

HOUSE OF REPRESENTATIVES

KENTUCKY GENERAL ASSEMBLY AMENDMENT FORM
2022 REGULAR SESSION
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Amend printed copy of **SB 2/GA**

On page 1, line 3, and continuing through page 76, line 4, delete all text in its entirety and insert in lieu thereof the following:

"➔SECTION 1. A NEW SECTION OF KRS CHAPTER 5 IS CREATED TO READ AS FOLLOWS:

As used in Sections 1 to 4 of this Act:

(1) "Commission" means the Legislative Advisory Reapportionment and Redistricting Commission created in Section 2 of this Act;

(2) "Population" means the most recent United States Census data collected under Pub. L. No. 94-171;

(3) "Reapportionment" means the division of a given number of elected seats among established political subdivisions in accordance with an existing plan or formula; and

(4) "Redistricting" means the drawing of boundary lines for election districts in order to achieve equal population among the election districts.

➔SECTION 2. A NEW SECTION OF KRS CHAPTER 5 IS CREATED TO READ AS FOLLOWS:

(1) The Legislative Advisory Reapportionment and Redistricting Commission is hereby created and shall consist of twelve (12) members, who shall be appointed as follows:

(a) Three (3) members by the President of the Senate;

Amendment No. HFA

Rep. Rep. Joni L. Jenkins

Committee Amendment _____

Signed: _____

Floor Amendment _____

LRC Drafter: _____

Adopted: _____

Date: _____

Rejected: _____

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- (b) Three (3) members by the Speaker of the House of Representatives;
- (c) Three (3) members by the Minority Leadership in the Senate; and
- (d) Three (3) members by the Minority Leadership in the House of Representatives.
- (2) Members of the commission shall first be appointed no later than July 1, 2022, and thereafter members shall be appointed decennially no later than July 1 of each decennial year. The appointing authority of each commission member as established in subsection (1) of this section shall fill any vacancy.
- (3) The commission shall be attached to the Legislative Research Commission for administrative and budgetary purposes.
- (4) Members of the commission shall receive per diem compensation as determined by the Legislative Research Commission.
- (5) Co-chairs shall be appointed by the President of the Senate and the Speaker of the House of Representatives.
- (6) The commission shall have the authority to:
- (a) Contract for such expert services as may be necessary to carry out its duties;
 - (b) With approval of the Legislative Research Commission, hold public hearings in any town in the Commonwealth to obtain information relevant to reapportionment and redistricting by the General Assembly. Public hearings for all other apportionment and redistricting duties shall be held in the state capital; and
 - (c) Hire administrative staff to assist in its duties.
- (7) A majority of the commission shall constitute a quorum, and a majority of a quorum shall be sufficient to take action. A meeting shall not be held by the commission without notice to all members thereof.
- (8) All records of the commission shall be considered open records pursuant to KRS 61.870 to 61.884, and all records and other information generated by the commission shall be

made available to the public on the Web site established under KRS 7.505.

(9) All meetings of the commission shall be considered open meetings pursuant to KRS 61.805 to 61.850.

➔SECTION 3. A NEW SECTION OF KRS CHAPTER 5 IS CREATED TO READ AS FOLLOWS:

(1) The duties of the commission shall include the development of a proposal for the reapportionment and redistricting of state legislative districts and United States congressional districts within this state. The commission shall also be responsible for developing a proposal for reapportionment and redistricting of the judicial districts in the Commonwealth when called upon to do so.

(2) The commission shall reapportion and redistrict districts based on population and shall divide the state into:

(a) State legislative districts composed of thirty-eight (38) senatorial districts and one hundred (100) representative districts;

(b) United States congressional districts based on the number of representatives allocated to the Commonwealth; and

(c) Seven (7) Supreme Court districts.

(3) The standard for creating districts for the election of members to the General Assembly shall be in accordance with Section 33 of the Constitution of Kentucky and consistent with the following policies insofar as practicable:

(a) To form representative and senatorial districts with minimum percentages of deviation;

(b) To preserve existing political subdivision lines;

(c) To recognize and maintain patterns of geography, social interaction, trade, political ties, and common interest;

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- (d) To create compact districts; and
- (e) To consider incumbencies.
- (4) The standard for creating districts for the election of members to the United States Congress shall be in accordance with Article 1, Section 2, of the United States Constitution, Section 2 of the Voting Rights Act of 1965, and 42 U.S.C. secs. 1973 to 1973q. and consistent with the following policies insofar as practicable:
- (a) To form congressional districts with minimum percentages of deviation to reflect the concept of "one person one vote";
- (b) To create districts composed of contiguous geography;
- (c) To preserve communities of interest where such efforts do not violate other stated criteria;
- (d) To use counties as district building blocks where possible, and to the extent consistent with other aspects of these criteria, recognizing that some counties may of necessity be split in order to achieve stated equality of population goals;
- (e) To preserve cores of existing districts where such efforts are consistent with and do not violate the other stated criteria; and
- (f) To create compact districts.
- (5) The standard for creating districts for the election of members to the Supreme Court of Kentucky and the Kentucky Court of Appeals shall be in accordance with Section 110 of the Constitution of Kentucky.
- (6) The standard for creating districts for the election of members to the Circuit Courts and District Courts of Kentucky shall be in accordance with Sections 112 and 113 of the Constitution of Kentucky.

➔SECTION 4. A NEW SECTION OF KRS CHAPTER 5 IS CREATED TO READ AS FOLLOWS:

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- (1) On or before September 1 of the year following the decennial census, the commission shall prepare a tentative proposal based on population for the reapportionment and redistricting of:

 - (a) The House of Representatives into one hundred (100) districts;
 - (b) The Senate into thirty-eight (38) districts; and
 - (c) United States congressional districts as allocated to the Commonwealth.
- (2) The commission shall present the reapportionment and redistricting proposals as set forth in subsection (1) of this section to the Legislative Research Commission no later than the first Monday in November of the year following the decennial census.
- (3) The Legislative Research Commission shall refer the reapportionment and redistricting proposals to the Interim Joint Committee on State Government for its review and consideration of the reapportionment and redistricting proposals at its November meeting.
- (4) During the next Regular Session of the Kentucky General Assembly or during an Extraordinary Session following the review of the Interim Joint Committee on State Government, the General Assembly shall consider the commission's reapportionment and redistricting proposals for enactment into law.

→Section 5. Whereas ensuring all voices being heard is a vital part of the redistricting and legislative processes, an emergency is declared to exist, and this Act takes effect upon its passage and approval by the Governor or upon its otherwise becoming law."