

House Bill 2250

Sponsored by Representative FRAGALA, Senator MANNING JR; Representatives ANDERSEN, CHOTZEN, MCDONALD, NELSON, NOSSE, Senators FREDERICK, PHAM K, PROZANSKI (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**. The statement includes a measure digest written in compliance with applicable readability standards.

Digest: The Act would have the state use the last known address of adults in custody, if available, to create some voting districts. (Flesch Readability Score: 65.2).

Directs the Department of Corrections to determine the last-known address of adults in custody, if the address is readily known or available to an adult in custody, and submit information to the Portland State University Population Research Center. Directs the center to adjust the population data reported in the federal decennial census to reflect the residence status of adults in custody before incarceration.

Requires the Legislative Assembly or Secretary of State, whichever is applicable, to reapportion the state into legislative districts based on the adjusted population data. Requires use of the adjusted population data to apportion county or municipal boundaries.

A BILL FOR AN ACT

1
2 Relating to redistricting.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1. (1) As used in this section:**

5 (a) **“Adult in custody” means a person committed to the physical and legal custody of the**
6 **Department of Corrections.**

7 (b) **“County of residence” means the Oregon county in which an adult in custody resided**
8 **before incarceration with the department, if any.**

9 (2) **The department shall maintain an electronic filing system to record the following**
10 **demographic information for each adult in custody serving a sentence imposed by a court in**
11 **this state:**

12 (a) **Name.**

13 (b) **Date of birth.**

14 (c) **Race and ethnicity.**

15 (d) **County of residence, if readily known to the adult in custody or the department.**

16 (3) **On or before January 1 of the year following the federal decennial census, the de-**
17 **partment shall report to the Portland State University Population Research Center the de-**
18 **mographic information described in subsection (2) of this section as of April 1 of the year for**
19 **which the federal decennial census counts population.**

20 (4) **Upon publication of the federal decennial redistricting data for this state by the**
21 **United States Census Bureau, the center shall, for the purposes described in subsections (6)**
22 **and (7) of this section, adjust the data by applying the demographic information received**
23 **under subsection (3) of this section as follows:**

24 (a) **For each adult in custody whose county of residence is readily known:**

25 (A) **Determine the geographic units for which population counts are reported in the fed-**

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 eral decennial redistricting data that contain the address of the facility of incarceration and
2 the address of the office of the county clerk in the county of residence for the adult in cus-
3 tody;

4 (B) Modify all relevant population counts reported in the federal decennial redistricting
5 data as if the adult in custody had resided at the office of the county clerk in the county of
6 residence on the date of the federal decennial census; and

7 (C) Remove the adult in custody from any population count reported in the federal
8 decennial redistricting data for the geographic units that include the facility of incarceration.

9 (b) For each adult in custody whose county of residence is not readily known, the center
10 may not undertake the modification or removal actions described in paragraph (a) of this
11 subsection.

12 (5) Not later than 10 days after the United States Census Bureau publishes the federal
13 decennial redistricting data for this state, the center shall provide the adjusted population
14 data described under subsection (4) of this section to a committee or interim committee of
15 the Legislative Assembly related to redistricting.

16 (6) The adjusted population data provided to the Legislative Assembly under subsection
17 (5) of this section shall be the population data used by the Legislative Assembly or the Sec-
18 retary of State, whichever is applicable, when apportioning this state into congressional and
19 legislative districts.

20 (7) The adjusted population data provided to the Legislative Assembly under subsection
21 (5) of this section shall be the population data used to apportion boundaries for each public
22 body, as defined in ORS 174.109, in this state.

23 (8) The adjusted population data provided to the Legislative Assembly under subsection
24 (5) of this section shall be used only to apportion this state into congressional and legislative
25 districts and to apportion boundaries for public bodies, and may not be used for any other
26 purpose.

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