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Common Cause, et al.)
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TRANSCRIPTION OF AUDIO FILE
11322 House Redistricting Committee
The Florida Channel
January 13, 2022

DIGITAL EVIDENCE GROUP
1730 M Street, NW, Suite 812
Washington, D.C. 20036
(202) 232-0646



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1 (Beginning of Video Recording.)

2 CHAIR LEEK: Members of the
3 Redistricting Committee will come to order.
4 D.J., please call the role.

5 MS. ELLERKAMP: Chair Leek?

6 CHAIR LEEK: Here.

7 MS. ELLERKAMP: Vice Chair Fein? Vice
8 Chair Fein?

9 MR. FEIN: (inaudible).

10 MS. ELLERKAMP: Ranking Member Geller?
11 Ranking Member Geller?

12 MS. ELLERKAMP: Representative Andrade?

13 MR. ANDRADE: Here.

14 MS. ELLERKAMP: Avila?

15 CHAIR LEEK: There's Ranking Member
16 Geller.

17 MS. ELLERKAMP: Avila? Bush? Bush?
18 Byrd?

19 MR. BYRD: Here.

20 MS. ELLERKAMP: Clemons?

21 MR. CLEMONS: Here.

22 MS. ELLERKAMP: Drake has been excused.
23 Driskell?

24 MS. DRISKELL: Here.

25 MS. ELLERKAMP: Goff-Marcil?

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1 MS. GOFF-MARCIL: Here.

2 MS. ELLERKAMP: Grall?

3 MS. GRALL: Here.

4 MS. ELLERKAMP: Grant?

5 MR. GRANT: Here.

6 MS. ELLERKAMP: Jenne? Jenne?

7 Latvala?

8 MR. LATVALA: Here.

9 MS. ELLERKAMP: Mariano has been
10 excused. Omphroy? Omphroy? Payne?

11 MR. PAYNE: Here.

12 MS. ELLERKAMP: Robinson?

13 MR. ROBINSON: Here.

14 MS. ELLERKAMP: Rommel?

15 MR. GROMMEL: Here.

16 MS. ELLERKAMP: Sirois?

17 MR. SIROIS: Here.

18 MS. ELLERKAMP: Slosberg-King?

19 MS. SLOSBERG-KING: Here.

20 MS. ELLERKAMP: Thompson?

21 MR. THOMPSON: Here.

22 MS. ELLERKAMP: Cooke?

23 MS. COOKE: Here.

24 MS. ELLERKAMP: (Inaudible) is present,

25 Mr. Chair.

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1 CHAIR LEEK: Thank you, D.J. Members,
2 a few reminders before we begin. Please
3 silence all electronic devices and if you
4 wish -- if anyone in the audience wishes to
5 make a public comment, please fill out a form
6 and turn it in to the Sergeant Staff. Also,
7 as a reminder for our Members and presenters,
8 please ensure that you turn your microphone on
9 when you are speaking and off when you are
10 finished.

11 Well, we're back. It's great to have
12 this committee back together again. Session's
13 kicked off and it's an exciting time for all
14 of us. I know we are now within our
15 Constitutional time frame for approving
16 district boundaries.

17 The last time our committee met was to
18 receive a legal presentation and prior to that
19 we learned about the map drawing application
20 and Constitutional standards. Since then, the
21 House debuted workshop maps.

22 I'm going to say again, workshop maps,
23 whose purpose is to illustrate the policy
24 decisions that may come before our committee
25 in the variety of ways district boundaries can

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1 be constructed.

2 The subcommittee subsequently met to
3 dive in and workshop these map options, yet
4 our full redistricting committee has not had
5 the opportunity to also workshop these maps.
6 I feel it is a critical step for members of
7 our committee, as well as it helps educate the
8 members of the committee.

9 So what we have prepared for the
10 committee today is a presentations that will
11 walk us through each region of the
12 Congressional and State House workshop maps
13 with some education reminders added
14 throughout.

15 The goal is to ensure that all of the
16 concepts we discussed during our initial
17 couple of meetings are refreshed and everyone
18 understands more thoroughly the composition of
19 the current workshop products.

20 I truly believe that when we're done
21 today you will view the district boundaries of
22 these maps with a completely different level
23 of understanding and perspective. I do want
24 to point out to Members that these workshop
25 maps are most likely not the versions that

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1 will come before this committee for
2 consideration and a vote.

3 Just like any other piece of
4 legislation, the subcommittees will deliberate
5 on maps that come before them and then vote to
6 send work products to the full redistricting
7 committee.

8 As we move through the presentation, we
9 will take questions at the end of the
10 Congressional portion and then following the
11 conclusion of the State House portion of the
12 presentation. I want to ensure that we have
13 enough time to get through both parts of the
14 presentation, Member questions, as well as
15 public comments. And with that, we will hear
16 from Staff Director, Leda Kelly, for today's
17 presentation. Leda?

18 MS. KELLY: Thank you, Chair. Morning,
19 Members. Great to be back with you. As the
20 Chair just mentioned, the first thing we are
21 going to do is view the Constitutional
22 standards which I'm sure you all are very
23 familiar with but just to make sure everyone's
24 on the same page.

25 We'll then segue into a portion where

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1 we workshop the two Congressional map options.
2 Followed by the portion where we workshop the
3 two State House map options that are before
4 you. And once we conclude that and Member
5 questions, we'll segue into public input.

6 On the desk in front of you we did a
7 printout of the maps. These are the maps that
8 have been available since December but we
9 wanted to make sure you guys had a version
10 that was a little, perhaps easier to see, and
11 that you could either take notes on or just
12 reference right in front of you. So again,
13 that's the printout of the two Congressional
14 workshop options as well as the two State
15 House options.

16 So covering the first section, and I
17 won't belabor this, but just to make sure we
18 are all on the same page, Article 3 Section 16
19 of the Florida Constitution is the first
20 section that deals with redistricting.

21 It directs us to conduct, to approve
22 new district boundaries in the second regular
23 session following the redistrict -- the United
24 States Census, excuse me. Which is this
25 regular session that we entered into on

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1 Tuesday. For the Senate maps, you're required
2 to have 30 and 40 Senatorial districts. In
3 the House you're required to have between 80
4 and 120 representative districts.

5 Districts shall be contiguous and
6 consecutively numbered and then there's
7 additional language in section 16 that
8 dictates the timeline for establishing new
9 districts following regular session.

10 Going into our next slide. This is a
11 graphic that I know you guys have seen several
12 times and it outlines the two tiers of
13 Constitutional standards that are contained
14 within sections 20 and 21 also within Article
15 3 of the Constitution.

16 I'll read through these real quick and
17 then we'll segue into the substantive part of
18 today's presentation. Tier 1 standards. The
19 first one states no apportionment, plan, or
20 individual district, shall be drawn with the
21 intent to favor or disfavor a political party
22 or an incumbent.

23 The second standard states, districts
24 shall not be drawn with the intent or result
25 of denying or abridging the equal opportunity

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1 of racial or language minorities to
2 participate in the political process or to
3 diminish their ability to elect
4 representatives of their choice, excuse me.

5 The third one consists that, districts
6 shall consist of contiguous territory. Moving
7 into Tier 2, the first standard states,
8 districts shall be as nearly equal in
9 population as is practicable. Districts shall
10 be compact and finally, districts shall, where
11 feasible utilize existing political and
12 geographical boundaries.

13 Members, as a reminder, Tier 1
14 predominates over Tier 2 should there be a
15 conflict. However, whenever you are working
16 within the respective Tier, all the standards
17 are coequal.

18 With that, I'd like to segue into our
19 Congressional map workshops. The way we have
20 chosen to go through our presentation today,
21 just so you guys kind of know what to expect,
22 we've divvied it up by regions of the state
23 and we've actually been able to put workshop A
24 and workshop B next to each other when there
25 are differing options.

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1 So you have a side by side comparison
2 and again, the maps in front of you if you'd
3 like to see the larger portion of that. I
4 will now turn it over to our Chief Map Drawer,
5 Jason Poreda, to take it away. Thank you.

6 MR. POREDA: Thank you, Leda. Okay.
7 So we'll begin with the Congressional map and
8 we're going to start in the panhandle and work
9 our way down to the South just to keep the
10 order of the districts together as we go
11 through the State and make it a little bit
12 more organized as we look at both options
13 throughout the State.

14 So first, Districts 1, 2, 3, and 4 in
15 the Congressional map are the same in both
16 options. But we'll talk briefly about the 4
17 districts here. District 1 and 2 come
18 together in Walton County due to equal
19 population purposes with the exact population
20 requirement that we have with Congressional
21 districts.

22 District 1 achieved that within
23 Walton County. Fortunately, we were able to
24 use mostly an entire state road except we
25 deviated around the cities using the municipal

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1 lines of the City of Freeport and DeFuniak
2 Springs, to keep both of those cities whole in
3 their districts, respectively, and creating a
4 nice, straight line within Walton County.

5 The next district that I'm going to
6 talk mostly about, again they're all the same
7 in both options, this is Congressional
8 District 3. Congressional District 2 and 4's
9 shape is largely impacted by that particular
10 Congressional district. So Congressional
11 District 3 is protected by Tier 1 of our
12 Constitutional standards that Lita just
13 mentioned before.

14 In order to ensure the black
15 populations within the district have the
16 ability to elect a candidate of their choice,
17 a functional analysis was conducted by staff
18 to ensure this ability to elect candidates of
19 their choice was not diminished when compared
20 to the benchmark district in this area.

21 This process for the analysis was done
22 on a district by district basis where
23 necessary and in the same process that The
24 Florida Supreme Court used in its
25 apportionment rulings from the last cycle as

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1 the appropriate type of analysis to determine
2 the voting strength of the minority
3 populations in a particular district and their
4 ability to elect candidates of their choice
5 within the district. Looking at the voting
6 strength in both general and primary
7 elections.

8 This was done using election results,
9 voter registration data, and voter turnout
10 data, for the five election cycles over the
11 last decade, which is ten elections in total;
12 five primary elections and five general
13 elections from 2012 to 2020.

14 All of this data that was used for this
15 analysis is available to everyone including
16 every member of the public within the Esri
17 redistricting application and was used only in
18 those districts where necessary and
19 appropriate.

20 Congressional District 2 is made up
21 almost entirely of whole counties throughout
22 the rest of the region and Congressional
23 District 3 and Congressional District 2, come
24 together in Leon County. Congressional
25 District 2 is actually able to achieve its

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1 equal population standard within Leon County
2 where these two districts come together.

3 So that unlike the district,
4 Congressional District 2 that is currently in
5 the current map, it has to achieve equal
6 population in Marion County, splitting an
7 additional county, we were able to achieve
8 that within Leon County.

9 You can see Congressional District 3
10 goes from Duval County all the way over Leon
11 into Gadsden County, including all of Gadsden
12 County which is the only majority-minority
13 Black county in the State of Florida that is
14 maintained within that protected Congressional
15 district.

16 So Congressional District 2 is made up
17 almost entirely of whole counties except for
18 where it borders along with District 3 in Leon
19 County, Jefferson County, and Columbia County.
20 Congressional District 3 then travels into
21 Duval and takes a large portion of Duval
22 County.

23 Congressional District 4 contains all
24 of Nassau County, the remaining portion of
25 Duval County, and then it gets the remainder

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1 of its population down in St. Johns County.
2 It achieves its equal population right around
3 the city of St. Augustine but we do keep the
4 city of St. Augustine whole within actually
5 the other Congressional District that we'll
6 talk about in a minute.

7 We could have taken Congressional
8 District 4 into Clay County, kind of wrapping
9 around District 3, but that would've created a
10 more visually uncompact shape so the decision
11 was to keep that district in St. Johns County,
12 similar to the current district.

13 So in the next slide we're going to
14 talk about Districts 5, 6, and 11. And this
15 is where you can start to see some of the
16 differences between the two Congressional
17 options that we have made available. Where
18 you can see just a slight difference of a
19 policy choice of whether or not to take
20 Congressional District 5 South or take
21 Congressional District 5 East to the coast
22 impacts the other two districts that you see
23 in this slide including further down -- as we
24 move further down the State.

25 So first, Congressional District 5 in

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1 this iteration keeps five whole counties
2 together and then gets the remaining portion
3 of its population in Marion County keeping the
4 entire city of Ocala whole.

5 By doing this and not taking it east
6 and option A, Congressional District 6 then
7 takes the remaining portion of St. Johns
8 County, including all of the city of St.
9 Augustine, all of Flagler County, and then
10 gets the remaining portion of its population
11 in Volusia and Lake County.

12 Because we chose to go south with
13 Congressional District 5 we're keeping Alachua
14 County whole within Congressional District 5
15 and that opened up the eastern coastal
16 counties to be included in Congressional
17 District 6.

18 Congressional District 11 then includes
19 the remaining portion of Marion County, so
20 it's only split twice, all of Sumter County,
21 and then the remaining portion of Lake County,
22 and then into Citrus County to achieve equal
23 population. Volusia County -- 6 is in Volusia
24 County and then 11 over in Citrus County
25 achieves that.

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1 In option B, the policy choice was made
2 instead of keeping Alachua County whole and
3 splitting Marion County, what if we flip that?
4 What if we tried to keep Marion County whole
5 and split Alachua County and took
6 Congressional District 5 instead of going
7 South, over to the East portion into the coast
8 to take that remaining portion of St. Johns
9 County and include it just to see what the
10 different policy choice would be and the
11 resulting change in all of the districts.

12 So District 5 splits Alachua County,
13 goes over to the east coast. Congressional
14 District 6 then, because it cannot start in
15 St. Johns County, starts all the way in
16 Volusia County and then actually goes down and
17 takes all of Seminole County because of the
18 different choice made with Congressional
19 District 5.

20 Congressional District 11 then gets the
21 remaining portion of its population in Volusia
22 County, the top portion of Lake County, and
23 then up into Alachua County, keeping Marion
24 County whole. So you can see just that simple
25 choice of keep this county whole or keep that

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1 county whole or keep all of these counties
2 together and go East or go South, which are
3 just policy choices that the committee might
4 see.

5 So when you see districts on the map,
6 try to keep in mind the decisions that were
7 made with the districts are going to impact
8 not just that district but all of the
9 districts in the region, sometimes even
10 further along the map particularly in a
11 Congressional map because we have to achieve
12 that equal population standard.

13 So in the next slide here, you can
14 start to see that impact of the previous
15 decision, in Congressional District 5
16 continues to impact Congressional District 7
17 and 10. But I'm going to skip ahead, real
18 quick, to talk about Congressional District 8,
19 9, and 16.

20 You can see they are mostly the same in
21 both options where the counties of Polk,
22 Osceola, Brevard, and Indian River, are all
23 kept whole in their respective districts.
24 Congressional District 8 is all of Brevard and
25 Indian River County. It then goes up into

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1 Volusia County to get the remaining portion of
2 its population which is about 2,800 people
3 including the entire City of Oak Hill using 95
4 and some other good boundaries to do so.

5 Congressional District 9 contains all
6 of Osceola County, which is just under 390,000
7 people and then gets the remaining portion of
8 its population, about half of the district,
9 from Orange County. Congressional District 9
10 also happens to be a majority-minority
11 district now.

12 It is not in the benchmark district but
13 keeping with this nice Tier 2 drawing, keeping
14 a county whole, then using a lot of major
15 roads in Orange County to achieve the rest of
16 its population, it just happens to be a
17 majority-minority district now with the growth
18 in Hispanic population in central Florida.

19 Now, going over to 16, Polk County this
20 decade was able to kept whole we then achieved
21 equal population in district 16 by going into
22 Hillsborough County following a state road to
23 keep a nice vertical district boundary there.

24 Now going back to Districts 7 and 10,
25 you can see the decision of what to do with

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1 TD 5 and how Congressional District 6 either
2 took Seminole County or didn't take Seminole
3 County impacts the shapes of those two
4 districts.

5 In either case, Orange County is split
6 into three different districts, and in each
7 case there's a district wholly within Orange
8 County. In option A that is Congressional
9 District 10 and in option B it's Congressional
10 District 7.

11 These two districts, even though their
12 shapes may look a little different, they are
13 the most analogous to each other even though
14 they have different numbers. They actually
15 have a large portion of its -- their shared
16 population between the two options despite the
17 different shape.

18 The biggest difference, obviously, is
19 that Seminole County contains Congressional
20 District 7 in option A whereas because
21 Congressional District 6 has Seminole County
22 it has to stay entirely within Orange. So
23 that's just kind of a difference and again,
24 that started back with deciding what to do
25 with Congressional District 5 further up the

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1 State.

2 So you can see here in option B,
3 Congressional District 10 takes the remaining
4 portion of Orange County and then goes east to
5 take some portion of Lake County, all of
6 Sumter County, and then also part of Citrus
7 County to fill out the remaining population of
8 its district.

9 In either case though, Orange County,
10 like I said, is split three times. One whole
11 district within the county, about 380,000
12 people of Orange County is in Congressional
13 District 9 but divided a little bit
14 differently. And Congressional District 10 or
15 7, depending on what option you're in takes
16 the remaining portion of Orange County and
17 includes it as part of its district.

18 So now moving further West into the
19 Greater Tampa Bay area. You can see that in
20 both options the area that these four
21 districts takes up is exactly the same. You
22 can see Citrus County is split in the same way
23 in both options and then the districts down in
24 Pinellas and Hillsborough County and Pasco
25 County are split a little bit differently to

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1 achieve different policy choices that we
2 wanted to demonstrate before the committees.

3 In either case, Hernando County is kept
4 whole within Congressional District 12 in
5 option B or Congressional District 15 in
6 option A. In Congressional -- in workshop
7 option A, Congressional District 13 crosses
8 the bay and goes into Hillsborough County,
9 actually all four of these districts contain a
10 piece of Hillsborough County and part of the
11 reason why we wanted to demonstrate this
12 option was a way to improve compactness
13 scores.

14 The compactness scores of Districts 12,
15 15, and 14, in option A are actually all
16 better than their counterparts in option B.
17 In option B that was a way of demonstrating
18 that you could keep a district entirely within
19 Pinellas County, and then also entirely within
20 Hillsborough County, and then attaching the
21 rest of the populations of those counties
22 north into Pasco County and beyond.

23 And that was a way of showing the
24 tradeoff of keeping districts wholly within
25 counties compared to going toward the

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1 mathematical compactness scores. There is
2 some other advantages with these particular
3 districts that'll help educated some of those
4 policy choices in a more detailed manner
5 throughout here and I'm going to turn it back
6 over to Staff Director Leda Kelly to talk
7 about some of those -- some of those, more
8 differences.

9 MS. KELLY: Thank you, Jason. And
10 we're going to stay in this region but this is
11 one of the chances we want to take to
12 illustrate where you know, whenever we talk
13 about our Tier 2 requirements of using
14 political and geographical boundaries where
15 feasible, this is a good chance to illustrate
16 that.

17 So the section that I have up here on
18 the screen is a zoomed into option A. We're
19 kind of looking at the area where 12, 13, and
20 14, come together. And as Jason mentioned,
21 one of the abilities was in this iteration was
22 the ability to improve compactness scores.

23 We've also illustrated by the red
24 circles on the screen help to draw your
25 attention to the major roadways that we've

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1 used in the area as well. You'll hear us talk
2 a lot about using whether its city boundaries,
3 or county boundaries, or perhaps roadways, as
4 mechanisms to create our boundary lines.

5 And this was a good example of very
6 common roadways in the area. The Courtney
7 Campbell Causeway, Dale Mabry, I4, not only
8 well known in the area, but they create these
9 very nice clean lines as well. Also staying
10 in this same area, I want to zoom in. Now
11 this is option B. and this is the kind of
12 where District 12 and District 13 come
13 together.

14 Now, if you're looking at the map
15 holistically, you may say, why is there a
16 little jut up there? Why is that kind of an
17 odd shape? Whenever you zoom in and look at
18 the actual boundary lines that have been
19 selected you see that it's the City of
20 Clearwater.

21 As I'm sure, Members, you're all very
22 familiar, a lot of municipal lines have very
23 unique geography, sometimes they're even
24 discontiguous from their selves. But as you
25 look at this example that's on the screen, the

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1 aqua blue color is actually the City of
2 Clearwater and you can see we followed those
3 city boundaries between District 12 and 13 to
4 actually create what is our Congressional
5 District boundary.

6 So again, just trying to draw some
7 illustration to why things may look unique. I
8 encourage you to dig that next level to see
9 what those boundaries may be. And now I'll
10 turn it back over to the team. Thank you.

11 MALE VOICE: Okay. Moving into
12 southwest Florida, we'll start with District
13 17. We were able to take the remaining about
14 112,000 people in Hillsborough County and pair
15 that with Manatee County which is kept whole.

16 So we're still about 250,000 people
17 short which we're able to go down into
18 Sarasota County to form kind of a nice square-
19 ish looking district. That small indent and
20 the southern portion follows the Venice
21 Municipal lines so we're able to keep those
22 cities whole in their respected districts.

23 District 18 is a combination of seven
24 whole counties the remaining population from
25 Sarasota and goes into Lee County to achieve

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1 its equal population. So we're able to keep
2 Highlands, Charlotte, Desoto, Hardee, Glades,
3 and Hendry Counties all whole within District
4 18 in both options.

5 And then District 19 is made up of that
6 remaining population of Lee County and drops
7 down in Collier County to achieve equal
8 population. Again, following major roadways
9 and trying to keep as many cities whole as
10 possible within the districts.

11 Moving over to the East coast. This
12 area is dictated mostly by CD 20, which is a
13 Tier 1 protected district, and we wanted to
14 illustrate that there are multiple ways to
15 draw Tier 1 compliant districts.

16 In option A, CD 20 after running a
17 functional analysis does ensure the minority
18 groups ability to elect a candidate of their
19 choice is able to be kept entirely within
20 Broward County.

21 It includes the City of Miramar and
22 some of the northern Broward cities in order
23 to protect those populations ability to elect
24 their vote. And it dictates kind of how the
25 other districts are shaped around it.

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1 In option B, CD 20 is more similar to
2 how the current benchmark version looks
3 connecting the communities in northern Palm
4 Beach County with those in Broward County.

5 We were able to, in each option,
6 District 25 is kept wholly within Broward
7 County and District 22 is kept wholly within
8 Palm Beach County. So in both options there
9 are districts kept using wholly within each
10 county. District 21 includes all of St. Lucie
11 and Martin Counties and then takes -- or gains
12 its remaining population from Palm Beach
13 County in different orientations based on what
14 was done with CD 20. CD 23 in both options is
15 the only district that crosses that Broward
16 County, Palm Beach County line.

17 MS. KELLY: Members, I'd like to take a
18 minute to talk about compactness. I think
19 this is a really good example of the different
20 types of compactness scores that we have. And
21 the first one I want to remind and refresh
22 everyone about is actually what is referred to
23 as the eyeball test or visual compactness.

24 And so I'd like you to look at both CD
25 20s that are on the screen. As Kyle

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1 described, the one in workshop A on the left
2 is contained wholly within Broward County.
3 The one on the right is contained between
4 Broward and Palm Beach County.

5 Whenever you look at this, everyone has
6 and it's a subjective test, but everyone kind
7 of has a reaction to what they feel is more
8 compact, more visually appealing passes the
9 quote, unquote, eyeball test. So I want you
10 to think to yourself which one you personally
11 think is more compact.

12 And I want you to keep that in the back
13 of your mind and we'll come back to that here
14 in a second because the next thing I'd like to
15 talk through is the actual types of
16 mathematical compactness scores we have and
17 how some of these have to be used in
18 combination with one another.

19 Compactness scores, kind of as Jason
20 alluded to in some of our previous districts,
21 are not an end all, be all. They do need to
22 be used in context of not only what you're
23 drawing, but the surrounding region as well.
24 And there's no one compactness score that is
25 superior to other compactness scores including

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1 the eyeball test.

2 So Members, this slide was added after
3 the meeting packet was sent out. It will be
4 reflected in the action packet but I wanted to
5 be able to include it so you guys had a very
6 quick and easy point of reference. The three
7 compactness scores, and I won't spend a long
8 time going over them, but they do measure
9 different functionality of a district, if you
10 will. The first one is the Reock score.

11 This one is commonly used and it
12 establishes, what is the smallest circle you
13 can put around a district? And it's a ratio
14 between that size of the district and the size
15 of that circle. This is very commonly used
16 within the redistricting industry.

17 The second one on the screen is the
18 Convex Hull score. And sometimes you'll hear
19 people refer to this as the rubber band test
20 because as opposed to being a circle, it's a
21 what's the smallest polygon that you can fit
22 around a district?

23 So as you can see the black lines
24 encompassing the red district on the screen
25 may look like a rubber band. The third test

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1 that's up there is the Polsby-Popper score.
2 And that's a ratio of the circumference of the
3 circle to the perimeter of the district.

4 All of these tests are measured on a
5 scale of 0 to 1 and the closer to 1 you are,
6 the more mathematically compact your district
7 is. Now, this slide I'd like to illustrate
8 how sometimes mathematical compactness and
9 going back to what you guys, you know, thought
10 as far as the eyeball test aren't always in
11 harmony with one another and that's okay.
12 They're not intended to be.

13 You can see here option A which
14 coincides with our workshop A. And option B,
15 you can see the Reock scores, Convex Hull, and
16 Polsby-Popper, for them don't necessarily line
17 up between the two districts. However,
18 whenever you look at this, option B has two
19 out of the three that outperform option A.

20 Now, with that being said, option B is
21 the option if you'll remember back to when I
22 had you guys do kind of your own mental check
23 in, that's the option that spans between Palm
24 Beach and Broward County, which I would
25 venture to say, just looking at it, face

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1 value, most people would say, I didn't believe
2 that that would be more mathematically compact
3 then the other option.

4 Again, there's not one right answer,
5 there's not one wrong answer, and both types
6 of compactness methodologies have to be used,
7 you know, in tandem with one another but this
8 is just a very good and clear visual example
9 to demonstrate that so we wanted to take time
10 to do so. I will now turn it back over to
11 Kyle. Thank you.

12 MALE VOICE: All right. Moving into
13 Miami Dade County. We'll start with District
14 24. That's another protected Black district
15 and is being created in both options to ensure
16 the minority population has the ability to
17 elect a candidate of their choice.

18 The main differences between the two
19 options in 24, which is pretty small on the
20 screen, but at the northern part of where the
21 district crosses into Broward and kind of
22 where it borders District 20 to the North.

23 Those are the kind of major
24 differences, most notable differences in the
25 two options. And again, that's just based on

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1 how it interacts with the population up
2 against CD 20.

3 CD 27 in both options is the district
4 we were able to contain wholly within Miami
5 Dade County. 26 and 28 both use the remaining
6 populations of Miami Dade County and pair 28
7 with Monroe County and 26 with Collier County.

8 And all three districts, 26, 27, and
9 28, are all protected majority, minority,
10 Hispanic districts. And with Staff performing
11 functional analysis they all protect the
12 minorities abilities to elect a candidate of
13 their choice.

14 MS. KELLY: These next two slides are
15 just pieces of geography that I'd like to
16 point out that are obviously very unique to
17 Florida but we do still have to incorporate
18 them whenever we're going through the
19 redistricting process.

20 So as I am sure everyone is aware, the
21 Everglades spans a large portion of the
22 southern part of our State. Within this, as
23 you can see on the screen, this is an image of
24 south Florida. The red numbers, if you can
25 see that, if not it's in your packet, are the

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1 amount of people that live within those
2 respective Census Blocks.

3 And you can see there's zeros within a
4 lot of those blocks and in some minute
5 populations, 15, 29 people, there's a sole
6 person in one of these blocks. Even though
7 that is a largely unpopulated area, there are
8 Census Blocks there and we do have to account
9 for that whenever we are redistricting.

10 So if I flip back to the previous
11 slide, you could see District 28 spans a large
12 portion of South Florida. A lot of that may
13 be unpopulated Census Blocks, however, we are
14 legally required to allocate every single
15 Census Block, all 390,000 of them to a
16 district during the course of our
17 redistricting process.

18 My other piece of, I call this my fun
19 fact for Florida. There's 6 states in the
20 country that have discontinuous territory that
21 is legally allowed to be incorporated with a
22 district and for us that is the Dry Tortugas
23 National Park down off of Key West.

24 And so again, normally all of our
25 districts have to be contiguous, which we've

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1 covered several times, but this is a very
2 unique piece of Florida geography that we have
3 to account for and we do so accordingly. And
4 with that, Mr. Chair, that concludes our
5 Congressional presentation.

6 CHAIR LEEK: Thank you, Members. We'll
7 open it up to questions from Members. Ranking
8 Member Geller?

9 MR. GELLER: Thank you, (inaudible)
10 Chair and Happy New Year to you and everyone.
11 I understand that these maps are just workshop
12 maps, they're not formal maps. Who actually,
13 physically, prepared these workshop maps?

14 CHAIR LEEK: I believe your question
15 is, who actually ran the mouse and the
16 software?

17 MR. GELLER: Yeah.

18 CHAIR LEEK: Okay.

19 MR. GELLER: I mean, as we've heard,
20 there were some choices that had to be made at
21 certain points which is unavoidable. So I
22 want to know who was doing the choosing.

23 CHAIR LEEK: Yeah. I think it's a
24 collective effort of Staff.

25 MR. GELLER: Well, then I'm asking who

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1 specifically?

2 CHAIR LEEK: Well, looking at the
3 titles I would go to Chief Map Drawer and then
4 I would also add Kyle and Leda into that. Our
5 Staff, the three here doing the presentation.

6 MR. GELLER: The three that are doing
7 the presentation are the people who did the
8 drawing?

9 CHAIR LEEK: That's correct.

10 MR. GELLER: Thank you.

11 CHAIR LEEK: Representative Driskell,
12 you're recognized?

13 MS. DRISKELL: Thank you, Mr. Chair and
14 good morning. I had a question going back to
15 it was page 16 in my packet, but now that we
16 added that additional slide it may be page 17?
17 But where we were talking about Districts 24,
18 26, 27, and 28.

19 And just for example, we were talking
20 about District 24 and it was referenced that
21 this is a Black district that no matter
22 whether you look at workshop A or B maps, you
23 can still elect candidates of their choice? I
24 was curious about that.

25 And could you talk about, I guess I had

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1 two questions. The first is, what was the
2 approach in drawing this as a Black seat? Was
3 it that you looked at the Black voting age
4 population? Just what was taken into account
5 in drawing this particular seat?

6 CHAIR LEEK: Thank you. Ms. Kelly,
7 you're recognized?

8 MS. KELLY: Thank you, Chair. And
9 thank you, Representative. So with this
10 district and with the other district as well
11 it's not just one necessary step. There is
12 several steps that go into it. The first and
13 we've, you know, mentioned this before, is
14 just looking at the general population and any
15 shifts or changes that may have occurred from
16 last decade and what's reflected in the
17 benchmark map to this decade and what you know
18 we are charged to do with especially in the
19 Congressional map, that plus or minus one
20 equalizing population.

21 From there, we looked at the benchmark
22 map to understand, you know, whether that was
23 a performing district and, as I believe it was
24 Jason outlined earlier, this Florida Supreme
25 Court last decade was able to outline some of

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1 the methodology and what factors go into that.

2 So I know you mentioned for this
3 district, would be specific to Black voting
4 age population, but we also looked at
5 registered voter, voter turnout, and then
6 election results. And this decade we were
7 very thankful our data set on that front was
8 very expansive compared to what was last
9 decade and so we have election cycles going
10 from 2012 to 2020 and that includes primary
11 and general elections.

12 So you get data points like the ability
13 to control a primary, you know, the Black
14 Democrats ability to control a primary or, you
15 know, respective with Hispanic districts as
16 well. You also get all of our state wide
17 elections in which most cycles I believe had
18 14 elections so we have a very expansive data
19 set that we're able to use in conjunction with
20 how The Supreme Court outlined that during
21 last decade. I hope that answers your
22 question. Thank you.

23 CHAIR LEEK: Yeah, Representative
24 Driskell, that was an excellent question. I
25 also think that was an excellent answer so

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1 thank you guys, both. That's what we're doing
2 here today, right?

3 So we have put workshop maps in front
4 of you that take different approaches that are
5 both legally compliant, but one focuses more
6 on compactness, one focuses just roughly more
7 on political and geographical distinctions.
8 But that question that you asked I thought was
9 very, very, good and helpful. Representative
10 Driskell?

11 MS. DRISKELL: Thank you, Mr. Chair.
12 And thank you for that explanation. As we
13 move forward as a Committee, would it be
14 possible as we look at the maps to also get
15 that data about the minority voting age
16 population when we're looking at Hispanic maps
17 and looking at -- I mean Hispanic districts
18 and Black districts?

19 CHAIR LEEK: I think it's already
20 available, the answer is yes.

21 MS. DRISKELL: Thank you, Mr. Chair.
22 One more question?

23 CHAIR LEEK: Representative Driskell?

24 MS. DRISKELL: Yes. One of the things
25 that I don't think we've talked about much is

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1 language minorities but I know that that can
2 be a particular criteria to consider
3 especially down in south Florida where we have
4 so much diversity. Could you share with the
5 committee whether language minorities have
6 been taken into account and if so, how?

7 CHAIR LEEK: Thank you. Ms. Kelly?

8 MS. KELLY: Uh-hum. Thank you, Mr.
9 Chair. Yes, ma'am, thank you, Representative
10 Driskell for that question. So for language
11 minorities I assume you're asking about the
12 Haitian population, I know that's come up in a
13 couple of our committees.

14 MS. DRISKELL: Yes.

15 MS. KELLY: Yeah, perfect, thank you.
16 So whenever we receive the information from
17 the Census Bureau, and thank you for this
18 question because this is a piece of
19 information I feel like Members may not just
20 be aware of.

21 Whenever we receive our data set from
22 the Census Bureau it comes in specific
23 categories. Now, this past cycle the Census
24 Bureau allowed for the first time the ability
25 to fill in what your racial affiliation may be

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1 and so a lot of people opted to fill in
2 Haitian, if they felt like that, they self-
3 identified as Haitian. However, whenever the
4 population data comes to us the Census Bureau
5 does not give us that delineated breakdown of
6 what those additional responses may be.

7 We receive it at a categorical level
8 of, you know, single race White, Black, Asian
9 American, other and I'm drawing a blank on the
10 last one but there's a fifth category as well.
11 So whenever we look at our population as far
12 as how the data is given to us, the Census
13 Bureau doesn't actually provide that level of
14 information broken down by the Census Block
15 which is what we're required to draw on.

16 Now, there's been some questions about
17 the ACS data so I'd like to talk about that
18 for a second. The American Community Survey is
19 an additional data set that the Census Bureau
20 provides. It's an official Census Bureau
21 product.

22 However, it's not done on a one for one
23 basis like the Census count is. The American
24 Community Survey is a true survey, it's an
25 estimation of the population and they have a

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1 one year running survey and a five year
2 running survey. Within that though, they
3 don't sample every single individual household
4 like the Census.

5 They'll send a certain amount of Census
6 surveys -- excuse me surveys, from the Census
7 Bureau to households within an area. Whenever
8 they receive that data back they then run
9 their algorithms and extrapolate what may be
10 in that region.

11 However, for the purposes of
12 redistricting we need to know the individual
13 person down to the Census Block level. So
14 that presents somewhat of a challenge for us.

15 What we've encouraged Members who have
16 come to us or have raised these questions is
17 we obviously want to ensure we're protecting
18 all the appropriate communities that we're
19 required to protect and if you have feedback
20 from, whether it's our workshop maps or
21 anything in that region that you'd like to
22 share, we highly encourage you to come to
23 Staff because we all want to make sure we're
24 taking that into account. Thank you.

25 CHAIR LEEK: And I think it's worth

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1 noting here also again, that you know we are
2 legally required to use the Census data as
3 given to us. Representative Driskell, for a
4 follow up?

5 MS. DRISKELL: Thank you, Mr. Chair.
6 Which I'm wondering if that puts us in a bind
7 because it's my understanding of the
8 Constitutional factors that we have to
9 consider language minorities. So is it that
10 the Census does not give a set data at all?

11 Is it that they don't include that
12 information in the initial data set and we
13 have to drill down deeper? I mean, what do we
14 need to do to get that data to make sure that
15 we are Constitutionally compliant when it
16 comes to language minorities?

17 CHAIR LEEK: Yeah, and that's, I mean
18 that's a great question. You know, I will say
19 the fact that we have you know, coequal
20 factors and different tiers, necessarily
21 creates tension, but still legally compliant,
22 and beyond that I'll defer to Ms. Kelly.

23 MS. KELLY: Absolutely. And so to your
24 initial question about how is it presented?
25 The Census Bureau doesn't provide that as part

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1 of the PL 94171 data set that we receive and
2 are legally required to use for redistricting.

3 It's not like, you know, we didn't just
4 drop a tab and use that data set, it's
5 actually not included at all. One thing I
6 will say though, is whenever you think about
7 how, you know, communities and populations
8 respond to the Census data or even self-
9 identify within the elections world as well,
10 their voter registration, things of that
11 nature, they you know I would assume most of
12 the Haitian community would self-identify as
13 black which is a racial population we
14 obviously work to ensure is protected within
15 that.

16 So we are inherently working to protect
17 that community even though we don't have any
18 concrete data that speaks specifically to the
19 Haitian population.

20 CHAIR LEEK: Okay. One more follow up?

21 MS. DRISKELL: Okay.

22 CHAIR LEEK: All right. Representative
23 Driskell?

24 MS. DRISKELL: Thank you. It's kind of
25 more of a comment but I don't know if we are

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1 going to have comments or should I wait, Mr.
2 Chair, or?

3 CHAIR LEEK: Go ahead.

4 MS. DRISKELL: Okay. And the comment
5 is just, and thank you for that because we
6 absolutely should be doing what we can to
7 protect the Black districts.

8 It's just that I think within language
9 minorities, you know, the Black populations
10 not a monolith and it's the Haitian community,
11 I'm not a part of it but I would imagine it
12 has maybe some specific, you know, issues that
13 are specific to them and so then it sounds
14 like, Mr. Chair, going back to I think a
15 comment that you made two questions ago, that
16 perhaps it's that we need to hear some
17 community feedback about those maps and hear
18 from the community that may be the language
19 minority about what, you know, what they think
20 of the maps, et cetera, and if they feel
21 protected or not.

22 CHAIR LEEK: Yeah. Thank you and I'll
23 reiterate, you know, something I've said many,
24 many, times before. First of all, we have,
25 right? So we have heard some of the

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1 representatives but if you represent those
2 communities or you have an interest in those
3 communities, please reach out to the
4 constituents in those communities, bring back
5 their input and we are happy to take it.

6 And let me -- this is probably a good
7 time for me to also say, you know, thank you
8 to those Members who have sought out Staff,
9 sought out me, sought out the Vice Chair, you
10 know, sought out the subcommittee Chairs, to
11 give input. We appreciate that.

12 And the goal for the entire thing is to
13 be able to ask questions like Representative
14 Driskell is asking right now because that
15 means that you have a level of understanding
16 that is going to be necessary for each of us
17 to make the decisions on the maps as we move
18 forward so thank you. Let me make sure
19 there's not somebody else, Representative
20 Geller? Right? Ranking Member Geller?

21 MR. GELLER: And thank you, Mr. Chair.
22 And I want to follow up on a couple of those
23 very excellent questions that Rep. Driskell
24 asked. First, returning to language
25 minorities and I guess, I don't know if I

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1 should direct this, Mr. Chair, to you or to
2 the Staff Director --

3 CHAIR LEEK: We will figure it out.

4 MR. GELLER: -- you'll make the call.
5 But if I'm following this correctly which is
6 always, you know, questionable, frankly, I see
7 that there are three Black districts that are
8 being protected. One is from Leon to Duval,
9 one is in the Orlando area, and one is in Dade
10 County. And then there is one additional one,
11 a fourth one, that's the one we looked at with
12 very different iterations for number 20, is
13 that accurate so far?

14 CHAIR LEEK: Ms. Kelly?

15 MS. KELLY: (inaudible).

16 CHAIR LEEK: Yup. I'm having a little
17 trouble understanding you. (inaudible).

18 MR. GELLER: Oh. Let me try and talk
19 close, more closely into the mic.

20 CHAIR LEEK: But I think, I think you
21 said there are four --

22 MR. GELLER: I think it's four total, I
23 counted three and then adding in the one --

24 CHAIR LEEK: Protected district?

25 MR. GELLER: -- that has different

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1 configurations. One from Leon to Duval, one
2 in Orlando, one in Miami, and then there's
3 that one 20 that we looked at with two very
4 different iterations. Is that correct for
5 Black districts?

6 CHAIR LEEK: I think that the question
7 is are there four protected districts?

8 MR. GELLER: Those four.

9 MS. KELLY: Let me clarify just to make
10 sure. The Black protected districts, 3, 20,
11 which was the south Florida one with different
12 iterations, and 24.

13 MR. GELLER: There is not one in the
14 Orlando area? Did I misunderstand that?

15 MS. KELLY: Correct.

16 MR. GELLER: Okay. So with that said,
17 and if this was said, I didn't hear it and
18 there was a brief reference. Which if any are
19 either protected or expected Spanish language
20 districts?

21 CHAIR LEEK: We're trying to do -- the
22 reason there's you know, some hesitation here
23 is we're trying to take the question that you
24 have and overlay the law on it to make sure
25 that we're talking about the same things, but

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1 Ms. Kelly, if you can answer that?

2 MS. KELLY: Yes, I will try. Thank
3 you, Chair. Representative, so with regards
4 to the Black districts, which one are
5 protected Spanish language?

6 MR. GELLER: Not with regard to the
7 Black district, overall --

8 MS. KELLY: Okay.

9 MR. GELLER: -- which, if any, of these
10 districts are, in terms of language affinity,
11 language community, which are either protected
12 or expected Hispanic districts where Spanish
13 speaking citizens can be sure that they're
14 able to have representatives of their choice?

15 CHAIR LEEK: I'm not sure what the
16 expected part means but we can certainly
17 answer the protected part.

18 MS. KELLY: And so --

19 MR. GELLER: Predicted, perhaps?

20 MS. KELLY: -- switching gears to our
21 protected Hispanic districts, I feel like is
22 what you are asking about. So whenever you're
23 looking at the map there 25, 26, and 27, in
24 south Florida are protected Hispanic
25 districts.

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1 We also talked about Congressional
2 District 9, which is not a protected district,
3 it's not quite performing but it is a
4 majority-minority district with the natural
5 population that we all know has influx there
6 over the decade.

7 MR. GELLER: So 9 is viewed as a
8 Hispanic district?

9 CHAIR LEEK: Ms. Kelly, you're
10 recognized.

11 MS. KELLY: I'm so sorry,
12 Representative, could you repeat that
13 question?

14 MR. GELLER: Mr. Chair?

15 CHAIR LEEK: You're recognized.

16 MR. GELLER: The proposed Congressional
17 District 9 is viewed as -- let me let you
18 define how it's viewed in terms of the
19 Hispanic language. I don't want to use the
20 wrong words. I'll let you choose the words
21 that define what 9 is in terms of Spanish
22 language community.

23 CHAIR LEEK: Ms. Kelly?

24 MS. KELLY: It is a majority-minority
25 district which means that over 50 percent of

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1 its population is self identifies as Hispanic.

2 MR. GELLER: Follow up, Mr. Chair.

3 CHAIR LEEK: You're recognized.

4 MR. GELLER: And then is there a Black
5 district that meets that same standard in the
6 Orlando area? It's not language based but
7 it's community and affinity based and minority
8 choice of representation.

9 CHAIR LEEK: Ms. Kelly?

10 MS. KELLY: Thank you, Mr. Chair. Not
11 over 50 percent in the Orlando area, no, sir.

12 MR. GELLER: Final, I think follow up,
13 Mr. Chair, if I may? And then moving the
14 south Florida again, let me ask. I heard the
15 very thoughtful exchange between you and Rep.
16 Driskell, but let me just say for the record
17 that there are numerous Haitian Americans
18 either in my own district or immediately
19 contiguous to my district in Northeast Dade
20 and Southeast Broward.

21 I would -- it would be difficult for me
22 to recount for the record, the number of them
23 that I've heard from expressing great concern
24 about whether or not their particular language
25 group, Haitian Creole, is going to have

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1 attention paid to it or the district drawn
2 that will be sensitive to electing Haitian
3 Creole speakers.

4 So having heard what you said, I'm not
5 asking for repetition but I would like a
6 little more explication that I can go back and
7 tell the many, many, Haitian Creole speakers
8 who have contacted me about this?

9 CHAIR LEEK: Okay. I think there was a
10 question at the end there. And I think that
11 question repeated the question that
12 Representative Driskell asked and the
13 explanation was given. We'll give you that
14 explanation again but --

15 MR. GELLER: I'm hoping --

16 CHAIR LEEK: -- we've got a whole other
17 set of maps to get through so before we start
18 repeating answers, if you don't mind, we'll
19 get to other questions?

20 MR. GELLER: Chair, let me just be
21 clear. As I said, I heard that answer. I was
22 hoping for a little more -- I don't want us to
23 waste time, just repeating.

24 CHAIR LEEK: Okay. Well --

25 MR. GELLER: Hoping for a little more

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1 info.

2 CHAIR LEEK: -- if you don't mind
3 getting with Ms. Kelly --

4 MR. GELLER: Whatever she -- okay.

5 CHAIR LEEK: -- you can do that because
6 I think the explanation that she gave was
7 actually very thorough and I'm not sure there
8 is more to provide but maybe there is a
9 different way to frame it so that it -- listen
10 guys, the stuff we are doing here is very,
11 very, technical and very, very, legal and it
12 requires a degree of precision that doesn't
13 necessarily make it easy to communicate. And
14 so we're trying but it -- there might be a
15 better way to do that if you don't mind
16 getting with Ms. Kelly, I'd appreciate it.

17 MR. GELLER: Thank you, Chair.
18 Representative Onfroy, you're recognized.

19 MS. OMPHROY: Thank you so very much,
20 Chair. I appreciate it. I appreciate this
21 presentation. I thought it was extremely
22 thorough. I actually identify with the
23 demographics that is being spoken about
24 currently.

25 I am of Caribbean American; I represent

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1 the largest Caribbean American population in
2 the State of Florida. My grandmother is
3 Haitian and Portuguese so I identify with the
4 Haitian population because I am such. And I
5 can tell you that I have one question.

6 So I know that on the Census report, my
7 Aunt, when she was a member of this Florida
8 House, worked on Census and lobbied for the
9 designation of the different Caribbean
10 American ethnic groups within the State of
11 Florida.

12 So we know that we were able to self-
13 identify. And I just want to clarify, did
14 they tell you the self-identified people in
15 that population group or did they just keep
16 that as, you know, additional fodder. And
17 then I would ask, Chair, if I could have a
18 follow up after the question is answered?

19 CHAIR LEEK: Thank you, Representative
20 Omphroy. Just to be clear the information
21 that we have comes from the Federal Government
22 not the State Government.

23 MS. OMPHROY: No, I meant the Federal
24 Government, because they asked us in the
25 Census to identify. I was asked to identify

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1 what I was. If I could say that I was
2 Jamaican, I could say that I was Haitian, I
3 could say that I was from Barbados, I could
4 say that I was from, you know, it was allowed
5 this year.

6 It was something that was fought for
7 within my community that I represent majority
8 of. And so I'm wondering, did they not
9 transfer that information or was that
10 information they gathered and then didn't do
11 anything with as far as transferring it down
12 to the State?

13 CHAIR LEEK: Thank you. And I'm going
14 to defer to Ms. Kelly here in a second. But I
15 think this may also help you, Representative
16 Geller. I think we're talking about the
17 difference between the survey versus the
18 Census level data.

19 MS. KELLY: Thank you, Mr. Chair. And
20 thank you, Representative. So the boxes that
21 you were able to fill you, handwrite in your
22 self-identification on the Census Bureau, it
23 was still sent back with your Census form
24 whether you filled it out, handwritten or if
25 you did it online this decade, which first

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1 time ever they allowed that.

2 There is many other things that the
3 Census Bureau uses that information for so as
4 far as redistricting goes that information was
5 not delineated and sent to us. However,
6 there's a whole world of demographers and
7 statisticians that use that information in
8 completely separate and different ways where
9 it may be showing up.

10 I can't speak to that; I'm not well
11 versed in those data sets. But as far as
12 redistricting that detailed, next level
13 detailed information is not part of our PL
14 data set.

15 CHAIR LEEK: And Representative
16 Driskell, I see the look on your face. So let
17 me see if I can explain this. That
18 information while collected is not collected
19 in the same detail as the information that is
20 necessary and legally required for us to use
21 in redistricting.

22 So while that survey was given to you,
23 you know, some people responded, some people
24 did not. It is not the same detailed
25 information that we are required to use for

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1 redistricting. Is that fair?

2 MS. OMPHROY: I had one more follow up,
3 sorry.

4 CHAIR LEEK: Representative Omphroy?

5 MS. OMPHROY: Thank you so very much,
6 Chair. So in our mapping out of things,
7 culturally, you know, I'm just going to say in
8 Broward County 40 percent of the Black
9 population identifies as being Caribbean
10 American with the largest group being the
11 Jamaican population at 13.7 percent, if I'm
12 not mistaken. And the Haitian population at
13 13.1 percent, right?

14 I happen to be grateful to be part of
15 both of those populations. So did we have to
16 take into account cultural groups in regards
17 to the Census because Caribbean American
18 population is looked at as a cultural group
19 and so I just want to put that out there also.
20 Thank you.

21 CHAIR LEEK: Thank you. Let me try to
22 answer that if I can. So the question was is
23 any -- does any State have to take that into
24 account and The Supreme Court has told us no.
25 You have to follow Tier 1 and Tier 2 that

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1 communities of interest it's not one of the
2 criteria within it.

3 Now that information is available to us
4 through, you know, whatever means it is and it
5 doesn't mean that we can't take it into
6 account, but it cannot supplant any of the
7 legal requirements that we must take into
8 account. Just a second. (inaudible). I want
9 to check and make sure that the stuff I'm
10 saying is right. So was I right?

11 MS. KELLY: Yes.

12 CHAIR LEEK: Thank you. Representative
13 Driskell, you're recognized.

14 MS. DRISKELL: Thank you, Mr. Chair.
15 And I think you may have just answered the
16 question that formulated in my mind based on
17 the exchange we just had with you and Rep.
18 Omphroy which is, so it sounds like that
19 information is available to us, we are not
20 required to use it but we could make a policy
21 decision as a legislative body to use it?

22 CHAIR LEEK: Yeah, kind of. Remember
23 because the survey information is not as
24 precise as is necessary for the required legal
25 data that we have to use, right?

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1 But it is a community of interest that
2 is not really measured in any other way other
3 than a survey and I'll turn it over to Ms.
4 Kelly at that point. That's -- she says I'm
5 right. I always like it when that happens.

6 MS. DRISKELL: Thank you. That was
7 helpful.

8 CHAIR LEEK: Ranking Member Geller,
9 you're recognized.

10 MR. GELLER: And thank you, Mr. Chair.
11 Also, a quick follow up on that as well. As I
12 understand it we've used the term protected
13 districts and that's why I was curious about,
14 you know, what we're doing in terms of Spanish
15 language and if there is any effort made to
16 identify and provide that for the language
17 group of Haitian Creole.

18 In view of what we were just hearing, I
19 think and again, please I know much less about
20 this than our Staff Director certainly, and
21 maybe you as well, Mr. Chair, but I understand
22 that what we are protecting is based on what
23 exists going into this process that we cannot
24 have retrogression from.

25 We have to at least maintain, I think

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1 is called benchmark, and I just like to know
2 how we decided and what criteria were applied
3 for what is a benchmark district that has to
4 be protected, particularly in terms of the two
5 that we talked about in the Orlando area,
6 Black district but maybe not a benchmark
7 district, a Hispanic district with maybe more
8 ability to elect but maybe not a benchmark
9 district.

10 How did we decide what had to be
11 protected as opposed to what was just there
12 and could be affected?

13 CHAIR LEEK: Okay so this gets into the
14 weeds of what is a protected district and
15 you've heard terms like majority, minority,
16 you know, performing district, coalition
17 districts, there are a whole host of districts
18 that may fall into that protected district
19 category.

20 For the specifics of what, and I think
21 Ms. Kelly answered this before, but there is
22 no one piece of data that makes it protected.
23 But for the specifics of those districts that
24 you referenced, I think I'm going to have to
25 defer to Ms. Kelly.

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1 MR. GELLER: Benchmark.

2 CHAIR LEEK: Benchmark is another legal
3 term but we'll let Ms. Kelly explain it.

4 MS. KELLY: Thank you, Mr. Chair. And
5 thank you, Representative, that's actually the
6 first thing I wanted to clarify. The
7 benchmark is related to the current, you can
8 think of it as the current map, right? The
9 current map and you can view the current map
10 with the data from last decade and you can
11 view the current map with the data from this
12 decade.

13 And so whenever we go in and analyze,
14 you know, what is happening in that area and
15 that district, and this goes back to the
16 question I heard from Rep. Driskell so I won't
17 repeat, just for the sake of time.

18 But you're able to look at that area
19 with the voting age population, your
20 registered voters, voter turnout, as well as
21 the election results. And all of those data
22 points together help to identify whether or
23 not it would be performing and therefore, as
24 you said related to Tier 1, would be required
25 for protection moving forward from the

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1 benchmark map.

2 MALE VOICE: Thank you.

3 CHAIR LEEK: Members, we're going to
4 move on here and I'm just going to start by
5 saying, you know, for those of you who had to
6 suffer through these types of conversations
7 and discussions in law school, I'm sorry
8 you're having to do it again. For those of
9 you who did not have to suffer this in law
10 school, I'm doubly sorry. So let's move into
11 the next presentation, please. Ms. Kelly,
12 you're recognized.

13 MS. KELLY: Thank you, Mr. Chair. And
14 I'm going to turn it over to the team.

15 MR. POREDA: Thank you. Okay. So we
16 are going to move into our two options for the
17 State House map. And we will again, start in
18 the panhandle and work our way down into the
19 Monroe County area, kind of weaving throughout
20 the State so we can hit every region.

21 So here you see the majority of the
22 panhandle with District 1 through 9 in the
23 current map, or I'm sorry, 1 through 9 in the
24 two options that we have before you. Their
25 orientations are all very similar.

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1 Districts 5 and 6 are actually the same
2 in both. Both whole county combinations.
3 District 6 is actually Bay County in and of
4 itself. District 5 is made up of five other
5 entirely whole counties and nothing else.

6 We're able to do some of these things
7 because in the State House map, unlike the
8 Congressional map, we have a little bit more
9 flexibility with population deviation offer
10 ideal so because of that we're able to keep
11 some counties whole and not include any other
12 piece of a county or city in order to make up
13 what is the entirety of a district.

14 We also have the ability to combine
15 certain counties together and put a certain
16 number of districts within them to help us
17 maintain the county boundaries. One example
18 of that is District 1 through 4, where you see
19 that three county combination of Escambia,
20 Santa Rosa, and Okaloosa, can fit four House
21 districts within the allowed population
22 deviation.

23 And within Districts 1 through 4 you
24 can see that Districts 3 and 4 are very
25 similar, but Districts 1 and 2 just show some

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1 difference in what we in both options keeping
2 the city of Pensacola whole but different
3 options for orienting those two districts in
4 that region and the policy choice of either
5 doing a Pensacola very tightly compact
6 district which would then make District 1 have
7 to wrap around it and go into Santa Rosa
8 County or to kind of split the difference and
9 include Pensacola with a district that crosses
10 over to Santa Rosa County.

11 That's just a simple Tier 2 policy
12 choice that we wanted to demonstrate in this.
13 Another example of that is District 7, 8, and
14 9. So District 8 is one of our protected
15 Black districts. It's a majority-minority
16 Black district that we performed a functional
17 analysis to ensure the ability to elect for
18 the minority community in that region.

19 That is the District that exists in the
20 benchmark and that we recreated here. Unlike
21 the previous decade where after creating that
22 district and protecting that minority
23 community there was enough population leftover
24 in Leon County to fit a district entirely
25 within Leon.

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1 Unfortunately with population shifts
2 over the decade and because district
3 populations have increased from an ideal
4 population of about 156,000 to now about
5 180,000 there is not enough population left in
6 Leon County to satisfy the entirety that would
7 be enough of a House district.

8 So Leon County will have to be
9 connected to other neighboring counties in
10 some way, shape, or form. We've presented two
11 different options for how that policy choice
12 could be made. Where in option A most of
13 Tallahassee and south Leon County is connected
14 to the counties to the West and then the
15 northern portion of Leon County is connected
16 to Jefferson County and the other counties to
17 the East.

18 In option B most of Leon County is
19 connected with Jefferson and Madison and then
20 the remaining counties are all connected
21 together with a small portion of Leon County.
22 Those are just two different options presented
23 with this new mathematical challenge that we
24 have with Leon County in this particular area.

25 MS. KELLY: And Jason, I'll step in

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1 real quick. Members, this is another example
2 that I'd like to show for keeping cities
3 whole. So before I switch to the next slide,
4 District 4, which is the yellow district, you
5 can see on the East and West it follows county
6 lines very clean as well as on the south and
7 then on the northern portion it follows
8 portions of I 10 but there's this little bump
9 up. And you may ask why is there a little
10 bump up.

11 Well, whenever you zoom in and actually
12 look at what city geography is there
13 incorporated city, this is the city boundaries
14 of Crestview. And so as you can see instead
15 of continuing along I 10 which would split the
16 City of Crestview south of the interstate and
17 north of the interstate, that little bump up
18 is created to respect those city boundaries
19 and to allow that city to be kept whole within
20 District 4. So again, just another quick
21 example of why a district may look the way it
22 does.

23 MR. POREDA: Thank you, Leda. And now
24 continuing further east, we'll go with
25 District 10 through 18, which is the greater

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1 Jacksonville area. And you can see here in
2 our option A and option B we presented two
3 different ways of looking at the Duval and
4 Nassau County area.

5 And then also District 10 and 11 show
6 how keeping a district wholly within Clay
7 County is still possible but connecting it to
8 the other neighboring counties you can do so
9 in a different way. Both Tier 2 compliant,
10 it's just a matter of a policy choice of
11 whether or not we split the county vertically
12 or horizontally.

13 This could be an opportunity to look at
14 compactness scores and figure out which
15 orientation is best or there could be another
16 orientation that maybe not as extreme as
17 totally horizontal or totally vertical, but
18 this is a way of presenting to the committee
19 different policy choices that could be used,
20 still keeping the same county combination
21 together and keeping a district wholly within
22 Clay but splitting up the county in a slightly
23 different way.

24 In Nassau Duval going back to that, you
25 can see this is an example of how we can keep

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1 Nassau County whole but we can connect it to
2 the east side of Duval County, keeping five
3 other districts wholly within Duval County or
4 going to the other way and taking Nassau
5 County into Duval County on the West side and
6 keeping the five districts wholly within Duval
7 County pushed over more towards the East side.

8 Another thing I want to point out here
9 is that Districts 13 and 14 are both Tier 1
10 protected districts within Duval County of the
11 Black population there. We ran functional
12 analysis on both of these districts to ensure
13 the minority communities' ability to elect
14 candidates of their choice in both
15 districts -- oh, sorry.

16 District 18 is solely within St. Johns
17 County and this is just a different way of
18 showing how we can use good boundaries, one
19 uses a river, one uses a road, and then both
20 options keep the City of St. Augustine whole
21 but in what will be the remaining portion of
22 Duval -- or St. Johns County not in House
23 District 18.

24 MS. KELLY: (inaudible).

25 MR. POREDA: Yeah. So now we move into

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1 the area just south of that area I was just
2 discussing. District 18 is kind of used as a
3 bridge here so we'll continue talking about
4 St. Johns in that area and then move east to
5 kind of talk about how some of those decisions
6 will impact the rest of this region.

7 So as I mentioned before District 18 is
8 the northern portion of St. Johns County then
9 you can see below that in option A and option
10 B Districts 18, 19, and 20, look very similar
11 but there are some subtle differences between
12 the two.

13 In both of our options we kept Flagler
14 County whole and then connected it to a
15 portion of that St. Johns area and all of the
16 City of St. Augustine. Both options look very
17 similar but they do follow different boundary
18 lines to go north to kind of present different
19 options to the committee.

20 One follows a railways, one follows a
21 highway. But they both keep the city whole.
22 We did explore some options trying to keep St.
23 Johns County just in two different districts
24 but to do that that would force us to split
25 either Flagler County or Putnam County or in

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1 some cases, both.

2 It would also negatively impact the
3 compactness of a lot of the districts to the
4 South. So we decided to present some subtle
5 differences between Districts 19 and 20 in
6 these options even though they look somewhat
7 similar.

8 District 20 contains all of Putnam
9 County in both options. A little bit of that
10 western portion of St. Johns County that's not
11 in District 18 or 19, and then continues into
12 Marion County in a similar but slightly
13 different way.

14 I'll point out District 21, the green
15 district there in the middle, that is another
16 Tier 1 protected Black performing district
17 that have performed a functional analysis on
18 and in both options even though they look
19 different we've ensured the minority
20 communities ability to elect candidates of
21 their choice. They are in that district.

22 We are actually able in both options to
23 just split Alachua County into two different
24 districts in this case, 21 and 22. One of the
25 differences between these two options and how

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1 we build that minority protected district is
2 how much population is in that district that's
3 in Alachua County.

4 In option A it has a little less or --
5 I'm sorry, District 21 has a little bit more
6 of Alachua County which enables District 22 to
7 have all of Levy and all of Gilchrist County
8 and then get the remaining portion of its
9 population needed to get close to the
10 population deviation just within Alachua.

11 In option B because District 22 has
12 more of Alachua County, District 21 has a
13 little less, its only able to include all of
14 Gilchrist County. The tradeoffs here are
15 obviously District 21 in option B is a little
16 bit more visually compact, it's more
17 mathematically compact as well.

18 But the tradeoff is that in option B,
19 Levy County has to get split a little bit by
20 Congressional District 24. District 24 is
21 also not wholly within Marion County like it
22 is in option A.

23 And also, Lake County, as you go
24 further down to District 25 and 26, in option
25 A are both wholly within Lake County whereas

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1 in option B only District 25 is wholly within
2 Lake County.

3 Another difference between the two
4 options is that in option A there are five
5 districts in Marion County and in option B
6 there are only four even though there is no
7 district wholly within the county.

8 So these are different Tier 2 tradeoffs
9 after drawing the Tier 1 protected district in
10 between that you can make that'll affect how
11 an entire region can come together.

12 I'll talk a little bit now about going
13 south into Sumter, Pasco, and Hernando County.
14 Those three counties kept together is
15 approximately the right population for five
16 House districts. So we've split up -- we've
17 kept three districts wholly in Pasco, one
18 wholly in Hernando, and then added the rest to
19 keep Sumter whole in both options that are the
20 same in both options.

21 Moving a little bit back to the East,
22 kind of working underneath the District 18,
23 19, and 20 area that I discussed earlier is in
24 Volusia County. And you can see that because
25 we keep Flagler County whole and Putnam County

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1 whole, we do some different stuff with Marion
2 in the two different options but as we get
3 into Volusia County the districts look similar
4 but there are some subtle differences with how
5 the boundaries come together.

6 But because we keep Flagler County
7 whole the District 28 is going to be very
8 similar in both options with some subtle
9 differences and following different municipal
10 lines but the overall shape of the district is
11 more or less the same or very similar to each
12 other.

13 A lot of these municipal lines in
14 western Volusia County out toward Deltona and
15 Deland, we keep as many of those cities whole
16 as possible and actually in option A we keep
17 all of those cities whole either in District
18 27 or 29. District 29 does split one of the
19 cities over there in the west but in either
20 case because of the overlapping municipal
21 lines on the east coast, we do have to split,
22 I believe, Port Orange in both options.

23 But we keep as many cities in Volusia
24 County whole. Another portion of Volusia
25 County is attached to the District 27 which is

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1 either just in Lake in option B or Lake and
2 Marion in option A and then the remaining
3 portion of Volusia County would be connected
4 down to the space coast which I'll turn over
5 to Kyle to talk about.

6 MR. KYLE: Oh. (inaudible).

7 MR. POREDA: Oh, I'm sorry, yeah, we're
8 something else.

9 MS. KELLY: I have one thing. Before I
10 switch to the next slide I'd like to draw
11 everyone's attention to District 23 which is
12 composed in part of Citrus County. And you
13 can see on the western coast there's a little
14 portion of it that kind of hangs out into the
15 Gulf and you may be wondering what that is.

16 So earlier we talked about the
17 Everglades and the Census Blocks that comprise
18 over the Everglades. The Census Bureau also
19 identifies water blocks for us as well and so
20 while there may not be no population on this,
21 we do also still have to assign these water
22 blocks to the respective districts that we're
23 creating which is what may create some of that
24 unique geography like what you're seeing in
25 the Citrus County area.

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1 On the West coast of Florida these
2 water blocks go out 9 miles and then on the
3 East coast they go out 3 miles offshore. So
4 again, just draw your attention to that.
5 Thank you. (inaudible) Kyle.

6 MALE VOICE: Okay, moving over onto the
7 east coast. We'll start with District 30
8 which takes the remaining portion of southern
9 Volusia and combines it with the northern
10 portion of Brevard County.

11 It does split, as Jason said, Port
12 Orange, this has a piece of Port Orange in the
13 northern part. It also splits Titusville in
14 Brevard County. The next three districts are
15 similar with varying boundary lines, Districts
16 31, 32, and 33.

17 And some of those choices are whether
18 or not you follow a primary roadway, a
19 riverway, or use municipal lines. But they
20 all form rather compact, stacked, districts in
21 all three are kept wholly within Brevard
22 County leaving the remaining population of
23 Brevard County to be paired with Indian River
24 County which is able to be kept whole in
25 District 34 and that kind of makes up our

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1 space coast.

2 Moving into the Orange, Osceola, and
3 Seminole areas. We'll start with Districts 40
4 and 41. Both are protected Tier 1 Black
5 districts. HD 40 is a majority-minority
6 protected Black district. Both are the same
7 in both options in our functional analysis
8 ensures that the minority populations within
9 both districts are protected their ability to
10 elect a candidate of their choice.

11 Districts 46 and 43 are majority-
12 minority Hispanic districts that one is kept
13 entirely within Orange County and 46 entirely
14 within Osceola County. Our functional
15 analysis ensures that minority communities'
16 ability to elect a candidate of their choice
17 is not diminished.

18 They're an additional -- because of the
19 Hispanic growth along this I4 corridor, we've
20 made some very Tier 2 compliant compact
21 districts, both District 47 and 44 following
22 those major roadways using municipal lines of
23 St. Cloud in District 47 and Bell Isle in
24 District 44.

25 We made some very compact districts

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1 that are also majority-minority Hispanic
2 districts. 35 -- District 35 takes the
3 remaining portion of Osceola County and
4 combines it with the western population of
5 Orange County.

6 Most of the other districts in Orange
7 County are all similar because they're shaped
8 by the minority districts that are protected
9 by Tier 1. The main difference is in the
10 Seminole County area are Districts 38 and 37,
11 in option A 38 falls some of the Winter
12 Springs boundary lines which creates a split
13 in some additional cities.

14 And when we use major roadways we're
15 able to keep some of those cities whole versus
16 splitting them in option B. So it's kind of
17 some Tier 2 tradeoffs, whether or not you use
18 municipal lines to keep the cities whole or
19 follow some good clean boundary lines along
20 the primary roads which results in splitting
21 some of these cities. So those are some of
22 those options in this central Florida region.

23 Moving into Polk County we have two
24 very different configurations. Starting in
25 option A the boundaries are a little ore

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1 jagged in all of them, however, we are able to
2 keep all municipalities whole within each
3 district in Pole County.

4 So for example, District 51 in workshop
5 A keeps all of Lakeland whole within it.
6 District 48 keeps the cities of Davenport and
7 Haines City whole within it likewise in 50
8 Auburndale is kept whole and 49 we have Lake
9 Wales and some of the southern Polk cities all
10 kept whole within that.

11 Now in option B we chose to use more
12 primary roadways, I believe we used the CSX
13 railway to divide 50 and 49. But these are
14 all other Tier 2 coequal boundaries to use
15 that results in a more visually compact
16 districts however, we split more cities
17 following these roadways.

18 MS. KELLY: And just to extrapolate
19 more on what Kyle was just saying. The option
20 that -- the slide that I've clicked over to is
21 option A. So on the right -- I'm sorry, on
22 the left you can see the original image we
23 were just looking at and on the right the
24 yellow illuminated areas are those
25 incorporated municipalities throughout Polk

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1 County. And as you can see if you really
2 squint all of the city boundaries are
3 maintained when creating those individual
4 districts.

5 Similarly, moving onto, this was option
6 B that was presented on this screen, just
7 highlighting how by perhaps doing a more
8 visually compact formulation of Polk County
9 following major railways, roadways, like Kyle
10 mentioned, we do end up splitting many more
11 cities.

12 This is the compactness results for
13 Polk County as well. And again, you know the
14 option A on the right we'd work to keep cities
15 and option B on the left was using more
16 railways and roadways, and you can see those
17 additional coequal Tier 2 tradeoffs.

18 Option B has better mathematical
19 compactness as well but by choosing
20 mathematical compactness you'd also be
21 choosing to split more cities. So again,
22 they're not always mutually exclusive and
23 there are tradeoffs you have to make within
24 especially Tier 2.

25 MR. KYLE: Moving into the West coast.

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1 We have Pinellas, Hillsborough, and Manatee.
2 And this three county combination we were able
3 to figure out we could fit sixteen districts
4 wholly within these three counties. Starting
5 out with Districts 62 and 63, both of these
6 are protected Tier 1 performing Black
7 districts.

8 A functional analysis ensures that the
9 minority candidates in each district can elect
10 the candidate of their choice. District 62 is
11 the only district that crosses the Pinellas
12 and Hillsborough County line. So we were able
13 to five additional districts wholly within
14 Pinellas.

15 In workshop A the Pinellas districts we
16 chose to stick more towards the roadway
17 boundaries and the clean lines that create
18 some smaller compact shaped districts and then
19 in workshop B we chose the option of keeping
20 more cities whole, being able to keep
21 Clearwater wholly within a district, Safety
22 Harbor wholly within a district, Pinellas Park
23 and Seminole in some different districts as
24 well.

25 Into Hillsborough some of the similar

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1 decision points were made and illustrated here
2 between 67 and 68. They in both iterations
3 follow primary roadways but one orientation we
4 have Plant City that is split in option A
5 whereas Plant City is kept whole in option B.

6 Another difference between the two is
7 the interaction with Manatee County. In
8 option A we have two districts that cross that
9 Manatee Hillsborough line in 70 and 69.
10 Whereas in option B we have only one district
11 that crosses that line and we're able to fit
12 both 71 and 72 both wholly within Manatee
13 County.

14 Moving a little further south we'll
15 start with Sarasota County. We have two
16 different orientations. One is more
17 horizontal and then another is with two
18 districts more vertical. Both are able to
19 keep the City of Sarasota whole but the
20 compactness is affected in these two
21 orientations using I believe that's I-75 to
22 divide the two in the more vertical nature.

23 So those are kind of some of those
24 policy decisions. However, using 75 in option
25 B splits the City of Venice. Moving into

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1 District 76. We have part of Charlotte
2 County, part of Lee County, and all of Desoto
3 County. And that kind of makes a nice square
4 district.

5 We have some differences down in Lee
6 County around the Cape Coral District 79 in
7 Fort Myers and how those cities can be kept
8 whole but in kind of different orientations
9 based on how District 77 is shaped around that
10 area.

11 Districts 82 and 81 in -- down in
12 Collier and 82 includes parts of Hendry,
13 there's a different boundary line there one is
14 Alligator Alley which divides it more in a
15 horizontal nature in workshop B. Workshop A
16 follows 75 south and then kind of keeps that
17 more of a coastal district.

18 Those kind of illustrate some decisions
19 that affect the compactness score of both
20 districts and how they're interacted together.
21 And then District 83 is a four county
22 combination of just whole counties that makes
23 a district in the central part of the state.

24 MS. KELLY: And as we segue over to the
25 east coast of Florida, I want to take a second

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1 to talk about Lake Okeechobee because I know
2 Members may have questions about how that is
3 divided and can be attributed to the
4 surrounding districts whatever those may look
5 like.

6 So within Lake Okeechobee the Census
7 Bureau has divided it into five regions. So
8 whenever we go to assign our neighboring
9 districts and create those neighboring
10 districts, those districts will reach out
11 their respective point within Lake Okeechobee.
12 So again, negatively impacts our compactness
13 score just a little bit with that point being
14 created. However, we obviously have to
15 account for those blocks that are included
16 throughout Lake Okeechobee.

17 MR. POREDA: Thank you. And now
18 we'll move back over to the East coast of
19 Florida starting with St. Lucie in Martin
20 County with District 84, 85, and 86. You can
21 see actually the City of Port St. Lucie is one
22 of the cities that's actually too big for a
23 House district so these are two different
24 options for keeping a district wholly within
25 St. Lucie County and then how we bridge that

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1 get the remaining population that we need for
2 the other districts into Martin County.

3 District 85 in both options is
4 primarily within the City of Port St. Lucie
5 but in one option in option A 85 is the
6 district that crosses that county line whereas
7 in option B it's 84 that kind of goes around
8 the other side of it and wraps down into
9 Martin.

10 The majority of the rest of Martin
11 County is in District 86 but in order for
12 population purposes, in order to get within
13 the appropriate deviation that we need for
14 House districts a little bit of that district
15 has to go down into Palm Beach County to get
16 the remaining portion of its population.

17 You can see that the remaining
18 districts are all entirely within Palm Beach
19 County. In fact, these three counties
20 together, the outside county line of all these
21 county combinations are kept together. So we
22 actually don't even cross the Palm Beach
23 Broward County Line similar to how the current
24 map does. We are able to duplicate that
25 concept here with all of these districts.

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1 So looking at Palm Beach County a
2 little bit closer you can see that a lot of
3 the districts' orientations are actually
4 governed a lot by how District 88 is drawn in
5 kind of the North/Northeast side of Palm Beach
6 County.

7 Now, District 88 is a majority-minority
8 protected Tier 1 Black district that we have
9 there in that area of the county. In option B
10 the district follows a more similar
11 orientation to the current benchmark district.

12 In option A we were able to take that
13 district and not have the extension that does
14 so far South breaking a lot of city lines as
15 we go South. As a result, Districts 93, 89,
16 92, 90, and 91, further South of that are able
17 to keep all the cities in Palm Beach County
18 from District 88 down to the Broward County
19 line whole in their respective districts and
20 we are also able to create slightly more
21 compact shapes because we don't have District
22 88 kind of extending further south creating a
23 long district along the coast like in District
24 90.

25 But these are two different options,

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1 both District 88 we performed functional
2 analysis to ensure the minority groups ability
3 to elect a candidate of their choice in both
4 options. So this is a way of presenting two
5 different versions of a Tier 1 protected
6 district and how that may impact all of the
7 other districts around it within Palm Beach
8 County. But both valid choices.

9 So moving into Broward County, you can
10 see two slightly different orientations trying
11 to give the committee two different options
12 for how we're orienting these districts. I'll
13 first draw your attention to Districts 97, 98,
14 and 99. Those are three Black performing
15 protected districts. They're in north Broward
16 County.

17 District 97 and 99 are majority-
18 minority Black. All three of these districts
19 had a functional analysis performed on them to
20 ensure the minority groups ability to elect
21 candidates of their choice. Similar to the
22 benchmark districts that exist there in that
23 region.

24 And South Broward, Districts 104 and
25 105 are similarly protected Black districts.

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1 These two districts are in Broward and cross
2 the Miami Dade County line. These are the
3 only two districts that cross the Broward and
4 Miami Dade County line. We performed a
5 functional analysis on both Districts 104 and
6 105 to ensure the minority groups ability to
7 elect candidates of their choice in each
8 district. Which is all similar to the
9 benchmark districts that are in this region.

10 Districts 95, 96, and 103, are kind of
11 the western side of Broward. I'll draw your
12 attention specifically to 96 and 103. A lot
13 of those more or less populated blocks in the
14 Florida Everglades that Lita talked about
15 earlier. We have to account for them all and
16 there is different ways of doing that. And
17 here we showed you two different ways where
18 you could include all of those types of blocks
19 in one district or you can break them up into
20 two different districts creating more longer,
21 rectangular districts.

22 But either option is the same otherwise
23 those districts are the same and all of those
24 extra blocks were added have no population in
25 them so it is truly just a choice perhaps a

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1 good opportunity to look at compactness scores
2 and pick which option is better or whatever is
3 visually better. But that is a policy choice
4 that the committee can make.

5 MS. KELLY: So sticking to the Broward
6 County area, I know we mentioned this several
7 times, but south Florida especially gives us a
8 really good way to illustrate how some of our
9 municipal lines not only sometimes have very
10 unique geography but also sometimes interlock
11 with one another.

12 So it also is a factor whenever we talk
13 about keeping cities whole or keeping counties
14 whole and how we can look at that. So this is
15 the Broward County area, this is Davie, Cooper
16 City, Pembroke Pines, and Southwest Ranches,
17 and each city has a different color that's
18 been used to illustrate their city boundaries.

19 And you can see, you know, with Davie
20 and Southwest Ranches, there's a section of
21 the blue municipal lines that drop in between
22 two discontinuous pieces of the red boundary
23 lines.

24 There's an area between the red and the
25 green that is unincorporated all together and

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1 so that is not a formal city line and so we
2 use this just to illustrate Florida's, you
3 know, 412 incorporated municipalities all have
4 very unique lines. And we'll work to preserve
5 them when possible but this is just a good
6 illustration of how that may not always be
7 possible given their actual make up.

8 This next slide is also just a I'll
9 call this a fun Florida fact as well. There
10 is actually four cities in the State of
11 Florida that cross county lines. And so
12 whenever, you know, if it comes to pass where
13 this is a decision of keeping a city whole
14 versus keeping a county whole, these would be
15 four unique situations where those may not be
16 able to be done in tandem. So we have
17 Longboat Key, Marineland, Flagler Beach, and
18 Fanning Springs.

19 MR. POREDA: Thanks, Leda. And now we
20 will move down into Dade County. So as I said
21 before, Districts 104 and 105 cross the Miami
22 Dade County line, Miami Dade Broward County
23 line. Those are the only two districts that
24 do that.

25 Here you can see the remaining

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1 districts other than District 120 which we'll
2 get to at the end, all of the remaining
3 districts are entirely within Miami Dade
4 County. I'll start with Districts 107, 108,
5 and 112, here in our options. Those are all
6 Tier 1 protected Black districts that are
7 performing.

8 Districts 107 and 108 are majority-
9 minority Black districts. And all three of
10 those districts had functional analysis
11 performed on them to ensure those minority
12 groups in all three of those districts have
13 the ability to elect candidates of their
14 choice.

15 Districts 107, 108, and 112, are all
16 entirely within Miami Dade. They also follow
17 a lot municipal lines in that area for example
18 the western boundary of 108 and 112 in this
19 iteration is actually the Hialeah city lines.
20 We don't cross the Hialeah city line there.

21 In this area of the State, there's a
22 lot of very vertical roadway -- major
23 roadways. But also a lot of city lines that
24 are right up against each other. So even
25 opportunities where we might not be able to

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1 keep a city whole because it either has too
2 much population or because of where its
3 geographically located compared to other
4 districts, we do try to use those municipal
5 lines where we can to ensure that perhaps the
6 city is split fewer times than it would be
7 otherwise and because those municipal lines
8 are more well recognized than some of the
9 other possible boundary lines in the area.

10 We also, in Miami Dade County, use in
11 addition to a lot of the major roadways that
12 people are familiar with, those municipal
13 lines, there is also a great deal of canals
14 and manmade waterways in Miami Dade County
15 that are like you can see in different
16 communities throughout our State but there is
17 a lot of them here in Miami Dade County.

18 So where possible we try to use some of
19 those more recognizable ones to try to divide
20 the districts. District 106 on the west coast
21 after you get past 107, 108, and 112, that is
22 a district along the coast that contains, I
23 believe, seven entire whole cities there in
24 the beach communities including the bottom you
25 see a little bump on the bottom of 106 that's

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1 actually the City of Miami Beach.

2 So we're using a lot of the municipal
3 lines to create the district lines there in
4 District 106. The next group of districts
5 which include 109, 110, 111, 113, 114, 115,
6 116, and 119, are all protected Tier 1
7 majority-minority Hispanic districts that in
8 each one of them have had functional analysis
9 performed on them to ensure that the minority
10 groups ability to elect a candidate of their
11 choice is maintained as is in the benchmark.

12 So all of those districts fall into
13 that category. District 117 is actually a
14 performing Black district where the functional
15 analysis was performed to ensure the minority
16 communities ability to elect a candidate of
17 their choice and you can see here there is two
18 different versions of that.

19 One in option A looks a little bit more
20 similar to the current benchmark district and
21 the little hook on the bottom of that district
22 is actually the entirety of Florida City that
23 we use the municipal lines of that city and
24 include it within the district.

25 District 117 in option B is a it does

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1 not go into either Homestead or Florida City
2 and is a slightly more visually compact
3 looking district that is just a slightly
4 different orientation just to show the
5 committee that there is different options and
6 the ability to do that.

7 You can actually see the Homestead
8 municipal lines actually in the aqua district,
9 which I'll get to later that's District 120,
10 by not splitting the City of Homestead with
11 District 117 we were able to keep that
12 district -- that city whole within the aqua
13 district down below.

14 You can see District 119 is a lot
15 bigger in option B then it is in option A.
16 That's another example of trying to use those
17 less populated or unpopulated blocks in
18 western Dade County as a way of showing how
19 you can change compactness scores in a
20 district simply by which district you include
21 a lot of those non populated blocks in.

22 And the next slide is District 120
23 which you can see our Dry Tortugas that we
24 have attached which is considered part of
25 Monroe County so in order to keep Monroe

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1 County whole you have to include that with
2 whatever district includes all of Monroe
3 County and goes up into Miami Dade County.
4 And as I said in option B that actually has
5 all of the City of Florida City and Homestead
6 within it. And that is both options.
7 Chairman?

8 CHAIR LEEK: Thank you. We are going
9 to turn to Member questions now. I want to
10 thank those of you that are still awake in the
11 audience and those of you that are still awake
12 up here. Believe it or not, members, that is
13 the abbreviated version of the presentation
14 because these are workshop maps, so yeah we
15 couldn't do the whole version.

16 Because these are workshop maps we
17 tried to keep it high level. Stick to those
18 things within the law that were being
19 considered and provide you different options
20 of how things can be considered. So we have
21 done that with the State maps.

22 I'm going to remind everyone that while
23 you may have a question that's specific to a
24 district we are not going to consider your
25 incumbency or political make up of any

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1 particular district. I don't care to know
2 where you live. I don't know where you live,
3 don't care to know where you live, so you
4 know, keep your comments within the law if you
5 would, please. And up first, Representative
6 Thompson?

7 MS. THOMPSON: Thank you, Mr. Chair. I
8 want to be sure that I understand the
9 percentage of minorities that must be present
10 in a district for it to be protected. I think
11 I heard 52, is that accurate?

12 CHAIR LEEK: Actually I think you're
13 mixing things within the law. So it's not the
14 percentage of minorities who live within a
15 district, it's whether the districts performs
16 and I'll turn it over to Ms. Kelly.

17 MS. KELLY: Thank you, Mr. Chair. And
18 thank you, Representative, that's actually a
19 very good question. Whenever we perform our
20 functional analysis and whenever we're
21 addressing the question that you've posed, it
22 is truly district by district.

23 Every district has different voting
24 patterns, voting strengths, and a different
25 amount of voting age population that reside

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1 within that district. The Courts have
2 actually been very clear that there is no
3 bright line test for, you know, if you're over
4 50 percent you're in a performing district,
5 they actually have struck down maps that try
6 to apply those arbitrary thresholds. So
7 unfortunately it's not quite as cut and dry as
8 that, it is truly a district by district
9 analysis.

10 CHAIR LEEK: Representative Thompson,
11 you're recognized.

12 MS. THOMPSON: Thank you. This is a
13 follow up. What are the actual performances
14 in the districts that you have identified as
15 protected minority or Black districts?

16 CHAIR LEEK: Let me try to address it
17 up front here. These are workshop maps. So
18 the maps when you -- I think that's a great
19 question. But probably for a different day
20 when you actually get maps to vote on, right?
21 When you see the districts that are going to
22 come before you to vote on. With that said,
23 Ms. Kelly, you want to chime in there?

24 MS. KELLY: Thank you, Mr. Chair.
25 Representative, do you mind asking your

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1 question again, I don't quite understand what
2 you're asking?

3 MS. THOMPSON: What I'm a -- thank you
4 very much. What I'm concerned about is if a
5 district can perform as a minority district
6 and therefore is protected, if the actual
7 percentages are above whatever that
8 performance threshold is and you can shift
9 some of those individuals into a different
10 district you would have more minority
11 districts. So that's my question.

12 CHAIR LEEK: Yeah, let me take a stab
13 at that because I think the premise is not
14 quite on par with what we are talking about.
15 The number of citizens within a district who
16 are minority does not determine whether it's a
17 performing.

18 You can have a district that is not a
19 majority-minority that performs and could be
20 protected. So we're kind of, we're kind of
21 mixing apple and oranges there a little bit.
22 Does that help? No, I can see that it
23 doesn't. I'm trying though. I don't think we
24 can answer your question as it's posed is kind
25 of my point.

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1 MS. THOMPSON: All right. Thank you.

2 CHAIR LEEK: Ranking Member Geller?

3 It's good. All right. Let me, Representative
4 Skidmore is a guest with us today. You know,
5 per our rules, we are going to allow Members
6 to ask for the committee to ask questions
7 first. If there are no Members with questions
8 then Representative Skidmore, I'll recognize
9 you. Any Members with questions? I'm seeing
10 none. Representative Skidmore?

11 MS. SKIDMORE: Thank you, Mr. Chair.
12 It's actually more of a technical question.
13 Could you remind us what the ideal population
14 is for each House district and what the
15 highest and lowest deviation you were able to
16 create in either workshop A or workshop B?

17 CHAIR LEEK: I think its roughly
18 179,000 in each district and the law precedent
19 would say you could go plus or minus 10
20 percent in Florida we typically --

21 MS. KELLY: Plus or minus 5.

22 CHAIR LEEK: -- plus or minus 5 percent
23 in the State of Florida, we have historically
24 stayed under that. Any other questions?
25 Representative Goff-Marcil?

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1 MS. GOFF-MARCIL: Thank you, Mr. Chair.

2 I think I understood what you were saying

3 before about --

4 CHAIR LEEK: You're the only one.

5 MS. GOFF-MARCIL: -- performing

6 (inaudible) -- performing as opposed to the

7 actual people that are in the district. But

8 could you help me understand what you mean

9 when you say majority-minority but then you

10 also say protected Black, protected Hispanic

11 and then you say minority-majority, you kind

12 of interchange with those, can you just --

13 CHAIR LEEK: I am going to kick this

14 one to our legal experts over here but it

15 roughly the difference is, you know, one of

16 residency versus how the district performs

17 voting. But, Ms. Kelly?

18 MS. KELLY: Perfect. Thank you, Mr.

19 Chair. And thank you, Representative.

20 Majority-minority just signifies that it's

21 over 50 percent. That's all.

22 CHAIR LEEK: You're recognized.

23 MS. GOFF-MARCIL: So when you're using

24 those terms it can be a protected majority-

25 minority or it could be majority-minority but

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1 not protected? Okay. Thank you.

2 MS. KELLY: Yes.

3 CHAIR LEEK: Yeah. Yeah. That's

4 right. Majority-minority is not the

5 determining factor of whether it's protected,

6 it's performance. Any other questions?

7 Representative, what do I call you,

8 Representative Slossberg still?

9 MS. SLOSSBERG-KING: Slossberg-King.

10 CHAIR LEEK: Okay. Got you.

11 MS. SLOSSBERG-KING: How many --

12 CHAIR LEEK: Congratulations.

13 MS. SLOSSBERG-KING: -- how many

14 protected districts do we have in the State

15 under these maps?

16 CHAIR LEEK: The benchmark districts,

17 you mean the ones that were protected last

18 time, because we don't have maps yet, so?

19 MS. SLOSSBERG-KING: Or under these

20 workshopped proposals?

21 CHAIR LEEK: Ms. Kelly?

22 MS. KELLY: Thank you, Mr. Chair. And

23 I'm embarrassed to say I actually don't know

24 that number off the top of my head. May I

25 follow up with you afterwards? And thank you

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1 so much.

2 CHAIR LEEK: Representative Driskell?

3 MS. DRISKELL: Thank you, Mr. Chair.

4 Can I get that information as well? Thank
5 you.

6 CHAIR LEEK: You may. Ranking Member
7 Geller?

8 MR. GELLER: (inaudible).

9 CHAIR LEEK: Oh. Sorry. Wants the
10 same information.

11 MR. GELLER: But thank you.

12 CHAIR LEEK: You're welcome.

13 Representative Omphroy, you're recognized?

14 Same here. All right. Just hand out that

15 information. Anybody else? Any Members have

16 questions before we move into public comment?

17 Thank you. Thank you, Members for those

18 questions.

19 Now we'll hear from the public. I'd

20 remind you to keep your comments on topic and

21 to the extent your comments align with our

22 Constitutional standards would be beneficial

23 as the maps we must ultimately vote on have to

24 be in alignment with the standards.

25 As always, please address your

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1 questions through the Chair. We have one
2 member comment today. Ms. Cecille Scoon?
3 League of Women Voters. Ms. Scoon, you are
4 recognized.

5 MS. SCOON: Thank you. Good afternoon.

6 My name is Cecille Scoon, I'm President
7 of the League of Women Voters in Florida and I
8 have taking notes and very much appreciate
9 Staff's explanations and that have helped me
10 to understand what's going on every time a
11 little bit more, so it's been -- and the
12 questions back and forth.

13 I do have some concerns and
14 observations and that is it's my understanding
15 that our Tier 1 requirements in our fair
16 districts and the Voting Rights Act, which
17 Tier 1 basically picks up the Voting Rights
18 Act standards, there's two ways that you look
19 at minorities. And one is non-diminishment or
20 non-retrogression, which I think your Staff
21 has spoken to extensively and when I've heard
22 them talk about functional analysis, it's with
23 that first part of Tier 1 and the Voting Right
24 Act.

25 What's missing is the responsibility

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1 and obligation to maximize the opportunities
2 for language minorities and racial minorities
3 to have the opportunity to select a
4 representative of their choosing.

5 And in order to do that, you need to do
6 the functional analysis not only on the
7 benchmark districts which have been determined
8 by litigation in 2015, which you guys are
9 doing with regards to non-retrogression. You
10 also need to look around the State at all the
11 different places of population change and
12 things that we know because we got a new
13 Congress and Congressional seats. So we know
14 there's been movement. We know there's been
15 change.

16 And because you're only using the
17 functional analysis data and research for the
18 non-retrogression and you're not looking for
19 opportunities where there could be more
20 opportunities for racial and language
21 minorities, you're not meeting the standards
22 of fair districts or the Voting Rights Act.
23 You're only doing one half of it.

24 And I think many of the questions that
25 the Representatives have raised are getting at

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1 that issue. That, how do people make sure
2 that these opportunities are maximized which
3 is required by our Constitution and by the
4 Voting Rights Act? So I would ask your Staff
5 to -- ask you all to ask your Staff, I know
6 that's how it works, to do that additional
7 analysis using data that they're able to use.

8 I heard, I think it was correctly
9 stated that this committee and the legislators
10 must use the Census data, you know, that's
11 required. But as I also heard, there are
12 times when additional data is used and it was
13 stated, you know, the voting patterns, and
14 history of different areas, to make sure that
15 adding into the functional analysis so there
16 are opportunities for you to use varied data
17 to add in.

18 There would be opportunities for you to
19 look at the information however it was gleaned
20 through the survey for Haitians or any other
21 group. There are other tools that could be
22 used to make sure that the other half of Tier
23 1 and the other half of the Voting Rights Act,
24 which requires maximization of these
25 opportunities are done properly.

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1 And because every single time and I was
2 taking notes, every single time a comment
3 about functional analysis and data usage was
4 used it was used only with regards to non-
5 retrogression, which is the first step.

6 But then there's the other step of
7 maximizing opportunities and it was never
8 mentioned. It's clear that that has not been
9 done. So we would ask you to ask your Staff
10 to go through the maps with that eye and use
11 the -- follow the full guidelines of the law,
12 State and Federal. Thank you.

13 CHAIR LEEK: Thank you very much for
14 your comments. And Members, that concludes
15 our meeting for today. I appreciate it. I
16 know that we have gotten into some very
17 technical things. I can tell you that the
18 questions have gotten better and evolved over
19 time and you can tell that now we're starting
20 to get the material, we understand what are
21 those things are that we have to consider.
22 And with that, Representative Rommel moves
23 that adjourn. Thank you very much.

24 (End of Video Recording.)
25

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CERTIFICATE

2

3

I, Wendy Sawyer, do hereby certify that I was

4

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authorized to and transcribed the foregoing recorded

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proceedings, and that the transcript is a true record, to

8

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the best of my ability.

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DATED this 15th day of March, 2023.

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WENDY SAWYER, CDLT

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