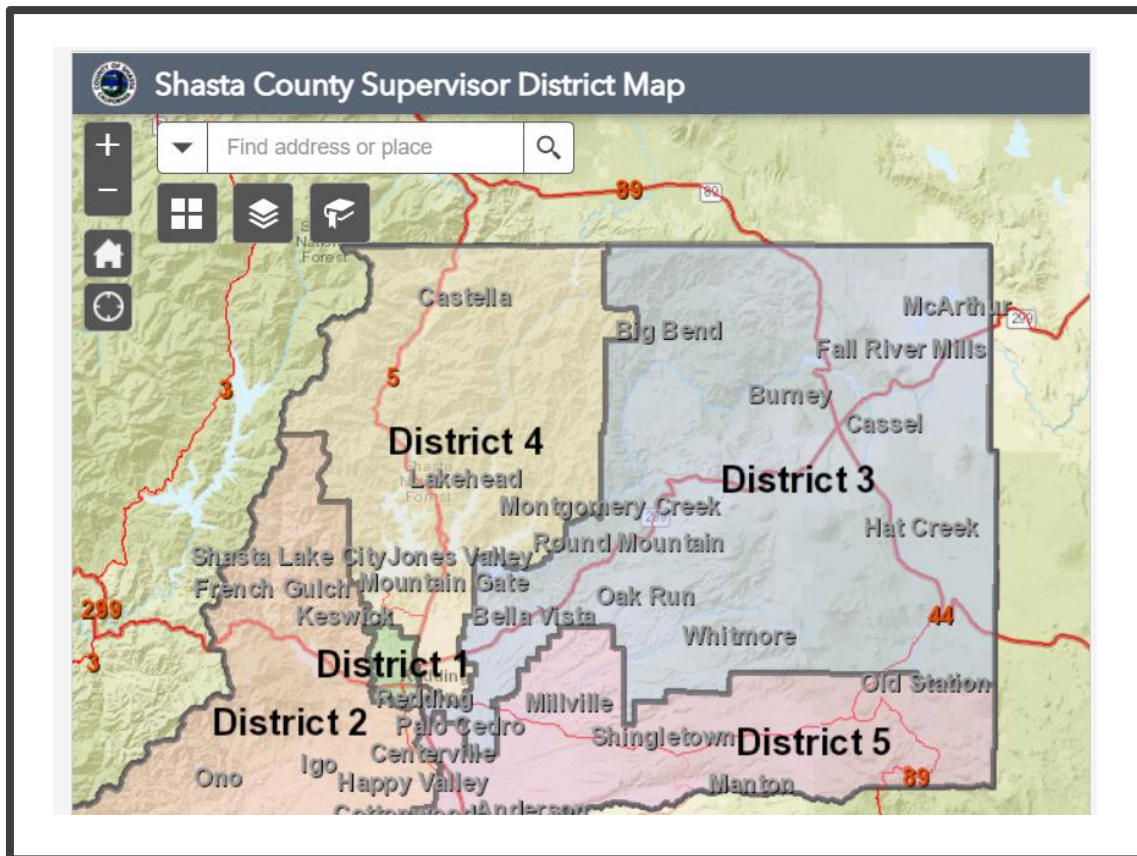

2021
REDISTRICTING
KICKOFF

CATHY DARLING ALLEN
COUNTY CLERK



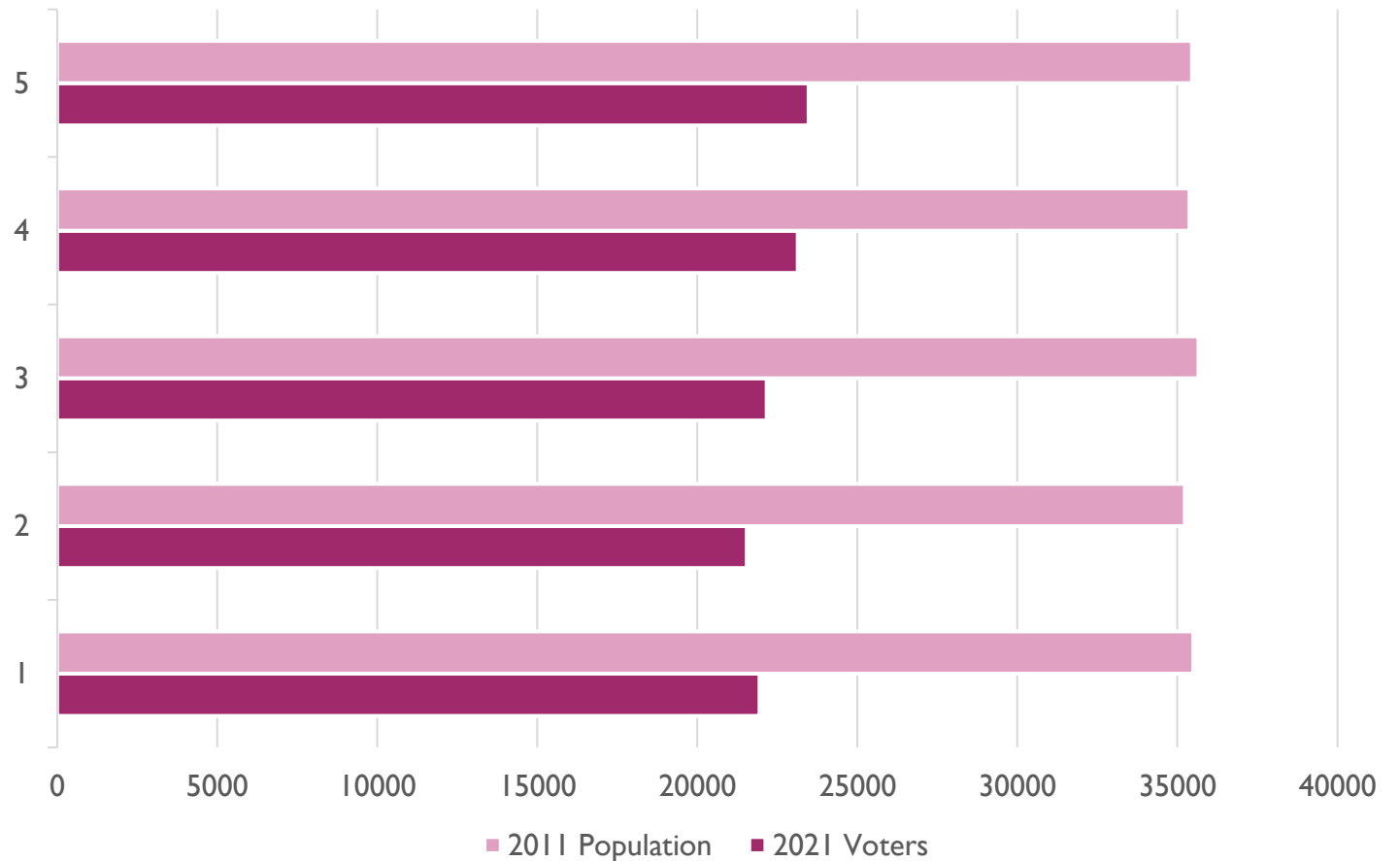
REDISTRICTING



- California Constitution, ARTICLE XXI, SECTION I.
- California Election Code §21500 et seq
- One person, one vote

MAKE ALL SUPERVISORIAL DISTRICTS EQUAL IN POPULATION

2011 Population vs. 2021 Voters



American Communities Survey
estimated population, to be
updated 9/30/2021

180,080

PROCESS

- Shasta County utilized an advisory committee in 2011

BUT

- Significant law changes since 2011
- Many things that were optional in 2011 are now mandatory
- Timeline is vastly more complex in 2021
- Technology will increase outreach capacity

DIFFERENT PROCESS IN 2021

- Multiple lawsuits and new laws enacted (AB 849 & AB 1276)
- **Delay of US Census data dramatically affects the timeline**
- Current deadline to adopt new maps is December 15, 2021
- We do not currently expect Census data to state until September 30, 2021, counties 10/30/2021

2021 TIMELINE

- 9/30/2021 Data released by Census to Statewide Database
- 10/30/2021 State releases data to counties
- 11/16/2021 Final Map adoption by Board (currently evaluating whether this could be moved to 12/14/2021)
- 12/16/2021 First day for filing for Primary 2022

This gives us a very limited time to draw and adopt final maps, and to update the voter registration database within that time period.

This is an extremely tight timeline to accomplish a complex task.

REQUIREMENTS FOR DRAWING LINES

- Mandatory to comply with the US Constitution, California Constitution and Voting Rights Act of 1965
- New state law requirements – what was previously optional, is now required and in the order of importance set by law

PRINCIPLES MUST BE CONSIDERED IN DRAWING MAPS:

- drawing contiguous districts
- that geographies of local areas be respected
- consider communities of interest
- that geographies of cities be respected
- that boundaries be drawn to be easily identifiable and understandable to residents
- that districts be drawn to be compact, and
- that boundaries may not be drawn to favor or disfavor a political party.

COMMUNITIES OF INTEREST

- AB 849 Definition: “a population that shares common social or economic interests that should be included within a single district for purposes of its effective and fair representation.”
- What could this include?
 - Lifestyle: e.g., community character, recreation, shared social gatherings
 - Economy: e.g., major employer/industry, commercial areas
 - Demography: e.g., income, education, language, immigration status, housing, etc.
 - Geography: e.g., urban/suburban/rural, mountainous, coastal
 - Political subdivisions: school districts, planning areas, etc.
 - Place-based issues/needs: e.g., public safety (wildfire concerns), environmental (air pollution)
- NOT a community of interest: “Communities of interest do not include relationships with political parties, incumbents, or political candidates.”

OPTIONS FOR BOARD CONSIDERATION:

- (1) Board retains the right to draw lines: direct County staff in the offices of the County Clerk, Clerk of the Board, and Information Technology to support and perform this work;
- (2) create an Advisory or Hybrid Redistricting Commission that would complete and develop two sets of maps, and the Board will have the ability to choose the map set that will govern until 2031; **OR**
- (3) create an Independent Commission which would draw the boundaries as the Commission determines them to be correct.

APPOINTING COMMISSIONERS - ADVISORY

- (b) Notwithstanding any other law, the local jurisdiction may prescribe the manner in which members are appointed to the commission.
- (c) A person who is an elected official of the local jurisdiction, or a family member, staff member, or paid campaign staff of an elected official of the local jurisdiction, shall not be appointed to serve on the commission.
- (d) A local jurisdiction may impose additional requirements or restrictions on the commission, members of the commission, or applicants to the commission in excess of those prescribed by this section.

APPOINTING COMMISSIONERS – HYBRID OR INDEPENDENT(I)

ELECTION CODE 23003

- application process open to all eligible residents, **commissioners are not directly appointed** by the legislative body or an elected official of the local jurisdiction.
- (c) A person shall not be appointed to serve on the commission if the person or any family member of the person has been elected or appointed to, or been a candidate for, an elective office of the local jurisdiction in the **eight years preceding** the person's application.
- (d) A person shall not be appointed to serve on the commission if either of the following applies:
 - (I) **The person or his or her spouse** has done any of the following in the eight years preceding the person's application:
 - (A) Served as an officer of, employee of, or paid consultant to, a campaign committee or a candidate for elective office of the local jurisdiction.

HYBRID OR INDEPENDENT CONTINUED (2)

- (B) Served as an officer of, employee of, or paid consultant to, a political party or as an elected or appointed member of a political party central committee.
- (C) Served as a staff member or a consultant to, or who has contracted with, a currently serving elected officer of the local jurisdiction.
- (D) Been registered to lobby the local jurisdiction.
- (E) Contributed five hundred dollars (\$500) or more in a year to any candidate for an elective office of the local jurisdiction. The local jurisdiction may adjust this amount by the cumulative change in the California Consumer Price Index, or its successor, in every year ending in zero.

HYBRID OR INDEPENDENT CONTINUED (3)

- (2) **A family member of the person**, other than his or her spouse, has done any of the following **in the four years preceding** the person's application:
 - (A) Served as an officer of, employee of, or paid consultant to, a campaign committee or a candidate for elective office of the local jurisdiction.
 - (B) Served as an officer of, employee of, or paid consultant to, a political party or as an elected or appointed member of a political party central committee.
 - (C) Served as a staff member of or consultant to, or has contracted with, a currently serving elected officer of the local jurisdiction.
 - (D) Been registered to lobby the local jurisdiction.
 - (E) Contributed five hundred dollars (\$500) or more in a year to any candidate for an elective office of the local jurisdiction. The local jurisdiction may adjust this amount by the cumulative change in the California Consumer Price Index, or its successor, in every year ending in zero.

HYBRID OR INDEPENDENT CONTINUED (4)

- (e) A member of the commission shall not do any of the following:
- (1) **While serving on the commission**, endorse, work for, volunteer for, or make a campaign contribution to, a candidate for an elective office of the local jurisdiction.
- (2) Be a candidate for an elective office of the local jurisdiction if any of the following is true:
- (A) **Less than five years** has elapsed since the date of the member's appointment to the commission.
- (B) The election for that office will be conducted using district boundaries that were adopted by the commission on which the member served, and those district boundaries have not been subsequently readopted by a commission after the end of the member's term on the commission.
- (C) The election for that office will be conducted using district boundaries that were adopted by a legislative body pursuant to a recommendation by the commission on which the member served, and those district boundaries have not been subsequently readopted by a legislative body pursuant to a recommendation by a commission after the end of the member's term on the commission.

HYBRID OR INDEPENDENT CONTINUED (5)

- (3) For **four years commencing** with the date of his or her appointment to the commission:
 - (A) Accept employment as a staff member of, or consultant to, an elected official or candidate for elective office of the local jurisdiction.
 - (B) Receive a noncompetitively bid contract with the local jurisdiction.
 - (C) Register as a lobbyist for the local jurisdiction.
- (4) **For two years** commencing with the date of his or her appointment to the commission, accept an appointment to an office of the local jurisdiction.
- (f) The commission shall not be comprised entirely of members who are registered to vote with the same **political party preference**.
- (g) Each member of the commission shall be a designated employee in the conflict of interest code for the commission pursuant to Article 3 (commencing with Section 87300) of Chapter 7 of Title 9 of the Government Code.

HYBRID OR INDEPENDENT CONTINUED (6)

- (h) The commission is subject to the Ralph M. Brown Act (Chapter 9 (commencing with Section 54950) of Part I of Division 2 of Title 5 of the Government Code) and the California Public Records Act (Chapter 3.5 (commencing with Section 6250) of Division 7 of Title 1 of the Government Code).
- (i) The commission shall be subject to the same redistricting deadlines, requirements, and restrictions that would otherwise apply to a legislative body. A local jurisdiction may also impose additional requirements and restrictions on the commission, on members of the commission, or on applicants to the commission in excess of those prescribed by this section.
- (j) The commission shall publish a map of the proposed new district boundaries and make that map available to the public for at least seven days before that map may be adopted. The commission shall hold at least three public hearings preceding the hearing at which the new boundaries are adopted.
- (k) The commission shall not draw districts for the purpose of favoring or discriminating against **a political party or an incumbent or political candidate**.
- (l) District boundaries adopted by an independent redistricting commission or adopted by a legislative body from recommendations provided by a hybrid redistricting commission, shall not be altered by the legislative body or the commission until after the next federal decennial census occurs, unless those boundaries have been invalidated by a final judgment or order of a court of competent jurisdiction.
- (m) For the purposes of subdivisions (c) and (d), “local jurisdiction” does not include a local jurisdiction that contracts with a county independent redistricting commission pursuant to Section 23004.

PROCESS REQUIREMENTS

All options are required to have:

- extensive public outreach
- a minimum of four public meetings, with at least one being held in the evening or on a weekend day
- abide by the same set of redistricting principles set forth in California Elections Code 21500 now are required to be considered, in the order of priority in the law.

OUTREACH REQUIRED TO

- Media, including alternative and alternative language outlets
- Good government, civil rights, civic engagement and community groups
- Live translation of hearings and workshops required upon request
- Online publication of meeting schedules, agendas, minutes
- Online publication of draft maps 7 days in advance of being adopted
- Recordings or summaries of hearings and workshops must be published online
- Internet web site must online for 10 years

RECOMMENDATION

- The Registrar of Voters recommends that the Board retain the line drawing duties itself.
- The Board will still be obligated to perform all the same outreach, to solicit and consider public comment and input as a commission would. The timeline is exacerbated by the impending statewide special recall election that will potentially occur in late November or early December.
- The Board may wish to proceed by way of an advisory commission, independent commission, or a hybrid commission.

TENTATIVE CALENDAR

- May Application period for Commission (if needed)
- June/July/August Complete of Initial Outreach to Community Partners, Public Hearings and workshops
- September 30 Census Data available (current release date 9/30/2021, delay due to COVID)
- October Data analysis of Census data/population by District by state
- October 30 Updated Census Data available to counties from State of California
- November 2 Release first set of Maps & first Public Hearing, at regularly scheduled BOS meeting, after release of Maps
- November 8 Second Public Hearing, release of second set of maps, special meeting possibly evening
- November 16 Final Hearing, at regularly scheduled BOS meeting, & Adoption of Official maps.
- December 14 Final Deadline to Adopt Official Maps
- December 16 Date Ordinance goes into effect

CHOICES BEFORE THE BOARD:

- Method of drawing new lines to balance the Shasta County Supervisory districts:
 - (1) Board retains the right to draw lines: direct County staff in the offices of the County Clerk, Clerk of the Board, and Information Technology to support and perform this work;
 - (2) create an Advisory or Hybrid Redistricting Commission that would complete and develop two sets of maps, and the Board will have the ability to choose the map set that will govern until 2031; **OR**
 - (3) create an Independent Commission which would draw the boundaries as the Commission determines them to be correct.

OTHER OPTIONS:

- The Board of Supervisors could direct the County Clerk to perform this task without an advisory committee
- or could direct another department to perform the task.
- The Board could also opt to create a Commission or
- hire a consultant to perform this work.



- Questions / discussion