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1 of Supervisors shall establish by ordinance a redistricting commission. The commission
2 shall be either advisory or independent. The commission shall ensure that, when
3 Supervisor district boundaries are redrawn, public input is effectively solicited and
4 considered, the Voting Rights Act and other laws are complied with, neighborhood and
5 community interests are considered, the interests of stakeholders are considered, and
6 the process is transparent.”

7
8 SECTION 2. Chapter 48 is added to Division 2 of Title 1 of the San Bernardino
9 County Code, to read:

10 CHAPTER 48: ADVISORY REDISTRICTING COMMISSION

11 Section:

12 12.4801 Establishment.

13 12.4802 Appointment of Members.

14 12.4803 Term of Office.

15 12.4804 Qualifications of Members.

16 12.4805 Officers.

17 12.4806 Stipend and Expenses.

18 12.4807 Meetings.

19 12.4808 Requirements of the Redistricting Advisory Commission.

20 12.4809 Duty and Authority of the Advisory Redistricting Commission.

21 12.4810 Removal from Office.

22
23 **12.4801 Establishment.**

24 Pursuant to the provisions of Section 606 of the County of San Bernardino
25 Charter and Chapter 9 (commencing with Section 23000) of Division 21 of the California
26 Elections Code, there is established an Advisory Redistricting Commission of the
27 County of San Bernardino.

28 **12.4802 Appointment of Members.**

1 The Advisory Redistricting Commission shall consist of seven members and five
2 alternate members. The Board of Supervisors shall appoint one member for each
3 supervisorial district, who has been recommended and nominated by the Supervisor
4 from that district. The Board of Supervisors shall appoint one alternate member for
5 each supervisorial district, who has been recommended and nominated by the
6 Supervisor from that district. Each appointment shall be approved by majority vote of
7 the Board of Supervisors.

8 Two members of the Advisory Redistricting Commission shall be appointed by
9 the Presiding Judge of the Superior Court of California, County of San Bernardino.
10 These two members may be retired judges from either the California courts or federal
11 courts located in California or other qualified individuals who meets the qualifications of
12 Section 12.4804. One of the two members appointed by the Presiding Judge of the
13 Superior Court of California, County of San Bernardino shall serve as Chair of the
14 Advisory Redistricting Commission. Should one or more of the two members appointed
15 by the Presiding Judge of the Superior Court of California, County of San Bernardino be
16 unable to serve on the Advisory Redistricting Commission, the Presiding Judge shall
17 appoint an alternate member.

18 **12.4803 Term of Office.**

19 The term of office for a member of the Advisory Redistricting Commission shall
20 end when the Board of Supervisors adopts a final redistricting plan and any legal or
21 administrative challenges to the Board of Supervisors adopted final redistricting plan are
22 resolved.

23 A new Advisory Redistricting Commission shall be appointed whenever the
24 supervisorial district boundaries must be redrawn by the Board of Supervisors.

25 **12.4804 Qualifications of Members.**

26 (a) A person shall not be appointed to serve on the Advisory Redistricting
27 Commission if the person is an elected County official or a family member, staff
28 member, or paid campaign staff of an elected County official. Family member means a

1 spouse, parent, sibling, child, or in-law. Spouse means a spouse or registered domestic
2 partner.

3 (b) Except for the retired judges, a member of the Advisory Redistricting
4 Commission must be a registered voter of the County.

5 (c) Except for the retired judges, a person shall not be appointed to serve on
6 the Advisory Redistricting Commission if any of the following applies:

7 (1) The person has served as a staff member of an elected official in
8 the past four years.

9 (2) The person has served in an elected office or campaigned for an
10 elected office in the past four years.

11 (3) The person has served as a member of a political party central
12 committee in the past four years.

13 (4) The person has contributed over \$500 per year to any candidate for
14 elective office in the past four years.

15 **12.4805 Officers.**

16 The officers of the Advisory Redistricting Commission shall be a Chairperson and
17 Vice-Chairperson. The Chairperson shall be one of the two individuals on the Advisory
18 Redistricting Commission selected by the Presiding Judge of the Superior Court of
19 California, County of San Bernardino. The Vice-Chairperson shall be elected by the
20 members of the Advisory Redistricting Commission.

21 **12.4806 Stipend and Expenses.**

22 (a) Members and alternates of the Advisory Redistricting Commission shall
23 receive a stipend of \$100.00 per meeting attended.

24 (b) Except as otherwise provided by federal, state or local regulations,
25 members of the Advisory Redistricting Commission members and alternates shall be
26 reimbursed for private automobile mileage incurred in attending all meetings at the
27 Internal Revenue Service allowable mileage reimbursement rate. All travel that is 20
28 miles or less round trip from a member's home shall not be reimbursed. If the round trip

exceeds 20 miles, then all mileage is reimbursable as provided herein.

12.4807 Meetings.

The Advisory Redistricting Commission shall hold its first meeting in May 2021. The meetings of the Advisory Redistricting Commission shall be public meetings. The meetings may be held in a virtual format, in person, or a combination of virtual and in person, as allowed by the Ralph M. Brown Act and state law.

Alternate members of the Advisory Redistricting Commission shall attend all meetings of the Advisory Redistricting Commission unless excused for good cause.

12.4808 Requirements of the Redistricting Advisory Commission.

(a) Each member of the Advisory Redistricting Commission shall be a designated individual in the County's Conflict of Interest Code for the Advisory Redistricting Commission pursuant to Article 3 (commencing with Section 87300) of Chapter 7 of Title 9 of the Government Code.

(b) The Advisory Redistricting Commission is subject to the Ralph M. Brown Act (Government Code sections 54950, et seq.) and the California Public Records Act (Government Code sections 6250, et seq.).

12.4809 Duty and Authority of the Advisory Redistricting Commission.

(a) The Advisory Redistricting Commission shall complete all of its duties in compliance with all State deadlines and in sufficient time for the Board of Supervisors to meet all State deadlines.

(b) The Advisory Redistricting Commission shall recommend to the Board of Supervisors a minimum of two possible maps containing the boundaries for all of the supervisorial districts.

(c) The Advisory Redistricting Commission shall follow all criteria set forth in State law.

(d) The recommended supervisorial district boundaries shall comply with the United States Constitution, the California Constitution, the federal Voting Rights Act of 1965 and California law.

(e) The recommended supervisorial district boundaries shall use the supervisorial district boundaries criteria set forth in State law, including Elections Code section 21500, subdivision (c).

(f) The Advisory Redistricting Commission shall not adopt a recommendation for the purpose of favoring or discriminating against a political party or an incumbent or political candidate.

12.4810 Removal from Office.

The Board of Supervisors may remove a member of the Advisory Redistricting Commission for good cause. Good cause is defined as a violation of any of the requirements of this chapter or failure to attend two meetings of the Advisory Redistricting Commission without good cause.

SECTION 3. The Board of Supervisors declares that it would have adopted this ordinance and each section, sentence, clause, phrase, or portion of it irrespective of the fact that any one or more sections, sentences, clauses, phrases, or portions of it are declared invalid or unconstitutional. If for any reason any portion of this ordinance is declared invalid or unconstitutional, then all other provisions of it shall remain valid and enforceable.

SECTION 4. This ordinance shall take effect 30 days from the date of adoption.

CURT HAGMAN, Chairman
Board of Supervisors

SIGNED AND CERTIFIED THAT A COPY
OF THIS DOCUMENT HAS BEEN DELIVERED
TO THE CHAIRMAN OF THE BOARD

LYNNA MONELL, Clerk of the
Board of Supervisors

1 STATE OF CALIFORNIA)
2) ss.
3 COUNTY OF SAN BERNARDINO)

4 I, LYNNA MONELL, Clerk of the Board of Supervisors of the County of San
5 Bernardino, State of California, hereby certify that at a regular meeting of the Board of
6 Supervisors of said County and State, held on the _____ day of _____, 2021,
7 at which meeting were present Supervisors: _____

8 and the Clerk, the foregoing ordinance was passed and adopted by the following vote,
9 to wit:

10 AYES: SUPERVISORS:

11 NOES: SUPERVISORS:

12 ABSENT: SUPERVISORS:

13 IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official
14 seal of the Board of Supervisors this ____ day of _____, 2021.

15 LYNNA MONELL, Clerk of the
16 Board of Supervisors of the
17 County of San Bernardino,
18 State of California

19 _____
20 Deputy

21 Approved as to Form:

22 MICHELLE D. BLAKEMORE
23 County Counsel

24 By: _____
25 JOLENA GRIDER
26 Deputy County Counsel

27 Date: _____
28