

HOUSE COMMITTEE OF REFERENCE REPORT

March 4, 2021

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Chair of Committee

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Date

Committee on State, Civic, Military, & Veterans Affairs.

After consideration on the merits, the Committee recommends the following:

HB21-1047 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

- 1 Amend printed bill, page 4, line 18, strike "21-\_\_\_\_," and substitute  
2 "21-1047,".
- 3 Page 4, line 23, strike "maps" and substitute "plans".
- 4 Page 4, line 24, strike "judicial review,".
- 5 Page 5, line 13, strike "COUNTY." and substitute "COUNTY, AT THE TIME  
6 SUCH DISTRICT BOUNDARIES ARE ADOPTED.".
- 7 Page 6, line 2, strike "BY A PANEL OF JUDGES".
- 8 Page 6, line 13, strike "COUNTY." and substitute "COUNTY, AT THE TIME  
9 SUCH DISTRICT BOUNDARIES ARE ADOPTED.".
- 10 Page 7, lines 6 and 7, strike "APPROVED BY A PANEL OF JUDGES".
- 11 Page 7, line 20, strike "COUNTY." and substitute "COUNTY, AT THE TIME  
12 SUCH DISTRICT BOUNDARIES ARE ADOPTED.".
- 13 Page 7, line 24, strike "APPROVED BY A PANEL OF JUDGES".
- 14 Page 8, line 3, strike "APPROVED BY A PANEL OF JUDGES".  
15 "Page 8 of the printed bill, after line 7 insert:



1           "(a) "ADVISORY COMMITTEE" MEANS A GROUP OF PERSONS WHO  
2 ARE NOT NONPARTISAN STAFF OF THE COUNTY WHO ARE ASSIGNED TO  
3 ASSIST THE COMMISSION BY THE BOARD OF COUNTY COMMISSIONERS. THE  
4 BOARD OF COUNTY COMMISSIONERS MAY DELEGATE ANY FUNCTIONS BUT  
5 THE FINAL ADOPTION OF A PLAN TO THE ADVISORY COMMITTEE. THE  
6 ADVISORY COMMITTEE MUST BE COMPOSED OF AN EQUAL NUMBER OF  
7 MEMBERS WHO ARE AFFILIATED WITH THE STATE'S LARGEST POLITICAL  
8 PARTY, AFFILIATED WITH THE STATE'S SECOND LARGEST POLITICAL PARTY,  
9 AND NOT AFFILIATED WITH ANY POLITICAL PARTY. FOR PURPOSES OF THIS  
10 SUBSECTION (6)(a), THE STATE'S TWO LARGEST POLITICAL PARTIES SHALL  
11 BE DETERMINED BY THE NUMBER OF REGISTERED ELECTORS AFFILIATED  
12 WITH EACH POLITICAL PARTY IN THE STATE ACCORDING TO VOTER  
13 REGISTRATION DATA PUBLISHED BY THE SECRETARY OF STATE FOR THE  
14 EARLIEST DAY IN JANUARY OF THE REDISTRICTING YEAR FOR WHICH SUCH  
15 DATA IS PUBLISHED."

16 Reletter succeeding paragraphs accordingly."

17 Page 2 of the report, strike lines 4 through 6.

18 Page 2 of the report, strike lines 9 through 13 and substitute:

19 "Page 11 of the bill, line 14, strike "STAFF" and substitute "STAFF OR THE  
20 ADVISORY COMMITTEE".

21 Page 9, strike lines 12 through 14 and substitute:

22           "(d) "PLAN" MEANS A DEPICTION OF THE BOUNDARIES OF COUNTY  
23 COMMISSIONER DISTRICTS."

24

25 Page 11, lines 9 and 10, strike "APPROVED BY A PANEL OF JUDGES".

26 Page 11, line 13, after "STAFF" insert "OR AN ADVISORY COMMITTEE".

27

28 Page 11, line 14, after "COMMISSION." insert "THE BOARD OF COUNTY  
29 COMMISSIONERS MAY DELEGATE ANY FUNCTIONS BUT THE FINAL  
30 ADOPTION OF A PLAN TO THE ADVISORY COMMITTEE. FOR PURPOSES OF  
31 THIS SECTION AND SECTIONS 30-10-306.3 AND 30-10-306.4, ANY SUCH

- 1 ADVISORY COMMITTEE SHALL BE CONSIDERED STAFF."
- 2 Page 11, line 25, strike "MAPS" and substitute "PLANS".
- 3 Page 12, lines 2 and 3, strike "HEARINGS HELD THROUGHOUT THE  
4 COUNTY." and substitute "HEARINGS. IF THE HEARINGS ARE HELD IN  
5 PERSON, EACH HEARING MUST BE HELD IN A DIFFERENT THIRD OF THE  
6 COUNTY. IF THE HEARINGS ARE HELD ELECTRONICALLY, THE BOARD OF  
7 COUNTY COMMISSIONERS SHALL EITHER SOLICIT FEEDBACK FROM THE  
8 WHOLE COUNTY FOR EACH HEARING OR SOLICIT FEEDBACK FROM A  
9 DIFFERENT THIRD OF THE COUNTY FOR EACH HEARING."
- 10 Page 12, line 6, strike "MAP" and substitute "PLAN" and strike "HELD," and  
11 substitute "HELD."
- 12 Page 12, strike lines 7 and 8.
- 13 Page 12, line 9, strike "WHOSE FEEDBACK HAS NOT YET BEEN SOLICITED."
- 14 Page 12, line 12, strike "TWO-THIRDS" and substitute "A MAJORITY".
- 15 Page 12, line 13, strike "BY RULE".
- 16 Page 12, line 16, strike "MAPS" and substitute "PLANS".
- 17 Page 12 of the bill, line 21, after "STAFF" insert "OR AN ADVISORY  
18 COMMITTEE".
- 19 Page 12 of the bill, line 26, strike "COMMISSION OR" and substitute  
20 "COMMISSION, ADVISORY COMMITTEE, OR".
- 21 Page 13, line 7, strike "MAPS," and substitute "PLANS,".
- 22 Page 13, line 9, strike "REGIONAL".
- 23 Page 13 of the bill, line 23, after "STAFF" insert "OR ANY MEMBERS OF THE  
24 ADVISORY COMMITTEE".
- 25 Page 14 of the bill, line 1, strike "ANYONE" and substitute "ANYONE,  
26 INCLUDING ANY MEMBERS OF THE ADVISORY COMMITTEE,".



1 Page 14 of the bill, line 2, after "MEMBERS." insert "LIKEWISE, EXCEPT  
2 FOR PUBLIC INPUT AND COMMENT, MEMBERS OF THE ADVISORY  
3 COMMITTEE SHALL NOT HAVE ANY COMMUNICATIONS ABOUT THE  
4 CONTENT OR DEVELOPMENT OF ANY PLAN OUTSIDE OF PUBLIC HEARINGS  
5 WITH ANYONE, INCLUDING STAFF, EXCEPT OTHER MEMBERS OF THE  
6 ADVISORY COMMITTEE. COMMUNICATIONS ABOUT THE CONTENT OR  
7 DEVELOPMENT OF ANY PLAN INCLUDE COMMUNICATIONS ABOUT HOW  
8 PLANS WILL BE DRAWN TO SATISFY THE CRITERIA IN SECTION 30-10-306.3,  
9 SPECIFIC PARAMETERS RELATED TO THE INTERPRETATION OF THE CRITERIA  
10 IN SECTION 30-10-306.3, AND REQUESTS FOR THE DRAWING OF  
11 ADDITIONAL PLANS." and after "STAFF" insert "OR MEMBERS OF THE  
12 ADVISORY COMMITTEE".

13 Page 14 of the bill, line 3, after "STAFF'S" insert "OR ADVISORY  
14 COMMITTEE'S".

15 Page 14 of the bill, line 6, after "COMMISSION" insert "OR ADVISORY  
16 COMMITTEE". IN THE CASE OF A COMMISSION THAT IS COMPOSED OF THE  
17 BOARD OF COUNTY COMMISSIONERS, ADMINISTRATIVE STAFF OF THE  
18 COUNTY,".

19 Page 14 of the bill, line 8, after the period add "LIKEWISE, ONE OR MORE  
20 MEMBERS OF THE ADVISORY COMMITTEE MAY BE DESIGNATED TO  
21 COMMUNICATE WITH MEMBERS OF THE COMMISSION OR STAFF REGARDING  
22 ADMINISTRATIVE MATTERS, THE DEFINITION AND SCOPE OF WHICH SHALL  
23 BE DETERMINED BY THE COMMISSION. ANY COMMUNICATION THAT  
24 OCCURS OUTSIDE OF A PUBLIC MEETING OR HEARING OF THE COMMISSION  
25 BETWEEN STAFF AND A MEMBER OF THE ADVISORY COMMITTEE, BEYOND  
26 THOSE ALLOWED BY THIS SUBSECTION (4)(b)(I)(D), MUST BE  
27 DOCUMENTED AND MADE A PART OF THE PUBLIC RECORD."

28 Page 14, strike lines 9 through 14 and substitute:

29 "(E) IF A MEMBER PARTICIPATES IN A COMMUNICATION  
30 PROHIBITED BY THIS SECTION, THE COMMUNICATION AND ANY  
31 COMPLAINTS ASSOCIATED WITH IT MUST BE MADE PART OF THE PUBLIC  
32 RECORD AND DOCUMENTED ON THE WEBSITE."

33 Page 14 of the bill, line 15, after the second "COMMISSION," insert "THE  
34 ADVISORY COMMITTEE, EACH MEMBER OF THE ADVISORY COMMITTEE,".



- 1 Page 14, line 18, strike "MAPS" and substitute "PLANS".
- 2 Page 14 of the bill, line 20, strike "STAFF" and substitute "STAFF,  
3 MEMBERS OF THE ADVISORY COMMITTEE, AND BETWEEN STAFF AND THE  
4 ADVISORY COMMITTEE".
- 5 Page 14, line 21, strike "SUBMITTED TO THE JUDICIAL PANEL." and  
6 substitute "ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS.".
- 7 Page 14, line 24, after "COMMISSION," insert "TO THE ADVISORY  
8 COMMITTEE, TO ONE OR MORE MEMBERS OF THE ADVISORY COMMITTEE,"  
9 and strike "MAP," and substitute "PLAN,".
- 10 Page 14, line 25, strike "MAP," and substitute "PLAN,".
- 11 Page 15, line 24, strike "COUNTY;" and substitute "COUNTY, AT THE TIME  
12 SUCH DISTRICT BOUNDARIES ARE ADOPTED;".
- 13 Page 16, line 10, after "EXTENT" insert "REASONABLY".
- 14 Page 16, line 16, strike "MAPS." and substitute "PLANS.".
- 15 Page 16, line 17, strike "OR WHEN STAFF".
- 16 Page 16, strike line 18.
- 17 Page 16, line 19, strike "PLAN AS PROVIDED IN SECTION 30-10-306.4," and  
18 after "STAFF" insert "OR ADVISORY COMMITTEE".
- 19 Page 17, line 6, strike "MAP" and substitute "PLAN".
- 20 Page 17, lines 7 and 8, strike "COMMISSION, OR GIVEN EFFECT BY THE  
21 JUDICIAL PANEL" and substitute "COMMISSION".
- 22 Page 17, line 8, strike "MAP:" and substitute "PLAN:".
- 23 Page 17, line 18, strike "plans - judicial panel review." and substitute  
24 "plans.".
- 25 Page 17, lines 20 and 21, strike "JUDICIAL PANEL ESTABLISHED PURSUANT  
26 TO SUBSECTION (2) OF THIS SECTION SHALL APPROVE" and substitute



- 1 "BOARD OF COUNTY COMMISSIONERS SHALL ADOPT".
- 2 Page 17 of the bill, line 27, after "STAFF" insert "AND AN ADVISORY  
3 COMMITTEE".
- 4 Page 18, line 1, strike "ACQUISTION" and substitute "ACQUISITION".
- 5 Page 18 of the bill, line 7, after "STAFF" insert "OR AN ADVISORY  
6 COMMITTEE".
- 7 Page 18, line 9, strike "THE PLAN" and substitute "NOT LESS THAN THREE  
8 PLANS".
- 9 Page 18, line 10, after "STAFF" insert "OR AN ADVISORY COMMITTEE" and  
10 strike "TO BE KNOWN AS THE "PRELIMINARY PLAN"".
- 11 Page 18 of the bill, line 12, after "STAFF" insert "OR AN ADVISORY  
12 COMMITTEE".
- 13 Page 18, line 13, strike "PRELIMINARY PLANS," and substitute "PLAN,".
- 14 Page 18, line 15, after the period add "STAFF AND THE ADVISORY  
15 COMMITTEE SHALL KEEP EACH PLAN CONFIDENTIAL UNTIL IT IS PUBLISHED  
16 ONLINE OR BY A COMPARABLE MEANS OF COMMUNICATING WITH THE  
17 PUBLIC USING GENERALLY AVAILABLE TECHNOLOGIES. THE COMMISSION  
18 MAY PROVIDE DIRECTION FOR THE DEVELOPMENT OF THESE PLANS  
19 THROUGH THE ADOPTION OF STANDARDS, GUIDELINES, OR  
20 METHODOLOGIES TO WHICH STAFF AND THE ADVISORY COMMITTEE SHALL  
21 ADHERE, INCLUDING STANDARDS, GUIDELINES, OR METHODOLOGIES TO BE  
22 USED TO EVALUATE A PLAN'S COMPETITIVENESS, CONSISTENT WITH  
23 SECTION 30-10-306.3 (3)(d).".
- 24 Page 18, line 17, strike "PRELIMINARY PLAN." and substitute "PLANS." and  
25 strike "THE FIRST".
- 26 Page 18, line 18, strike "HEARING" and substitute "HEARINGS" and strike  
27 "PRELIMINARY PLAN IS" and substitute "PLANS ARE" and after "STAFF"  
28 insert "OR AN ADVISORY COMMITTEE".
- 29 Page 18, line 19, strike "PLAN WAS" and substitute "PLANS WERE" and  
30 strike "PLAN ADDRESSES" and substitute "PLANS ADDRESS".



- 1 Page 18, lines 20 and 21, strike "PLAN COMPLIES" and substitute "PLANS
- 2 COMPLY".
- 3 Page 18, line 22, strike "PRELIMINARY PLAN," and substitute "PLANS,".
- 4 Page 18, strike lines 24 through 26, and substitute "SOLICITS FEEDBACK
- 5 FROM THE COUNTY;".
- 6 Page 18, strike line 27.
- 7 Page 19, strike lines 1 through 14.
- 8 Reletter succeeding paragraphs accordingly.
- 9 Page 19 of the bill, line 16, after "STAFF" insert "OR AN ADVISORY
- 10 COMMITTEE".
- 11 Page 19, line 20, strike "COMMISSION AND THE" and substitute
- 12 "COMMISSION.".
- 13 Page 19, strike lines 21 through 27.
- 14 Strike page 20.
- 15 Page 21, strike lines 1 through 16.
- 16 Page 21, line 17, strike "(3) (a)" and substitute "(2)".
- 17 Renumber succeeding subsections accordingly.
- 18 Page 21, lines 20 and 21, strike "THE JUDICIAL PANEL ESTABLISHED
- 19 PURSUANT TO SUBSECTION (2) OF THIS SECTION" and substitute "THE
- 20 BOARD OF COUNTY COMMISSIONERS".
- 21 Page 21, strike lines 24 through 27.
- 22 Page 22, strike lines 1 through 8.
- 23 Page 22, lines 10 and 11, strike "PLAN PRIOR TO THEIR SUBMISSION TO THE
- 24 JUDICIAL PANEL." and substitute "PLAN.".



- 1 Page 22, line 12, strike "SUBMISSION" and substitute "ADOPTION".
- 2 Page 22, lines 12 and 13, strike "THE JUDICIAL PANEL TO THE BOARD OF  
3 COUNTY COMMISSIONERS," and substitute "THE COMMISSION,".
- 4 Page 22, lines 22 and 23, strike "THE JUDICIAL PANEL APPROVED".
- 5 Page 22, line 24, after "DISTRICTS" insert "WAS ADOPTED".
- 6 Page 24 of the bill, line 16, after "MANY" insert "ACTIVE ELIGIBLE".

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