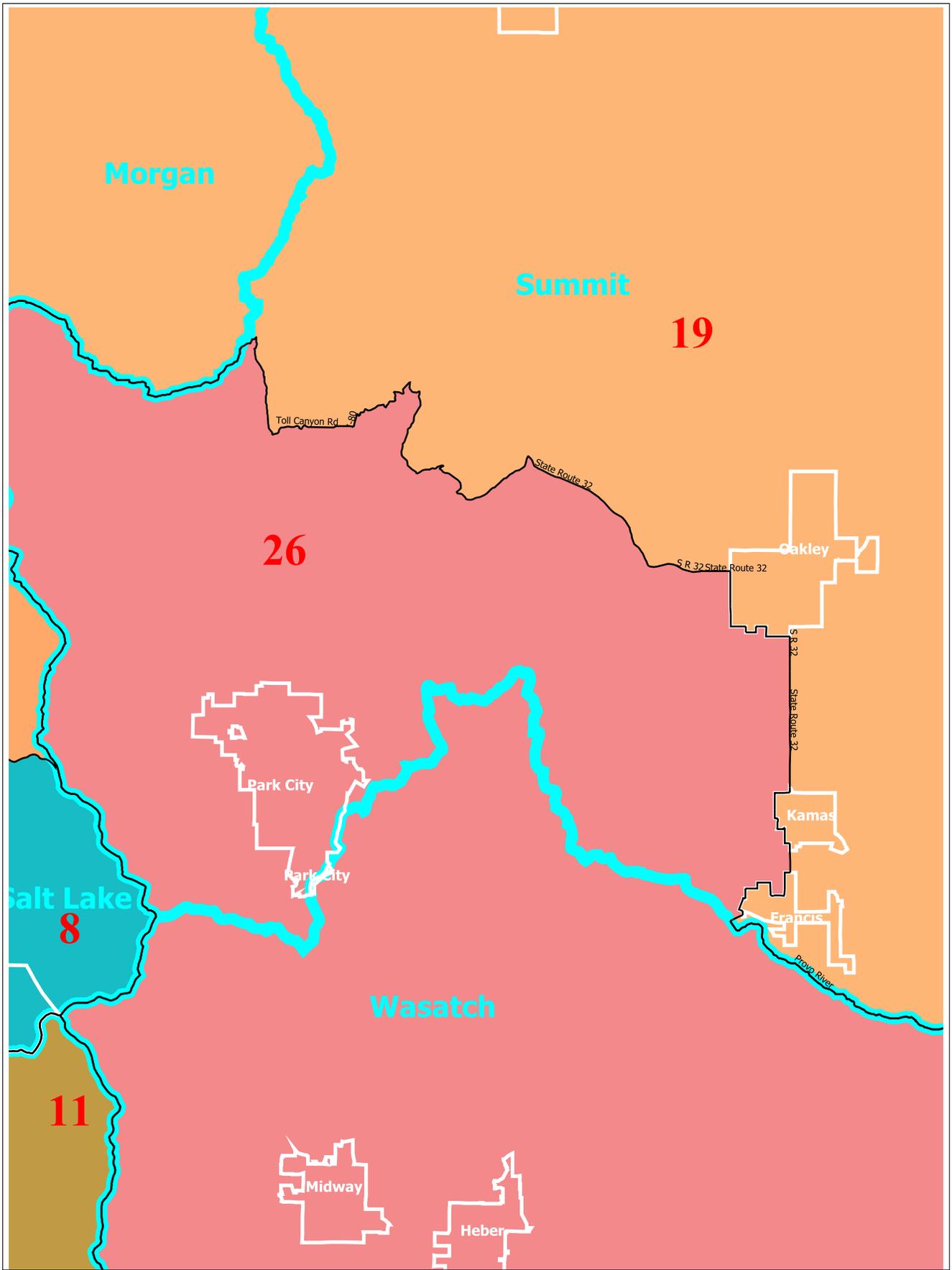
-  Counties
-  Cities
-  Districts

4th Substitute S.B. 2001  
 Utah Senate  
 Cache County



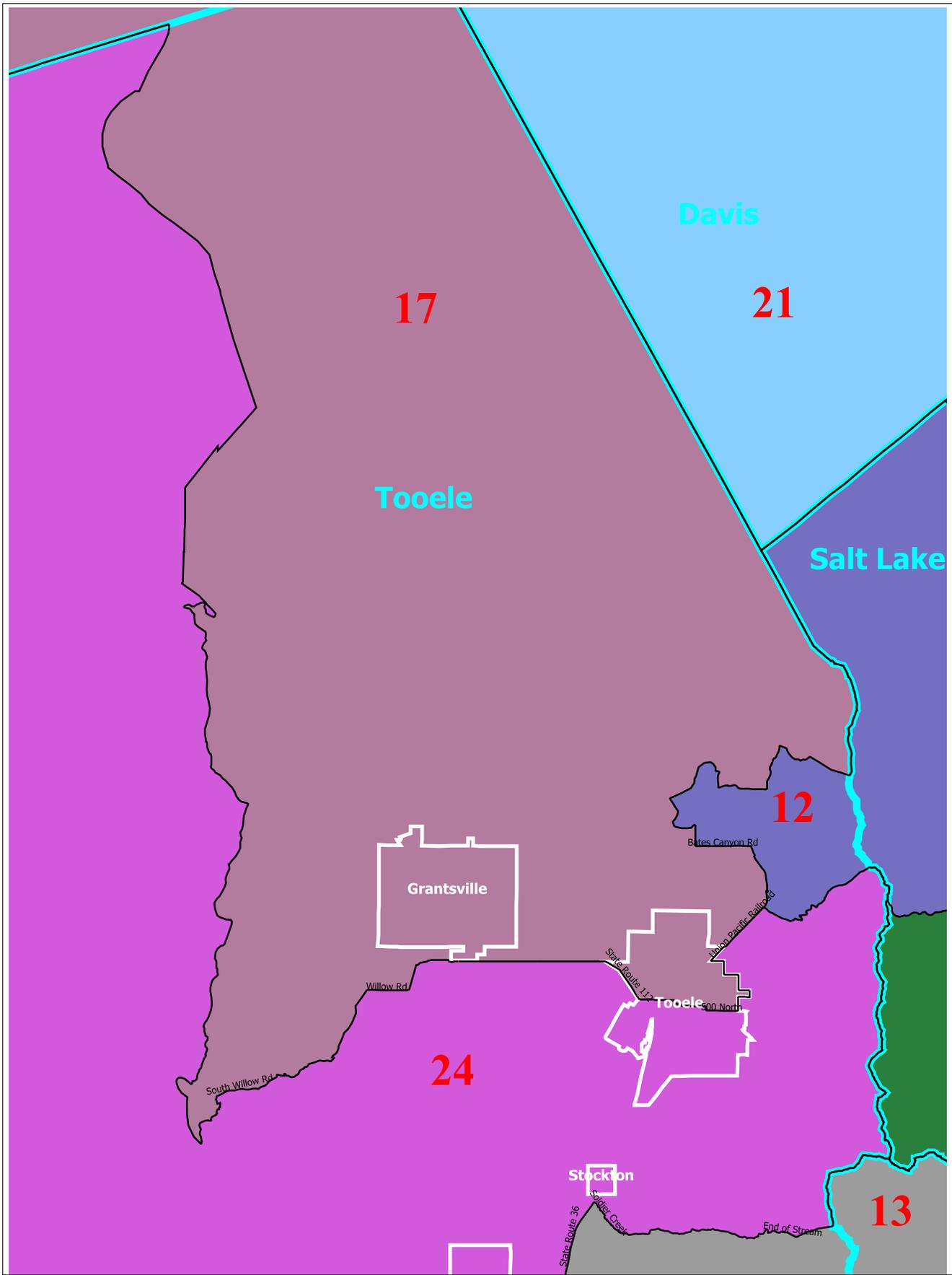
-  Counties
-  Cities
-  Districts





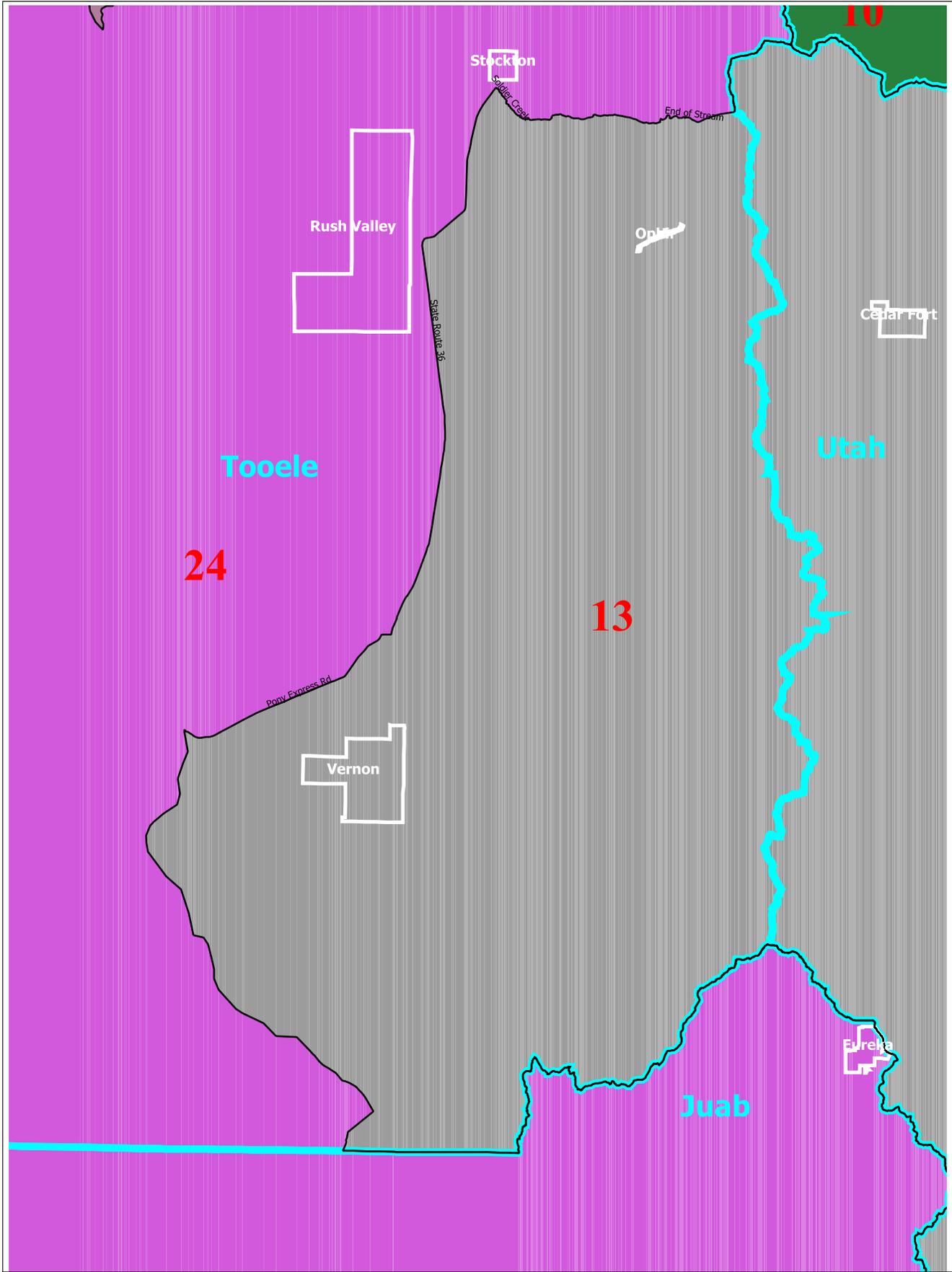
-  Counties
-  Cities
-  Districts

4th Substitute S.B. 2001  
 Utah Senate  
 Summit County



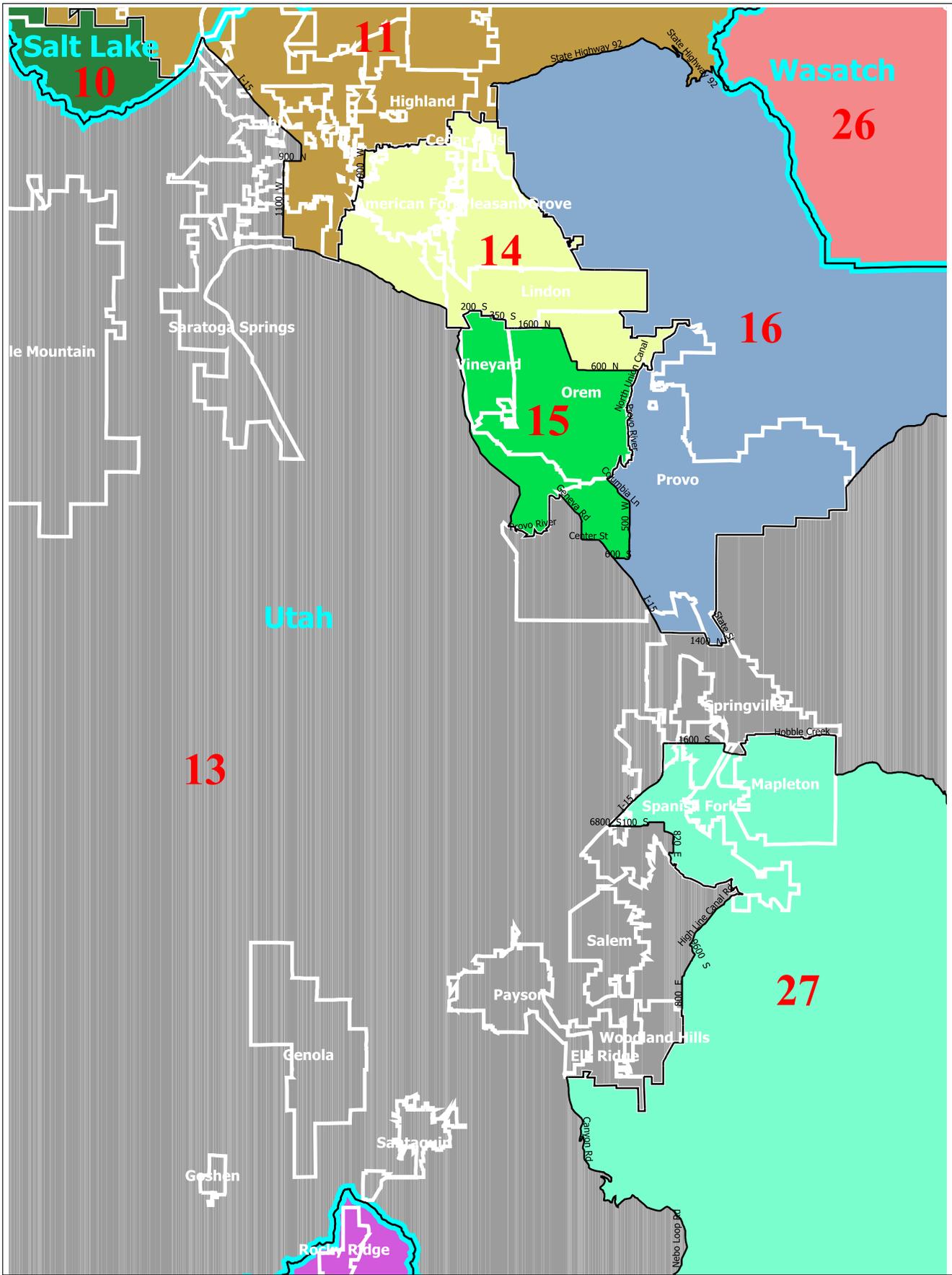
-  Counties
-  Cities
-  Districts

4th Substitute S.B. 2001  
 Utah Senate  
 Tooele County - North

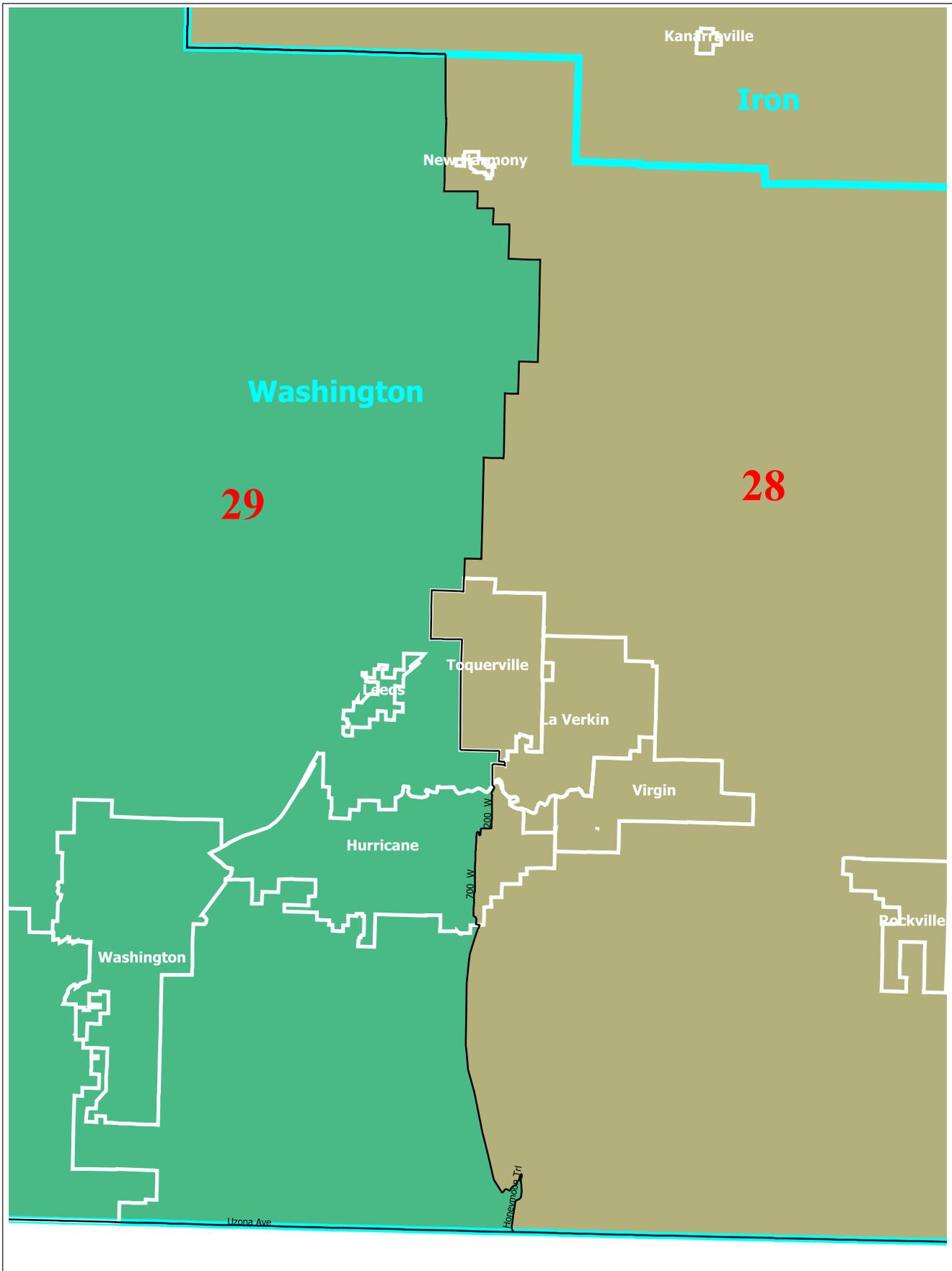


 Counties  
 Cities  
 Districts

4th Substitute S.B. 2001  
 Utah Senate  
 Tooele County - South

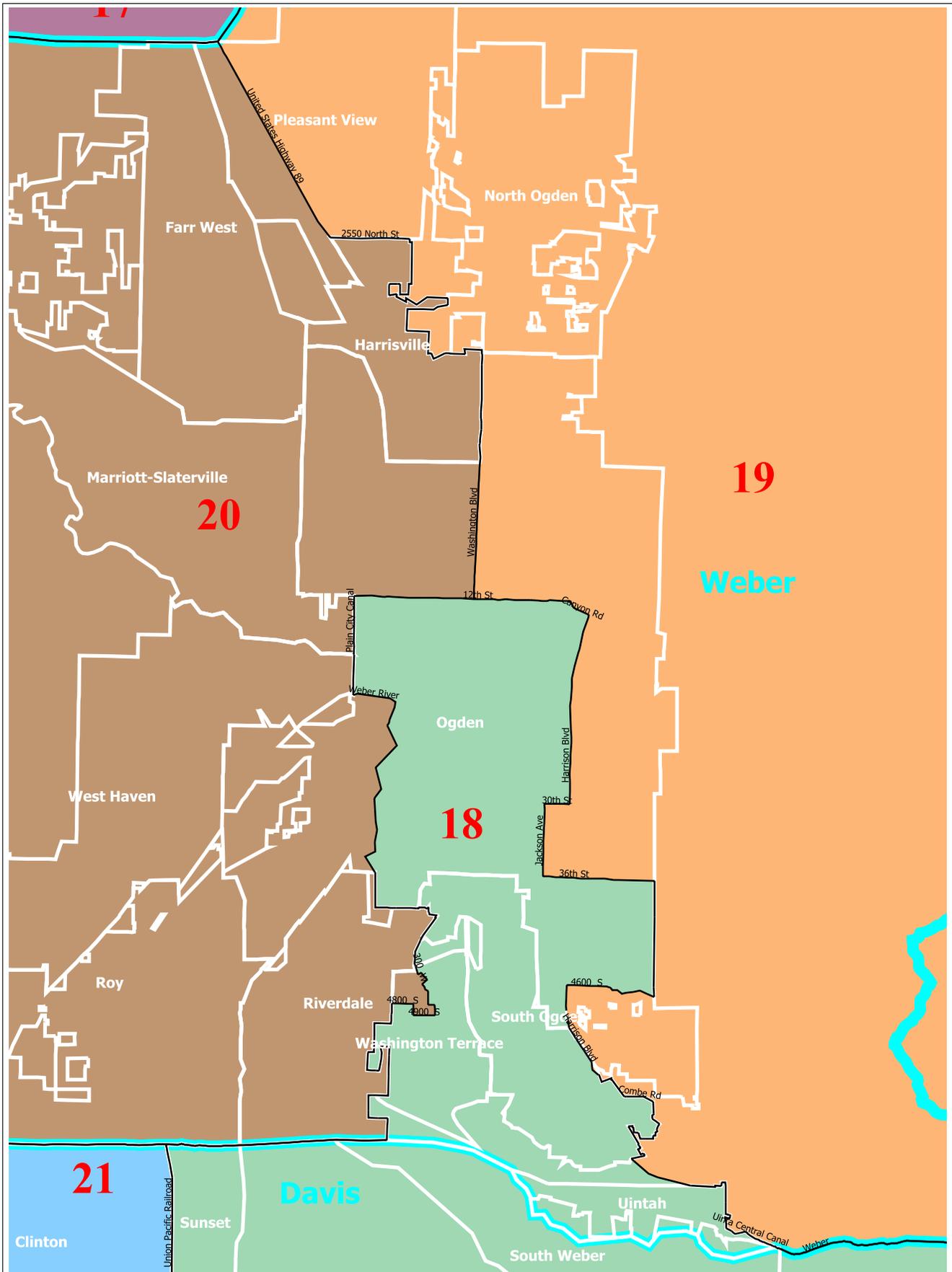


-  Counties
-  Cities
-  Districts



-  Counties
-  Cities
-  Districts

4th Substitute S.B. 2001  
 Utah Senate  
 Washington County



-  Counties
-  Cities
-  Districts