

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 58th Legislature (2021)

4 ENGROSSED SENATE
5 BILL NO. 728

By: Paxton of the Senate

and

Martinez of the House

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

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

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

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

1 B. 1. Each county shall be reapportioned by the board of
2 county commissioners on or before October 1 following the final
3 official publication of the Federal Decennial Census to ~~the State of~~
4 ~~Oklahoma~~ this state for the purposes of legislative redistricting.
5 Provided, for purposes of the 2021 reapportionment of counties, each
6 county shall be reapportioned by the board of county commissioners
7 on or before November 30, 2021, following the final official
8 publication of the Federal Decennial Census to this state for the
9 purposes of legislative redistricting. The reapportionment shall be
10 recorded in a resolution adopted by the commissioners. The
11 resolution shall include an effective date for the reapportioned
12 county commissioner districts. The effective date shall be January
13 1 of the following year.

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

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

3 C. There is hereby established a depository for county
4 commissioner district boundary maps and reapportionment resolutions
5 within the Office of Geographic Information within the Oklahoma
6 Conservation Commission.

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

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12 COMMITTEE REPORT BY: COMMITTEE ON COUNTY AND MUNICIPAL GOVERNMENT,
13 dated 04/05/2021 - DO PASS.

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