

An Act

ENROLLED SENATE
BILL NO. 728

By: Paxton of the Senate

and

Martinez of the House

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

SUBJECT: Reapportionment of county commissioner districts

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

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

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

B. 1. Each county shall be reapportioned by the board of county commissioners on or before October 1 following the final official publication of the Federal Decennial Census to ~~the State of Oklahoma~~ this state for the purposes of legislative redistricting. Provided, for purposes of the 2021 reapportionment of counties, each county shall be reapportioned by the board of county commissioners

on or before November 30, 2021, following the final official publication of the Federal Decennial Census to this state for the purposes of legislative redistricting. The reapportionment shall be recorded in a resolution adopted by the commissioners. The resolution shall include an effective date for the reapportioned county commissioner districts. The effective date shall be January 1 of the following year.

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

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

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

Presiding Officer of the Senate

Passed the House of Representatives the 22nd day of April, 2021.

Presiding Officer of the House
of Representatives

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this _____

day of _____, 20_____, at _____ o'clock _____ M.

By: _____

Approved by the Governor of the State of Oklahoma this _____

day of _____, 20_____, at _____ o'clock _____ M.

Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this _____

day of _____, 20_____, at _____ o'clock _____ M.

By: _____