

1 **LEGISLATIVE DISTRICT CHANGES TO**
2 **ACCOMMODATE COUNTY BOUNDARY CHANGE**

3 2006 GENERAL SESSION

4 STATE OF UTAH

5 **Chief Sponsor: Gregory H. Hughes**

6 Senate Sponsor: L. Alma Mansell

8 **LONG TITLE**

9 **General Description:**

10 This bill modifies boundaries of certain legislative districts to conform with the
11 boundary change between Salt Lake County and Utah County.

12 **Highlighted Provisions:**

13 This bill:

- 14 ▶ modifies a portion of the common boundary between Senate District 9 and Senate
15 District 11 to make it consistent with the new county boundary; and
- 16 ▶ modifies a portion of the common boundary between House District 27 and House
17 District 51 to make it consistent with the new county boundary.

18 **Monies Appropriated in this Bill:**

19 None

20 **Other Special Clauses:**

21 ~~H→~~ ~~[None]~~ This bill provides an immediate effective date. ~~←H~~

22 **Utah Code Sections Affected:**

23 AMENDS:

24 **36-1-101**, as enacted by Chapter 5, Laws of Utah 2001, Second Special Session

25 **36-1-103**, as enacted by Chapter 5, Laws of Utah 2001, Second Special Session

26 **36-1-201**, as enacted by Chapter 1, Laws of Utah 2001, Second Special Session

27 **36-1-202**, as enacted by Chapter 1, Laws of Utah 2001, Second Special Session



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

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

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

(1) As used in this chapter:

(a) "New county boundary" means the adjusted common boundary between Salt Lake County and Utah County as certified by the lieutenant governor on December 29, 2005.

(b) "Old county boundary" means the common boundary between Salt Lake County and Utah County before the boundary change certified by the lieutenant governor on December 29, 2005.

(c) "Southwestern intersection" means the western-most three way intersection of the old county boundary, the new county boundary, and the boundary separating Senate District 9 and Senate District 11.

~~[(1)]~~ (2) The Utah State Senate shall consist of 29 members, with one member to be elected from each Utah State Senate district.

~~[(2)]~~ (3) (a) The Legislature adopts the official census population figures and maps of the Bureau of the Census of the United States Department of Commerce developed in connection with the taking of the 2000 national decennial census as the official data for establishing Senate district boundaries.

(b) ~~[The]~~ Except as provided in Subsection (4), the numbers and boundaries of the Senate districts are designated and established by the maps attached to the bill that enacts this section.

(4) Because of the new county boundary separating Salt Lake County and Utah County, the boundary separating Senate District 9 and Senate District 11 that followed the old county boundary is changed to follow the new county boundary eastward from the southwestern intersection to the point where the existing boundary of Senate District 9 turns north from the old county boundary.

Section 2. Section **36-1-103** is amended to read:

36-1-103. Official maps of Senate districts.

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

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

61 (2) Because of the new county boundary separating Salt Lake County and Utah County,
62 the boundary separating Senate District 9 and Senate District 11 that followed the old county
63 boundary is changed to follow the new county boundary eastward from the southwestern
64 intersection to the point where the existing boundary of Senate District 9 turns north from the
65 old county boundary.

66 ~~[(2)]~~ (3) When questions of interpretation of Senate district boundaries arise, the
67 official maps on file in the lieutenant governor's office shall serve as the indication of the
68 legislative intent in drawing the Senate district boundaries.

69 ~~[(3)]~~ (4) (a) Each county clerk shall obtain copies of the official maps for the clerk's
70 county from the lieutenant governor's office.

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

73 ~~[(4)]~~ (5) Maps identifying the boundaries for Senate districts may be viewed on the
74 Internet at the lieutenant governor's website.

75 Section 3. Section **36-1-201** is amended to read:

76 **36-1-201. Utah House of Representatives -- District boundaries.**

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

79 (2) (a) The Legislature adopts the official census population figures and maps of the
80 Bureau of the Census of the United States Department of Commerce developed in connection
81 with the taking of the 2000 national decennial census as the official data for establishing House
82 district boundaries.

83 (b) ~~[The]~~ Except as provided in Subsection (3), the numbers and boundaries of the
84 House districts are designated and established by the maps attached to the bill that enacts this
85 section.

86 (3) Because of the new county boundary separating Salt Lake County and Utah County,
87 the boundary separating House District 51 and House District 27 that follows the old county
88 boundary is changed to follow the new county boundary.

89 Section 4. Section **36-1-202** is amended to read:

90 **36-1-202. Official maps of House districts.**

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

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

95 (2) Because of the ~~H~~→ [change to the] new county ←~~H~~ boundary separating Salt Lake
96a County and Utah

96 County, the boundary separating House District 51 and House District 27 that follows the old
97 county boundary is changed to follow the new county boundary.

98 ~~[(2)]~~ (3) When questions of interpretation of House district boundaries arise, the
99 official maps on file in the lieutenant governor's office shall serve as the indication of the
100 legislative intent in drawing the House district boundaries.

101 ~~[(3)]~~ (4) (a) Each county clerk shall obtain copies of the official maps for the clerk's
102 county from the lieutenant governor's office.

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

105 ~~[(4)]~~ (5) Maps identifying the boundaries for House districts may be viewed on the
106 Internet at the lieutenant governor's website.

106a ~~H~~→ **Section 5. Effective date.**

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

Legislative Review Note

as of 2-8-06 11:56 AM

Based on a limited legal review, this legislation has not been determined to have a high probability of being held unconstitutional.

Office of Legislative Research and General Counsel

Fiscal Note
Bill Number HB0436

Legislative District Changes to Accommodate County Boundary Change

14-Feb-06

5:48 PM

State Impact

Provisions of this bill can be enacted within existing budgets.

Individual and Business Impact

No fiscal impact.

Office of the Legislative Fiscal Analyst