

Senate Joint Resolution 12

Sponsored by Senator FERRIOLI (Pre-session filed.)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Proposes amendment to Oregon Constitution establishing independent redistricting commission to adopt redistricting plans for state Senate, state House of Representatives and United States House of Representatives.

Refers proposed amendment to people for their approval or rejection at next regular general election.

JOINT RESOLUTION

Be It Resolved by the Legislative Assembly of the State of Oregon:

PARAGRAPH 1. The Constitution of the State of Oregon is amended by repealing sections 6 and 7, Article IV, and by adopting the following new section 6 in lieu thereof:

SECTION 6. (1) The year 2021, and every 10th year thereafter, shall be a reapportionment year.

(2)(a) On or before May 1 of each reapportionment year, and wherever required thereafter by court order, a reapportionment commission shall be constituted.

(b) The commission shall consist of nine members:

(A) The President of the Senate and the Speaker of the House of Representatives shall each select two members.

(B) Members of the Senate belonging to the party or parties different from that of the President of the Senate shall designate one of their number to select two members of the commission.

(C) Members of the House of Representatives belonging to the party or parties different from that of the Speaker of the House of Representatives shall designate one of their number to select two members of the commission.

(D) One member shall be selected as described in paragraph (c) of this subsection.

(c)(A) The selecting authorities described in subparagraphs (A) to (C) of paragraph (b) of this subsection shall promptly certify the eight selected members to the Secretary of State.

(B) Within 30 days of certification, the eight certified members shall select, by a vote of six members, and promptly certify to the chief election officer, the ninth member who shall serve as chairperson of the commission.

(d) The Secretary of State shall be the secretary of the commission, and shall, under the direction of the commission, furnish all necessary technical services to the commission. The secretary of the commission is not a member of the commission and may not vote on matters before the commission.

(e) The Legislative Assembly shall appropriate funds to enable the commission to carry out its duties.

NOTE: Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted. New sections are in **boldfaced** type.

1 **(f) The commission shall act by a majority vote of its membership and shall establish its**
2 **own procedures, except where provided by law.**

3 **(3) If a vacancy occurs on the commission or a council, the initial selecting authority**
4 **shall fill the vacancy within 15 days. The Supreme Court shall promptly fill a commission**
5 **or council vacancy not filled within 15 days.**

6 **(4)(a) At the time of the commission member selections, the four selecting authorities**
7 **described in subparagraphs (A) to (C) of paragraph (b) of subsection (2) of this section shall**
8 **each select one resident of each congressional district to serve on an apportionment advisory**
9 **council for that congressional district.**

10 **(b) The advisory councils shall remain in existence during the life of the commission and**
11 **shall serve in an advisory capacity to the commission for matters affecting the council's**
12 **congressional district.**

13 **(5) Within 150 days after the commission members' certification, the commission shall**
14 **file with the Secretary of State a reapportionment plan for the Legislative Assembly and a**
15 **reapportionment plan for the United States congressional districts. The reapportionment**
16 **plans shall become law after publication as required by law.**

17 **(6)(a) Members of the commission shall hold office until the later effective date of the**
18 **reapportionment plans described in subsection (5) of this section or until such time as may**
19 **be provided by law.**

20 **(b) A member of the commission or an advisory council is not eligible to become a candi-**
21 **date for election to the Legislative Assembly or to the United States House of Represent-**
22 **atives in either of the first two elections following the effective date of the applicable**
23 **reapportionment plan.**

24 **(c) Commission and council members shall be compensated and reimbursed for their**
25 **necessary expenses as provided by law.**

26 **(7)(a) The reapportionment plan for the Legislative Assembly shall provide for a mini-**
27 **imum of two senators and three representatives to represent each congressional district.**

28 **(b) Any congressional district not originally allocated the minimum number of senators**
29 **or representatives required by paragraph (a) of this subsection shall be augmented to attain**
30 **such minimums, which, notwithstanding the provisions of section 2 of this Article, shall be**
31 **added to the number of seats in the appropriate house of the Legislative Assembly until the**
32 **next reapportionment.**

33 **(c) The members of the Legislative Assembly of any congressional district augmented as**
34 **described in paragraph (b) of this subsection shall exercise a fractional vote wherein the**
35 **numerator is the number initially allocated and the denominator is the minimum above**
36 **specified.**

37 **(8)(a) Upon the determination of the total number of members of each house of the**
38 **Legislative Assembly to which each congressional district is entitled, the commission shall:**

39 **(A) Apportion the members among the districts; and**

40 **(B) Redraw district lines for each house of the Legislative Assembly where necessary so**
41 **that the average number of permanent residents per member in each district is as nearly**
42 **equal to the average for the congressional district as practicable.**

43 **(b) The commission shall redraw the district lines for the Legislative Assembly according**
44 **to the following criteria:**

45 **(A) No district shall extend beyond the boundaries of any congressional district.**

1 (B) No district shall be so drawn as to unduly favor a person or political faction.

2 (C) Districts shall be contiguous.

3 (D) Insofar as practicable, districts shall be compact.

4 (E) Where possible, district lines shall follow permanent and easily recognized features,
5 such as streets, streams and clear geographical features.

6 (F) Where practicable, district lines shall coincide with census tract boundaries.

7 (G) Where practicable, representative districts shall be wholly included within senatorial
8 districts.

9 (H) No district shall be allocated more than four members of the Legislative Assembly.

10 (I) Where practicable, an area will not be submerged in a larger area with a
11 predominance of substantially different socioeconomic interests.

12 (9) At such times as may be required by this Article and as may be required by federal
13 law, the commission shall redraw congressional district lines for the districts from which the
14 members of the United States House of Representatives allocated to this state by the United
15 States Congress are elected.

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17 **PARAGRAPH 2.** The amendment proposed by this resolution shall be submitted to the
18 people for their approval or rejection at the next regular general election held throughout
19 this state.

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