

1 ENGROSSED SENATE  
2 BILL NO. 728

By: Paxton of the Senate

3 and

4 Martinez of the House  
5

6 An Act relating to county districts; amending 19 O.S.  
7 2011, Section 321, as amended by Section 1, Chapter  
8 190, O.S.L. 2012 (19 O.S. Supp. 2020, Section 321),  
9 which relates to county commissioner districts;  
10 modifying date of specific reapportionment  
11 completion; updating statutory language; and  
12 declaring an emergency.

13 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

14 SECTION 1. AMENDATORY 19 O.S. 2011, Section 321, as  
15 amended by Section 1, Chapter 190, O.S.L. 2012 (19 O.S. Supp. 2020,  
16 Section 321), is amended to read as follows:

17 Section 321. A. Each county shall be divided by the board of  
18 county commissioners into three (3) compact districts, as equal in  
19 population as practicable and numbered respectively one, two, and  
20 three. One commissioner shall be elected from each of ~~said~~ the  
21 districts by the voters of the district, as provided for by law.

22 B. 1. Each county shall be reapportioned by the board of  
23 county commissioners on or before October 1 following the final  
24 official publication of the Federal Decennial Census to ~~the State of~~  
~~Oklahoma~~ this state for the purposes of legislative redistricting.

1 Provided, for purposes of the 2021 reapportionment of counties, each  
2 county shall be reapportioned by the board of county commissioners  
3 on or before November 30, 2021, following the final official  
4 publication of the Federal Decennial Census to this state for the  
5 purposes of legislative redistricting. The reapportionment shall be  
6 recorded in a resolution adopted by the commissioners. The  
7 resolution shall include an effective date for the reapportioned  
8 county commissioner districts. The effective date shall be January  
9 1 of the following year.

10       2. Beginning with the reapportionment following the 1990  
11 Federal Decennial Census, all boundaries of county commissioner  
12 districts shall follow clearly visible, definable and observable  
13 physical boundaries which are based upon criteria established and  
14 recognized by the Bureau of the Census of the United States  
15 Department of Commerce for purposes of defining census blocks for  
16 its decennial census.

17       3. If the commissioners fail to reapportion the county as  
18 required by this subsection, the commissioners shall be subject to  
19 the provisions of Sections 91 through 105 of Title 51 of the  
20 Oklahoma Statutes and it shall be the duty of the county excise  
21 board to perform the reapportionment.

22       C. There is hereby established a depository for county  
23 commissioner district boundary maps and reapportionment resolutions  
24

within the Office of Geographic Information within the Oklahoma  
Conservation Commission.

SECTION 2. It being immediately necessary for the preservation of the public peace, health or safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

Passed the Senate the 4th day of March, 2021.

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Presiding Officer of the Senate

Passed the House of Representatives the \_\_\_\_ day of \_\_\_\_\_,  
2021.

Presiding Officer of the House  
of Representatives