

**Subject:** RE: Public Records Request (FL-GOV-22-0227)  
**Date:** Thursday, May 26, 2022 at 4:50:24 PM Eastern Daylight Time  
**From:** Desantis.OpenGovernment  
**To:** AO Records  
**Attachments:** image001.png

EXTERNAL SENDER

Good afternoon,

A search of the Executive Office of the Governor's files has produced documents responsive to your request. You may find your records on the Governor's website at the link provided below under "5-26-2022\_Stoneman, T. 17\_Responsive\_Documents." Thank you for contacting the Executive Office of the Governor.

 [Public Records Requests](#)

Sincerely,  
Office of Open Government

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**From:** AO Records <[records@americanoversight.org](mailto:records@americanoversight.org)>  
**Sent:** Monday, March 7, 2022 4:28 PM  
**To:** Desantis.OpenGovernment <[Desantis.OpenGov@eog.myflorida.com](mailto:Desantis.OpenGov@eog.myflorida.com)>  
**Subject:** Public Records Request (FL-GOV-22-0227)

Dear Public Records Officer:

Please find attached a request for records under Florida's public records laws.

Sincerely,

--

Sarah Wishingrad  
Pronouns: she/her  
Paralegal  
American Oversight  
[records@americanoversight.org](mailto:records@americanoversight.org)  
[www.americanoversight.org](http://www.americanoversight.org) | @weareoversight

PRR: FL-GOV-22-0227

Please note that under Florida law correspondence sent to the Governor's Office, which is not confidential or exempt pursuant to chapter 119 of the Florida Statutes, is a public record made available upon request.

**Kelly, Alex**

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**From:** Newman, Ryan  
**Sent:** Sunday, January 30, 2022 3:50 PM  
**To:** Kelly, Alex  
**Subject:** FW: Redistricting Online - New Password

Ryan D. Newman  
General Counsel  
Office of Governor Ron DeSantis  
(850) 717-9368

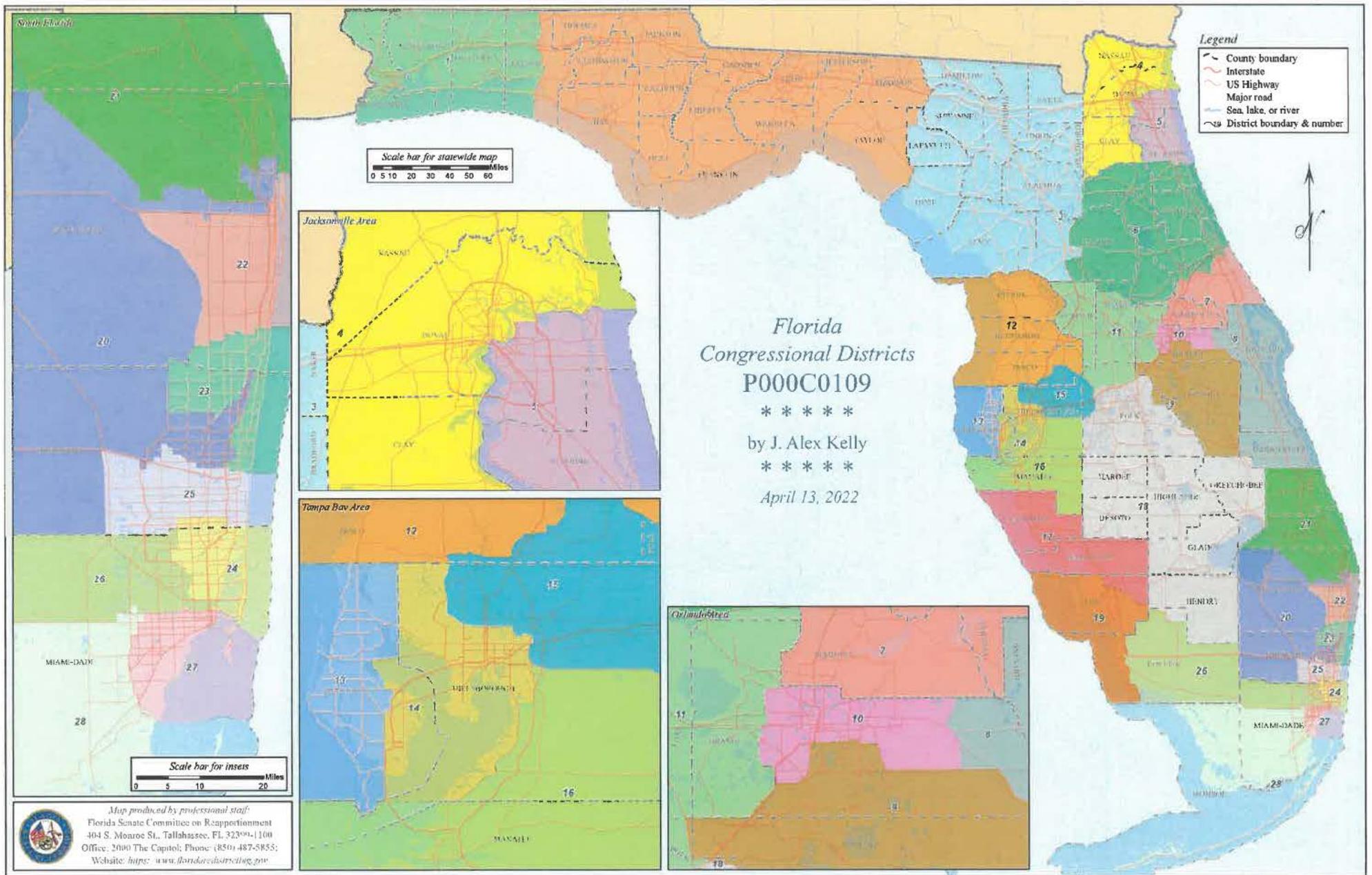
-----Original Message-----

**From:** help@floridaredistricting.gov <help@floridaredistricting.gov>  
**Sent:** Sunday, January 30, 2022 3:46 PM  
**To:** Newman, Ryan <Ryan.Newman@eog.myflorida.com>  
**Subject:** Redistricting Online - New Password

You are receiving this email because the password for Florida's Redistricting Online account (ExecutiveOfficeoftheGovernor) has been reset.

Your new password is: [REDACTED]

Please go to <https://web.floridaredistricting.esriemcs.com/redistricting/> to login.



## P000C0109

| STATEWIDE SNAPSHOT         |                  |                      |             |                       |                      |             |                    |               |  |
|----------------------------|------------------|----------------------|-------------|-----------------------|----------------------|-------------|--------------------|---------------|--|
| Total State Population:    | 21,538,187       |                      |             | Total Counties:       | 67                   | Reock Avg.  |                    |               |  |
| Ideal District Population: | 769,221          |                      |             | Counties Split:       | 17                   | 0.47        |                    |               |  |
| Mean Deviation:            | 0                | 0.00%                |             |                       | Counties Kept Whole: | 50          | Convex Hull Avg.   |               |  |
| Max Deviation:             | 0                | 0.00%                |             |                       | Total Cities:        | 412         | 0.81               |               |  |
| Min Deviation:             | -1               | 0.00%                |             |                       | Cities Split:        | 16          | Polaby Popper Avg. |               |  |
| Overall Deviation Range:   | 1                | 0.00%                |             |                       | Cities Kept Whole:   | 396         | 0.43               |               |  |
| DISTRICT BREAKDOWN         |                  |                      |             |                       |                      |             |                    |               |  |
| District                   | Population       |                      |             | Voting Age Population |                      | Compactness |                    |               |  |
|                            | Total Population | Deviation From Ideal | % Deviation | BVAP %                | HVAP %               | Reock       | Convex Hull        | Polaby Popper |  |
| 1                          | 769,221          | 0                    | 0.00        | 13.54                 | 6.69                 | 0.54        | 0.87               | 0.48          |  |
| 2                          | 769,221          | 0                    | 0.00        | 23.09                 | 6.42                 | 0.46        | 0.82               | 0.48          |  |
| 3                          | 769,221          | 0                    | 0.00        | 15.88                 | 10.64                | 0.57        | 0.90               | 0.50          |  |
| 4                          | 769,221          | 0                    | 0.00        | 31.66                 | 7.82                 | 0.38        | 0.76               | 0.32          |  |
| 5                          | 769,221          | 0                    | 0.00        | 12.80                 | 10.86                | 0.56        | 0.89               | 0.52          |  |
| 6                          | 769,221          | 0                    | 0.00        | 11.22                 | 9.78                 | 0.74        | 0.92               | 0.48          |  |
| 7                          | 769,221          | 0                    | 0.00        | 10.53                 | 18.97                | 0.47        | 0.83               | 0.40          |  |
| 8                          | 769,221          | 0                    | 0.00        | 9.68                  | 10.05                | 0.32        | 0.78               | 0.45          |  |
| 9                          | 769,221          | 0                    | 0.00        | 13.02                 | 50.04                | 0.49        | 0.86               | 0.47          |  |
| 10                         | 769,221          | 0                    | 0.00        | 25.98                 | 28.63                | 0.41        | 0.75               | 0.37          |  |
| 11                         | 769,221          | 0                    | 0.00        | 12.76                 | 17.09                | 0.52        | 0.82               | 0.36          |  |
| 12                         | 769,221          | 0                    | 0.00        | 5.29                  | 11.72                | 0.45        | 0.75               | 0.38          |  |
| 13                         | 769,221          | 0                    | 0.00        | 7.09                  | 9.56                 | 0.51        | 0.93               | 0.58          |  |
| 14                         | 769,221          | 0                    | 0.00        | 19.13                 | 25.97                | 0.48        | 0.83               | 0.47          |  |
| 15                         | 769,221          | 0                    | 0.00        | 15.40                 | 22.74                | 0.58        | 0.88               | 0.58          |  |
| 16                         | 769,221          | 0                    | 0.00        | 11.98                 | 18.67                | 0.45        | 0.73               | 0.45          |  |
| 17                         | 769,221          | 0                    | 0.00        | 5.56                  | 11.54                | 0.28        | 0.77               | 0.39          |  |
| 18                         | 769,221          | 0                    | 0.00        | 13.21                 | 23.68                | 0.42        | 0.82               | 0.42          |  |
| 19                         | 769,221          | 0                    | 0.00        | 6.07                  | 16.22                | 0.33        | 0.78               | 0.39          |  |
| 20                         | 769,221          | 0                    | 0.00        | 30.11                 | 22.98                | 0.50        | 0.77               | 0.28          |  |
| 21                         | 769,221          | 0                    | 0.00        | 12.48                 | 15.14                | 0.50        | 0.82               | 0.49          |  |
| 22                         | 769,220          | -1                   | 0.00        | 15.88                 | 24.65                | 0.44        | 0.74               | 0.42          |  |
| 23                         | 769,221          | 0                    | 0.00        | 13.17                 | 20.51                | 0.50        | 0.79               | 0.29          |  |
| 24                         | 769,221          | 0                    | 0.00        | 47.17                 | 38.46                | 0.48        | 0.90               | 0.48          |  |
| 25                         | 769,221          | 0                    | 0.00        | 17.52                 | 42.26                | 0.42        | 0.81               | 0.38          |  |
| 26                         | 769,221          | 0                    | 0.00        | 6.92                  | 73.71                | 0.29        | 0.77               | 0.33          |  |
| 27                         | 769,221          | 0                    | 0.00        | 7.07                  | 73.18                | 0.71        | 0.95               | 0.73          |  |
| 28                         | 769,221          | 0                    | 0.00        | 10.32                 | 73.33                | 0.22        | 0.55               | 0.24          |  |

| COMPACTNESS |                                |                                       |                     |                  |                             |                     |                  |                               |                     |                  |                                 |                     |                  |
|-------------|--------------------------------|---------------------------------------|---------------------|------------------|-----------------------------|---------------------|------------------|-------------------------------|---------------------|------------------|---------------------------------|---------------------|------------------|
|             |                                | REOCK                                 | AREA<br>CONVEX HULL | POLSBY<br>POPPER | REOCK                       | AREA<br>CONVEX HULL | POLSBY<br>POPPER | REOCK                         | AREA<br>CONVEX HULL | POLSBY<br>POPPER | REOCK                           | AREA<br>CONVEX HULL | POLSBY<br>POPPER |
| District    | 014-A Relative<br>to Plan 8019 | Benchmark<br>As Court Adopted in 2016 |                     |                  | SB 102 Primary<br>Plan 8019 |                     |                  | SB 102 Secondary<br>Plan 8015 |                     |                  | EOG Proposed<br>Plan on 4/13/22 |                     |                  |
| D1          | Unchanged                      | 0.40                                  | 0.82                | 0.40             | 0.54                        | 0.87                | 0.48             | 0.54                          | 0.87                | 0.48             | 0.54                            | 0.87                | 0.48             |
| D2          | Unchanged                      | 0.31                                  | 0.68                | 0.21             | 0.46                        | 0.82                | 0.48             | 0.31                          | 0.72                | 0.25             | 0.46                            | 0.82                | 0.48             |
| D3          |                                | 0.71                                  | 0.89                | 0.53             | 0.63                        | 0.91                | 0.53             | 0.71                          | 0.89                | 0.54             | 0.57                            | 0.90                | 0.50             |
| D4          |                                | 0.37                                  | 0.72                | 0.17             | 0.40                        | 0.68                | 0.17             | 0.33                          | 0.64                | 0.18             | 0.38                            | 0.76                | 0.32             |
| D5          |                                | 0.12                                  | 0.71                | 0.10             | 0.52                        | 0.90                | 0.45             | 0.11                          | 0.66                | 0.11             | 0.56                            | 0.89                | 0.52             |
| D6          |                                | 0.44                                  | 0.77                | 0.34             | 0.71                        | 0.92                | 0.50             | 0.48                          | 0.77                | 0.34             | 0.74                            | 0.92                | 0.48             |
| D7          |                                | 0.57                                  | 0.81                | 0.37             | 0.50                        | 0.82                | 0.40             | 0.50                          | 0.82                | 0.40             | 0.47                            | 0.83                | 0.40             |
| D8          |                                | 0.34                                  | 0.76                | 0.41             | 0.29                        | 0.81                | 0.38             | 0.29                          | 0.81                | 0.38             | 0.32                            | 0.78                | 0.45             |
| D9          |                                | 0.63                                  | 0.87                | 0.46             | 0.48                        | 0.86                | 0.34             | 0.48                          | 0.86                | 0.34             | 0.49                            | 0.86                | 0.47             |
| D10         |                                | 0.49                                  | 0.89                | 0.49             | 0.50                        | 0.77                | 0.39             | 0.50                          | 0.77                | 0.39             | 0.41                            | 0.75                | 0.37             |
| D11         |                                | 0.42                                  | 0.74                | 0.29             | 0.36                        | 0.79                | 0.32             | 0.32                          | 0.81                | 0.31             | 0.52                            | 0.82                | 0.36             |
| D12         |                                | 0.38                                  | 0.82                | 0.46             | 0.40                        | 0.61                | 0.27             | 0.40                          | 0.61                | 0.27             | 0.45                            | 0.75                | 0.38             |
| D13         |                                | 0.66                                  | 0.93                | 0.68             | 0.68                        | 0.91                | 0.63             | 0.68                          | 0.91                | 0.63             | 0.51                            | 0.93                | 0.58             |
| D14         |                                | 0.48                                  | 0.82                | 0.45             | 0.45                        | 0.87                | 0.53             | 0.45                          | 0.87                | 0.53             | 0.48                            | 0.83                | 0.47             |
| D15         |                                | 0.33                                  | 0.76                | 0.26             | 0.47                        | 0.84                | 0.49             | 0.47                          | 0.84                | 0.49             | 0.58                            | 0.88                | 0.58             |
| D16         |                                | 0.58                                  | 0.90                | 0.53             | 0.52                        | 0.92                | 0.42             | 0.52                          | 0.92                | 0.42             | 0.45                            | 0.73                | 0.45             |
| D17         |                                | 0.51                                  | 0.77                | 0.44             | 0.60                        | 0.92                | 0.57             | 0.60                          | 0.92                | 0.57             | 0.28                            | 0.77                | 0.39             |
| D18         |                                | 0.50                                  | 0.82                | 0.45             | 0.48                        | 0.82                | 0.45             | 0.48                          | 0.82                | 0.45             | 0.42                            | 0.82                | 0.42             |
| D19         |                                | 0.34                                  | 0.79                | 0.40             | 0.33                        | 0.78                | 0.38             | 0.33                          | 0.78                | 0.38             | 0.33                            | 0.78                | 0.39             |
| D20         | Unchanged                      | 0.48                                  | 0.75                | 0.20             | 0.50                        | 0.77                | 0.28             | 0.50                          | 0.77                | 0.28             | 0.50                            | 0.77                | 0.28             |
| D21         | Unchanged                      | 0.37                                  | 0.64                | 0.29             | 0.50                        | 0.82                | 0.49             | 0.50                          | 0.82                | 0.49             | 0.50                            | 0.82                | 0.49             |
| D22         | Unchanged                      | 0.46                                  | 0.73                | 0.22             | 0.44                        | 0.74                | 0.42             | 0.44                          | 0.74                | 0.42             | 0.44                            | 0.74                | 0.42             |
| D23         | Unchanged                      | 0.35                                  | 0.65                | 0.25             | 0.50                        | 0.79                | 0.29             | 0.50                          | 0.79                | 0.29             | 0.50                            | 0.79                | 0.29             |
| D24         | Unchanged                      | 0.47                                  | 0.77                | 0.30             | 0.48                        | 0.90                | 0.48             | 0.48                          | 0.90                | 0.48             | 0.48                            | 0.90                | 0.48             |
| D25         | Unchanged                      | 0.41                                  | 0.68                | 0.36             | 0.42                        | 0.81                | 0.38             | 0.42                          | 0.81                | 0.38             | 0.42                            | 0.81                | 0.38             |
| D26         |                                | 0.22                                  | 0.55                | 0.24             | 0.40                        | 0.67                | 0.35             | 0.40                          | 0.67                | 0.35             | 0.29                            | 0.77                | 0.33             |
| D27         | Unchanged                      | 0.50                                  | 0.88                | 0.48             | 0.71                        | 0.95                | 0.73             | 0.71                          | 0.95                | 0.73             | 0.71                            | 0.95                | 0.73             |
| D28         | Unchanged                      |                                       |                     |                  | 0.22                        | 0.55                | 0.24             | 0.22                          | 0.55                | 0.24             | 0.22                            | 0.55                | 0.24             |
|             | <b>Mean:</b>                   | 0.44                                  | 0.77                | 0.36             | 0.48                        | 0.82                | 0.42             | 0.45                          | 0.80                | 0.40             | 0.47                            | 0.81                | 0.43             |
|             | <b>Max:</b>                    | 0.71                                  | 0.93                | 0.68             | 0.71                        | 0.95                | 0.73             | 0.71                          | 0.95                | 0.73             | 0.74                            | 0.95                | 0.73             |
|             | <b>Min:</b>                    | 0.12                                  | 0.55                | 0.10             | 0.22                        | 0.55                | 0.17             | 0.11                          | 0.55                | 0.11             | 0.22                            | 0.55                | 0.24             |

| BOUNDARIES |                             |                                    |            |          |           |          |                  |                          |            |          |           |          |                  |                            |            |          |           |          |                  |                              |            |          |           |          |                  |
|------------|-----------------------------|------------------------------------|------------|----------|-----------|----------|------------------|--------------------------|------------|----------|-----------|----------|------------------|----------------------------|------------|----------|-----------|----------|------------------|------------------------------|------------|----------|-----------|----------|------------------|
|            |                             | City (%)                           | County (%) | Road (%) | Water (%) | Rail (%) | Non Geo/ Pol (%) | City (%)                 | County (%) | Road (%) | Water (%) | Rail (%) | Non Geo/ Pol (%) | City (%)                   | County (%) | Road (%) | Water (%) | Rail (%) | Non Geo/ Pol (%) | City (%)                     | County (%) | Road (%) | Water (%) | Rail (%) | Non Geo/ Pol (%) |
| District   | D14-A Relative to Plan 8019 | Benchmark As Court Adopted in 2016 |            |          |           |          |                  | SB 102 Primary Plan 8019 |            |          |           |          |                  | SB 102 Secondary Plan 8015 |            |          |           |          |                  | EOG Proposed Plan on 4/13/22 |            |          |           |          |                  |
| D1         | Unchanged                   | 3.00                               | 94.00      | 0.00     | 60.00     | 0.00     | 6.00             | 8.00                     | 78.00      | 10.00    | 53.00     | 0.00     | 3.00             | 8.00                       | 78.00      | 10.00    | 53.00     | 0.00     | 3.00             | 8.00                         | 78.00      | 10.00    | 53.00     | 0.00     | 3.00             |
| D2         | Unchanged                   | 7.00                               | 75.00      | 11.00    | 48.00     | 1.00     | 10.00            | 5.00                     | 84.00      | 7.00     | 49.00     | 0.00     | 3.00             | 6.00                       | 78.00      | 15.00    | 46.00     | 0.00     | 2.00             | 5.00                         | 84.00      | 7.00     | 49.00     | 0.00     | 3.00             |
| D3         |                             | 19.00                              | 75.00      | 14.00    | 25.00     | 0.00     | 7.00             | 5.00                     | 82.00      | 3.00     | 31.00     | 0.00     | 13.00            | 18.00                      | 78.00      | 5.00     | 25.00     | 0.00     | 15.00            | 6.00                         | 85.00      | 7.00     | 32.00     | 0.00     | 5.00             |
| D4         |                             | 9.00                               | 58.00      | 18.00    | 51.00     | 1.00     | 15.00            | 25.00                    | 80.00      | 5.00     | 46.00     | 0.00     | 10.00            | 23.00                      | 76.00      | 17.00    | 55.00     | 2.00     | 2.00             | 8.00                         | 86.00      | 2.00     | 55.00     | 0.00     | 2.00             |
| D5         |                             | 7.00                               | 59.00      | 17.00    | 10.00     | 2.00     | 16.00            | 65.00                    | 65.00      | 10.00    | 29.00     | 1.00     | 21.00            | 12.00                      | 73.00      | 23.00    | 13.00     | 0.00     | 2.00             | 16.00                        | 48.00      | 7.00     | 79.00     | 0.00     | 13.00            |
| D6         |                             | 8.00                               | 82.00      | 4.00     | 62.00     | 0.00     | 4.00             | 14.00                    | 49.00      | 14.00    | 37.00     | 0.00     | 18.00            | 17.00                      | 45.00      | 14.00    | 38.00     | 3.00     | 22.00            | 16.00                        | 42.00      | 17.00    | 32.00     | 2.00     | 15.00            |
| D7         |                             | 16.00                              | 65.00      | 10.00    | 51.00     | 0.00     | 19.00            | 26.00                    | 47.00      | 19.00    | 31.00     | 0.00     | 15.00            | 26.00                      | 47.00      | 19.00    | 31.00     | 0.00     | 15.00            | 22.00                        | 68.00      | 9.00     | 40.00     | 2.00     | 8.00             |
| D8         |                             | 0.00                               | 89.00      | 2.00     | 41.00     | 0.00     | 10.00            | 3.00                     | 92.00      | 1.00     | 54.00     | 0.00     | 2.00             | 3.00                       | 92.00      | 1.00     | 54.00     | 0.00     | 2.00             | 0.00                         | 89.00      | 7.00     | 44.00     | 0.00     | 4.00             |
| D9         |                             | 17.00                              | 49.00      | 14.00    | 5.00      | 6.00     | 17.00            | 2.00                     | 86.00      | 10.00    | 36.00     | 0.00     | 4.00             | 2.00                       | 86.00      | 10.00    | 36.00     | 0.00     | 4.00             | 2.00                         | 61.00      | 25.00    | 27.00     | 0.00     | 12.00            |
| D10        |                             | 19.00                              | 70.00      | 15.00    | 21.00     | 0.00     | 11.00            | 20.00                    | 55.00      | 23.00    | 20.00     | 0.00     | 18.00            | 20.00                      | 55.00      | 23.00    | 20.00     | 0.00     | 18.00            | 13.00                        | 26.00      | 35.00    | 2.00      | 1.00     | 37.00            |
| D11        |                             | 14.00                              | 66.00      | 14.00    | 40.00     | 0.00     | 12.00            | 12.00                    | 48.00      | 15.00    | 17.00     | 1.00     | 29.00            | 12.00                      | 50.00      | 15.00    | 13.00     | 1.00     | 31.00            | 14.00                        | 49.00      | 27.00    | 26.00     | 2.00     | 13.00            |
| D12        |                             | 11.00                              | 77.00      | 11.00    | 36.00     | 0.00     | 9.00             | 10.00                    | 72.00      | 6.00     | 52.00     | 0.00     | 13.00            | 10.00                      | 72.00      | 6.00     | 52.00     | 0.00     | 13.00            | 7.00                         | 84.00      | 13.00    | 63.00     | 0.00     | 8.00             |
| D13        |                             | 38.00                              | 74.00      | 2.00     | 89.00     | 0.00     | 4.00             | 44.00                    | 70.00      | 0.00     | 88.00     | 0.00     | 1.00             | 44.00                      | 70.00      | 0.00     | 88.00     | 0.00     | 1.00             | 15.00                        | 75.00      | 12.00    | 67.00     | 0.00     | 3.00             |
| D14        |                             | 43.00                              | 38.00      | 10.00    | 32.00     | 1.00     | 28.00            | 23.00                    | 19.00      | 28.00    | 32.00     | 1.00     | 36.00            | 23.00                      | 19.00      | 28.00    | 32.00     | 1.00     | 36.00            | 12.00                        | 19.00      | 46.00    | 21.00     | 1.00     | 13.00            |
| D15        |                             | 25.00                              | 28.00      | 13.00    | 17.00     | 0.00     | 24.00            | 7.00                     | 51.00      | 39.00    | 6.00      | 7.00     | 7.00             | 7.00                       | 51.00      | 39.00    | 6.00      | 7.00     | 7.00             | 3.00                         | 1.00       | 61.00    | 4.00      | 0.00     | 32.00            |
| D16        |                             | 12.00                              | 61.00      | 10.00    | 56.00     | 0.00     | 6.00             | 2.00                     | 84.00      | 2.00     | 26.00     | 3.00     | 12.00            | 2.00                       | 84.00      | 2.00     | 26.00     | 3.00     | 12.00            | 1.00                         | 73.00      | 21.00    | 32.00     | 1.00     | 2.00             |
| D17        |                             | 4.00                               | 69.00      | 9.00     | 28.00     | 3.00     | 9.00             | 22.00                    | 57.00      | 5.00     | 51.00     | 0.00     | 14.00            | 22.00                      | 57.00      | 5.00     | 51.00     | 0.00     | 14.00            | 9.00                         | 84.00      | 5.00     | 39.00     | 0.00     | 6.00             |
| D18        |                             | 10.00                              | 65.00      | 3.00     | 45.00     | 0.00     | 20.00            | 13.00                    | 74.00      | 6.00     | 29.00     | 0.00     | 4.00             | 13.00                      | 74.00      | 6.00     | 29.00     | 0.00     | 4.00             | 6.00                         | 77.00      | 8.00     | 21.00     | 0.00     | 9.00             |
| D19        |                             | 4.00                               | 66.00      | 9.00     | 60.00     | 0.00     | 15.00            | 13.00                    | 62.00      | 14.00    | 61.00     | 0.00     | 8.00             | 13.00                      | 62.00      | 14.00    | 61.00     | 0.00     | 8.00             | 11.00                        | 65.00      | 12.00    | 59.00     | 0.00     | 10.00            |
| D20        | Unchanged                   | 30.00                              | 35.00      | 10.00    | 11.00     | 1.00     | 33.00            | 28.00                    | 37.00      | 15.00    | 13.00     | 3.00     | 22.00            | 28.00                      | 37.00      | 15.00    | 13.00     | 3.00     | 22.00            | 28.00                        | 37.00      | 15.00    | 13.00     | 3.00     | 22.00            |
| D21        | Unchanged                   | 29.00                              | 24.00      | 12.00    | 30.00     | 1.00     | 37.00            | 9.00                     | 68.00      | 7.00     | 48.00     | 0.00     | 16.00            | 9.00                       | 68.00      | 7.00     | 48.00     | 0.00     | 16.00            | 9.00                         | 68.00      | 7.00     | 48.00     | 0.00     | 16.00            |
| D22        | Unchanged                   | 25.00                              | 28.00      | 12.00    | 32.00     | 2.00     | 32.00            | 36.00                    | 24.00      | 18.00    | 36.00     | 0.00     | 24.00            | 36.00                      | 24.00      | 18.00    | 36.00     | 0.00     | 24.00            | 36.00                        | 24.00      | 18.00    | 36.00     | 0.00     | 24.00            |
| D23        | Unchanged                   | 58.00                              | 15.00      | 13.00    | 29.00     | 3.00     | 17.00            | 29.00                    | 28.00      | 16.00    | 38.00     | 9.00     | 20.00            | 29.00                      | 28.00      | 16.00    | 38.00     | 9.00     | 20.00            | 29.00                        | 28.00      | 16.00    | 38.00     | 9.00     | 20.00            |
| D24        | Unchanged                   | 64.00                              | 13.00      | 15.00    | 29.00     | 7.00     | 19.00            | 36.00                    | 36.00      | 32.00    | 46.00     | 0.00     | 10.00            | 36.00                      | 36.00      | 32.00    | 46.00     | 0.00     | 10.00            | 36.00                        | 36.00      | 32.00    | 46.00     | 0.00     | 10.00            |
| D25        | Unchanged                   | 8.00                               | 70.00      | 12.00    | 22.00     | 0.00     | 7.00             | 64.00                    | 29.00      | 12.00    | 20.00     | 0.00     | 15.00            | 64.00                      | 29.00      | 12.00    | 20.00     | 0.00     | 15.00            | 64.00                        | 29.00      | 12.00    | 20.00     | 0.00     | 15.00            |
| D26        |                             | 1.00                               | 88.00      | 6.00     | 87.00     | 0.00     | 1.00             | 9.00                     | 69.00      | 20.00    | 19.00     | 0.00     | 4.00             | 9.00                       | 69.00      | 20.00    | 19.00     | 0.00     | 4.00             | 11.00                        | 54.00      | 28.00    | 13.00     | 0.00     | 9.00             |
| D27        | Unchanged                   | 21.00                              | 26.00      | 25.00    | 61.00     | 0.00     | 8.00             | 10.00                    | 18.00      | 34.00    | 59.00     | 0.00     | 7.00             | 10.00                      | 18.00      | 34.00    | 59.00     | 0.00     | 7.00             | 10.00                        | 18.00      | 34.00    | 59.00     | 0.00     | 7.00             |
| D28        | Unchanged                   |                                    |            |          |           |          |                  | 1.00                     | 88.00      | 8.00     | 86.00     | 0.00     | 1.00             | 1.00                       | 88.00      | 8.00     | 86.00     | 0.00     | 1.00             | 1.00                         | 88.00      | 8.00     | 86.00     | 0.00     | 1.00             |
|            | Mean:                       | 18.59                              | 57.74      | 10.78    | 39.93     | 1.04     | 14.57            | 19.32                    | 59.00      | 13.54    | 39.75     | 0.89     | 12.50            | 17.96                      | 58.71      | 14.79    | 39.07     | 1.04     | 11.79            | 14.21                        | 56.29      | 17.89    | 39.43     | 0.75     | 11.50            |

| SPLITS                          |                             |                    |                                    |                          |                            |                              |        |        |        |        |        |
|---------------------------------|-----------------------------|--------------------|------------------------------------|--------------------------|----------------------------|------------------------------|--------|--------|--------|--------|--------|
| Geography                       | 014-A Relative to Plan 8019 | COUNTY             | CITY                               | COUNTY                   | CITY                       | COUNTY                       | CITY   | COUNTY | CITY   | COUNTY | CITY   |
|                                 | Column                      | Must Split In 2022 | Benchmark As Court Adopted In 2016 | SB 102 Primary Plan 8019 | SB 102 Secondary Plan 8015 | EOG Proposed Plan on 4/11/22 |        |        |        |        |        |
|                                 | Column                      | Column             | Column                             | Column                   | Column                     | Column                       | Column | Column | Column | Column | Column |
| Auburndale (Polk)               |                             |                    |                                    |                          | 1.0                        |                              |        |        |        |        |        |
| Boca Raton (Palm Beach)         |                             |                    |                                    |                          | 0.0                        |                              |        |        |        |        |        |
| Broward                         | Unchanged                   | 1.0                |                                    | 1.0                      |                            | 1.0                          |        | 1.0    |        | 1.0    |        |
| Cape Coral (Lee)                |                             |                    |                                    |                          |                            | 1.0                          | 1.0    |        | 1.0    |        | 1.0    |
| Clarus                          |                             |                    |                                    |                          |                            | 1.0                          |        |        |        |        |        |
| Clearwater (Pinellas)           |                             |                    |                                    |                          | 1.0                        |                              |        |        |        |        |        |
| Clermont (Lake)                 |                             |                    |                                    |                          | 1.0                        |                              |        |        |        |        |        |
| Coconut Creek (Broward)         |                             |                    |                                    |                          |                            |                              |        |        |        |        |        |
| Collier                         |                             |                    |                                    | 1.0                      |                            | 1.0                          |        | 1.0    |        | 1.0    |        |
| Columbia                        |                             |                    |                                    | 1.0                      |                            | 1.0                          |        | 1.0    |        | 1.0    |        |
| Dania Beach (Broward)           |                             |                    |                                    |                          | 0.0                        |                              |        |        |        |        |        |
| Deerfield Beach (Broward)       | Unchanged                   |                    |                                    |                          |                            | 1.0                          |        | 1.0    |        | 1.0    | 1.0    |
| Duval                           |                             | 1.0                |                                    | 1.0                      |                            | 1.0                          |        | 1.0    |        | 1.0    |        |
| Eatonville (Orange)             |                             |                    |                                    |                          | 1.0                        |                              |        |        |        |        |        |
| Eustis (Lake)                   |                             |                    |                                    |                          | 0.0                        |                              |        |        |        |        |        |
| Fort Lauderdale (Broward)       | Unchanged                   |                    |                                    |                          | 1.0                        |                              | 1.0    |        | 1.0    |        | 1.0    |
| Groveland (Lake)                |                             |                    |                                    |                          | 1.0                        |                              |        |        |        |        |        |
| Hallandale Beach (Broward)      |                             |                    |                                    |                          |                            |                              |        |        |        |        |        |
| Hillsborough                    |                             | 1.0                |                                    | 1.0                      |                            | 1.0                          |        | 1.0    |        | 1.0    |        |
| Hollywood (Broward)             |                             |                    |                                    |                          | 1.0                        |                              |        |        |        |        |        |
| Holmes                          |                             |                    |                                    | 1.0                      |                            |                              |        |        |        |        |        |
| Jacksonville (Duval)            |                             |                    | 1.0                                |                          | 1.0                        |                              | 1.0    |        | 1.0    |        | 1.0    |
| Jefferson                       |                             |                    |                                    | 1.0                      |                            |                              |        | 1.0    |        |        |        |
| Lafayette                       | Unchanged                   | 1.0                |                                    |                          |                            | 1.0                          |        | 1.0    |        | 1.0    |        |
| Lake                            |                             |                    |                                    | 1.0                      |                            | 1.0                          |        | 1.0    |        | 1.0    |        |
| Lake City (Columbia)            |                             |                    |                                    |                          | 1.0                        |                              |        |        |        |        |        |
| Lakeland (Polk)                 |                             |                    |                                    |                          |                            |                              |        |        |        |        | 1.0    |
| Lee                             |                             |                    |                                    | 1.0                      |                            | 1.0                          |        | 1.0    |        | 1.0    |        |
| Leon                            |                             |                    |                                    | 1.0                      |                            |                              |        | 1.0    |        |        |        |
| Longboat Key (Manatee/Sarasota) |                             |                    |                                    |                          |                            |                              |        |        |        |        | 1.0    |
| Maitland (Orange)               |                             |                    |                                    |                          | 1.0                        |                              |        |        |        |        |        |
| Margate (Broward)               | Unchanged                   |                    |                                    |                          |                            |                              | 1.0    |        | 1.0    |        | 1.0    |
| Marion                          |                             |                    |                                    | 1.0                      |                            | 1.0                          |        | 1.0    |        | 1.0    |        |
| Mascotte (Lake)                 |                             |                    |                                    |                          | 0.0                        |                              |        |        |        |        |        |
| Miami (Miami-Dade)              | Unchanged                   |                    |                                    |                          | 1.0                        |                              | 1.0    |        | 1.0    |        | 1.0    |
| Miami-Dade                      | Unchanged                   | 1.0                |                                    | 1.0                      |                            | 1.0                          |        | 1.0    |        | 1.0    |        |
| Minnetonka                      |                             |                    |                                    |                          | 1.0                        |                              |        |        |        |        |        |
| Miramar (Broward)               | Unchanged                   |                    |                                    |                          |                            |                              | 1.0    |        | 1.0    |        | 1.0    |
| Mount Dora (Lake)               |                             |                    |                                    |                          | 0.0                        |                              |        |        |        |        |        |
| Oakland Park (Broward)          | Unchanged                   |                    |                                    |                          | 1.0                        |                              | 1.0    |        | 1.0    |        | 1.0    |
| Ocala (Marion)                  |                             |                    |                                    |                          | 1.0                        |                              |        |        |        |        |        |
| Oldsmar                         |                             |                    |                                    |                          | 0.0                        |                              | 0.0    |        | 0.0    |        |        |
| Orange                          |                             | 1.0                |                                    | 1.0                      |                            | 1.0                          |        | 1.0    |        | 1.0    |        |
| Orange City (Volusia)           |                             |                    |                                    |                          |                            |                              | 0.0    |        | 0.0    |        |        |
| Orlando (Orange)                |                             |                    |                                    |                          | 1.0                        |                              | 1.0    |        | 1.0    |        | 1.0    |
| Palm Beach                      | Unchanged                   | 1.0                |                                    | 1.0                      |                            | 1.0                          |        | 1.0    |        | 1.0    |        |
| Palm Beach (Palm Beach)         |                             |                    |                                    |                          | 0.0                        |                              |        |        |        |        |        |
| Palm Beach Gardens (Palm Beach) |                             |                    |                                    |                          | 0.0                        |                              |        |        |        |        |        |
| Parkland (Broward)              |                             |                    |                                    |                          |                            |                              |        |        |        |        |        |
| Pasco                           |                             |                    |                                    |                          |                            | 1.0                          |        | 1.0    |        | 1.0    |        |
| Pembroke Pines (Broward)        |                             |                    |                                    |                          |                            |                              |        |        |        |        |        |
| Pinellas                        |                             | 1.0                |                                    | 1.0                      |                            | 1.0                          |        | 1.0    |        | 1.0    |        |
| Plant City (Hillsborough)       |                             |                    |                                    |                          |                            |                              | 1.0    |        | 1.0    |        |        |
| Plantation (Broward)            | Unchanged                   |                    |                                    |                          | 0.0                        |                              | 1.0    |        | 1.0    |        | 1.0    |
| Polk                            |                             |                    |                                    | 1.0                      |                            |                              |        |        |        | 1.0    |        |
| Polk City (Polk)                |                             |                    |                                    |                          | 1.0                        |                              |        |        |        |        |        |
| Pompano Beach (Broward)         | Unchanged                   |                    |                                    |                          | 1.0                        |                              | 1.0    |        | 1.0    |        | 1.0    |
| Port Orange (Volusia)           |                             |                    |                                    |                          |                            |                              | 1.0    |        | 1.0    |        |        |
| Riviera Beach (Palm Beach)      | Unchanged                   |                    |                                    |                          | 0.0                        |                              | 1.0    |        | 1.0    |        | 1.0    |
| Royal Palm Beach (Palm Beach)   |                             |                    |                                    |                          | 1.0                        |                              |        |        |        |        |        |
| Safety Harbor (Pinellas)        |                             |                    |                                    |                          | 0.0                        |                              |        |        |        |        |        |
| Sarasota                        |                             |                    |                                    | 1.0                      |                            | 1.0                          |        | 1.0    |        |        |        |
| St. Johns                       | Unchanged                   |                    |                                    | 1.0                      |                            | 1.0                          |        | 1.0    |        | 1.0    |        |
| St. Petersburg (Pinellas)       |                             |                    |                                    |                          |                            |                              |        |        |        |        | 1.0    |
| Sumrise (Broward)               |                             |                    |                                    |                          | 1.0                        |                              |        |        |        |        |        |
| Tallahassee (Leon)              |                             |                    |                                    |                          | 1.0                        |                              |        |        | 1.0    |        |        |
| Tampa (Hillsborough)            |                             |                    |                                    |                          | 0.0                        |                              | 1.0    |        | 1.0    |        | 1.0    |
| Temple Terrace (Hillsborough)   |                             |                    |                                    |                          | 1.0                        |                              |        |        |        |        |        |
| Tavares (Lake)                  |                             |                    |                                    |                          | 1.0                        |                              |        |        |        |        |        |
| Volusia                         |                             |                    |                                    |                          |                            | 1.0                          |        | 1.0    |        | 1.0    |        |
| Walton                          | Unchanged                   | 1.0                |                                    |                          |                            | 1.0                          |        | 1.0    |        | 1.0    |        |
| Wellington (Palm Beach)         |                             |                    |                                    |                          | 1.0                        |                              |        |        |        |        |        |
| West Palm Beach (Palm Beach)    | Unchanged                   |                    |                                    |                          |                            |                              | 1.0    |        | 1.0    |        | 1.0    |
| Weston (Broward)                |                             |                    |                                    |                          | 0.0                        |                              |        |        |        |        |        |
| Wilton Manors (Broward)         |                             |                    |                                    |                          |                            |                              |        |        |        |        |        |
| Winter Haven (Polk)             |                             |                    |                                    |                          | 0.0                        |                              |        |        |        |        |        |
| Winter Park (Orange)            |                             |                    |                                    |                          | 1.0                        |                              |        |        |        |        |        |
|                                 |                             | 9.0                | 1.0                                | 18.0                     | 25.0                       | 18.0                         | 16.0   | 20.0   | 17.0   | 17.0   | 15.0   |

Gray indicates zero population split; only a split of unpopulated geography  
 Orange indicates error in Census Bureau's geographical files; city is not actually split

| COMPACTNESS - ONLY DISTRICTS THAT CHANGED |                             |                     |                  |                                 |                     |                  |
|---|-----------------------------|---------------------|------------------|---------------------------------|---------------------|------------------|
|   | REOCK                       | AREA<br>CONVEX HULL | POLSBY<br>POPPER | REOCK                           | AREA<br>CONVEX HULL | POLSBY<br>POPPER |
| District                                  | SB 102 Primary<br>Plan 8019 |                     |                  | EOG Proposed<br>Plan on 4/13/22 |                     |                  |
| D3  | 0.63                        | 0.91                | 0.53             | 0.57                            | 0.90                | 0.50             |
| D4  | 0.40                        | 0.68                | 0.17             | 0.38                            | 0.76                | 0.32             |
| D5  | 0.52                        | 0.90                | 0.45             | 0.56                            | 0.89                | 0.52             |
| D6  | 0.71                        | 0.92                | 0.50             | 0.74                            | 0.92                | 0.48             |
| D7  | 0.50                        | 0.82                | 0.40             | 0.47                            | 0.83                | 0.40             |
| D8  | 0.29                        | 0.81                | 0.38             | 0.32                            | 0.78                | 0.45             |
| D9  | 0.48                        | 0.86                | 0.34             | 0.49                            | 0.86                | 0.47             |
| D10                                       | 0.50                        | 0.77                | 0.39             | 0.41                            | 0.75                | 0.37             |
| D11                                       | 0.36                        | 0.79                | 0.32             | 0.52                            | 0.82                | 0.36             |
| D12                                       | 0.40                        | 0.61                | 0.27             | 0.45                            | 0.75                | 0.38             |
| D13                                       | 0.68                        | 0.91                | 0.63             | 0.51                            | 0.93                | 0.58             |
| D14                                       | 0.45                        | 0.87                | 0.53             | 0.48                            | 0.83                | 0.47             |
| D15                                       | 0.47                        | 0.84                | 0.49             | 0.58                            | 0.88                | 0.58             |
| D16                                       | 0.52                        | 0.92                | 0.42             | 0.45                            | 0.73                | 0.45             |
| D17                                       | 0.60                        | 0.92                | 0.57             | 0.28                            | 0.77                | 0.39             |
| D18                                       | 0.48                        | 0.82                | 0.45             | 0.42                            | 0.82                | 0.42             |
| D19                                       | 0.33                        | 0.78                | 0.38             | 0.33                            | 0.78                | 0.39             |
| D26                                       | 0.40                        | 0.67                | 0.35             | 0.29                            | 0.77                | 0.33             |
| <b>Mean:</b>                              | 0.48                        | 0.82                | 0.42             | 0.46                            | 0.82                | 0.44             |
| <b>Max:</b>                               | 0.71                        | 0.92                | 0.63             | 0.74                            | 0.93                | 0.58             |
| <b>Min:</b>                               | 0.29                        | 0.61                | 0.17             | 0.28                            | 0.73                | 0.32             |

| BOUNDARIES - ONLY DISTRICTS THAT CHANGED |                          |            |          |           |          |                  |                              |            |          |           |          |                  |
|--|--------------------------|------------|----------|-----------|----------|------------------|------------------------------|------------|----------|-----------|----------|------------------|
|  | City (%)                 | County (%) | Road (%) | Water (%) | Rail (%) | Non Geo/ Pol (%) | City (%)                     | County (%) | Road (%) | Water (%) | Rail (%) | Non Geo/ Pol (%) |
| District                                 | SB 102 Primary Plan 8019 |            |          |           |          |                  | EOG Proposed Plan on 4/13/22 |            |          |           |          |                  |
| D3                                       | 5.00                     | 82.00      | 3.00     | 31.00     | 0.00     | 13.00            | 6.00                         | 85.00      | 7.00     | 32.00     | 0.00     | 5.00             |
| D4                                       | 25.00                    | 80.00      | 5.00     | 46.00     | 0.00     | 10.00            | 8.00                         | 86.00      | 2.00     | 55.00     | 0.00     | 2.00             |
| D5                                       | 65.00                    | 65.00      | 10.00    | 29.00     | 1.00     | 21.00            | 16.00                        | 48.00      | 7.00     | 79.00     | 0.00     | 13.00            |
| D6                                       | 14.00                    | 49.00      | 14.00    | 37.00     | 0.00     | 18.00            | 16.00                        | 42.00      | 17.00    | 32.00     | 2.00     | 15.00            |
| D7                                       | 26.00                    | 47.00      | 19.00    | 31.00     | 0.00     | 15.00            | 22.00                        | 68.00      | 9.00     | 40.00     | 2.00     | 8.00             |
| D8                                       | 3.00                     | 92.00      | 1.00     | 54.00     | 0.00     | 2.00             | 0.00                         | 89.00      | 7.00     | 44.00     | 0.00     | 4.00             |
| D9                                       | 2.00                     | 86.00      | 10.00    | 36.00     | 0.00     | 4.00             | 2.00                         | 61.00      | 25.00    | 27.00     | 0.00     | 12.00            |
| D10                                      | 20.00                    | 55.00      | 23.00    | 20.00     | 0.00     | 18.00            | 13.00                        | 26.00      | 35.00    | 2.00      | 1.00     | 37.00            |
| D11                                      | 12.00                    | 48.00      | 15.00    | 17.00     | 1.00     | 29.00            | 14.00                        | 49.00      | 27.00    | 26.00     | 2.00     | 13.00            |
| D12                                      | 10.00                    | 72.00      | 6.00     | 52.00     | 0.00     | 13.00            | 7.00                         | 84.00      | 13.00    | 63.00     | 0.00     | 8.00             |
| D13                                      | 44.00                    | 70.00      | 0.00     | 88.00     | 0.00     | 1.00             | 15.00                        | 75.00      | 12.00    | 67.00     | 0.00     | 3.00             |
| D14                                      | 23.00                    | 19.00      | 28.00    | 32.00     | 1.00     | 36.00            | 12.00                        | 19.00      | 46.00    | 21.00     | 1.00     | 13.00            |
| D15                                      | 7.00                     | 51.00      | 39.00    | 6.00      | 7.00     | 7.00             | 3.00                         | 1.00       | 61.00    | 4.00      | 0.00     | 32.00            |
| D16                                      | 2.00                     | 84.00      | 2.00     | 26.00     | 3.00     | 12.00            | 1.00                         | 73.00      | 21.00    | 32.00     | 1.00     | 2.00             |
| D17                                      | 22.00                    | 57.00      | 5.00     | 51.00     | 0.00     | 14.00            | 9.00                         | 84.00      | 5.00     | 39.00     | 0.00     | 6.00             |
| D18                                      | 13.00                    | 74.00      | 6.00     | 29.00     | 0.00     | 4.00             | 6.00                         | 77.00      | 8.00     | 21.00     | 0.00     | 9.00             |
| D19                                      | 13.00                    | 62.00      | 14.00    | 61.00     | 0.00     | 8.00             | 11.00                        | 65.00      | 12.00    | 59.00     | 0.00     | 10.00            |
| D26                                      | 9.00                     | 69.00      | 20.00    | 19.00     | 0.00     | 4.00             | 11.00                        | 54.00      | 28.00    | 13.00     | 0.00     | 9.00             |
| <b>Mean:</b>                             | 17.50                    | 64.56      | 12.22    | 36.94     | 0.72     | 12.72            | 9.56                         | 60.33      | 19.00    | 36.44     | 0.50     | 11.17            |

| SPLITS - ONLY COUNTIES AND CITIES THAT CHANGED |                          |        |                              |        |
|--|--------------------------|--------|------------------------------|--------|
| Geography                                      | COUNTY                   | CITY   | COUNTY                       | CITY   |
|  | SB 102 Primary Plan 8019 |        | EOG Proposed Plan on 4/13/22 |        |
| Column1  | Column                   | Column | Column                       | Column |
| Cape Coral (Lee)                               |                          | 1.0    |                              |        |
| Citrus   | 1.0                      |        |                              |        |
| Lakeland (Polk)                                |                          |        |                              | 1.0    |
| Longboat Key (Manatee/Sarasota)                |                          |        |                              | 1.0    |
| Orange City (Volusia)                          |                          | 0.0    |                              |        |
| Plant City (Hillsborough)                      |                          | 1.0    |                              |        |
| Polk   |                          |        | 1.0                          |        |
| Port Orange (Volusia)                          |                          | 1.0    |                              |        |
| Sarasota                                       | 1.0                      |        |                              |        |
| St. Petersburg (Pinellas)                      |                          |        |                              | 1.0    |
|  | 2.0                      | 3.0    | 1.0                          | 3.0    |

Gray indicates zero population split; only a split of unpopulated geography

PRIVILEGED AND CONFIDENTIAL, PREPARED AT THE DIRECTION OF COUNCIL.

| SPLITS               |                             |                          |                     |                          |
|----------------------|-----------------------------|--------------------------|---------------------|--------------------------|
|                      | COUNTY                      | COUNTIES<br>SPLIT X WAYS | COUNTY              | COUNTIES<br>SPLIT X WAYS |
| Geography            | SB 102 Primary<br>Plan 8019 |                          | SB 2-C<br>Plan 0109 |                          |
| Column1              | Column7                     | Column72                 | Column11            | Column112                |
| Citrus               | 1.0                         | 2.0                      | 1.0                 | 1.0                      |
| Collier              | 1.0                         | 2.0                      | 1.0                 | 3.0                      |
| Duval                | 1.0                         | 2.0                      | 1.0                 | 2.0                      |
| Hillsborough         | 1.0                         | 4.0                      | 1.0                 | 3.0                      |
| Lake                 | 1.0                         | 2.0                      | 1.0                 | 2.0                      |
| Lee                  | 1.0                         | 2.0                      | 1.0                 | 2.0                      |
| Marion               | 1.0                         | 3.0                      | 1.0                 | 2.0                      |
| Orange               | 1.0                         | 4.0                      | 1.0                 | 4.0                      |
| Pasco                | 1.0                         | 2.0                      | 1.0                 | 2.0                      |
| Pinellas             | 1.0                         | 2.0                      | 1.0                 | 2.0                      |
| Polk                 | 1.0                         | 1.0                      | 1.0                 | 4.0                      |
| Sarasota             | 1.0                         | 2.0                      | 1.0                 | 1.0                      |
| Volusia              | 1.0                         | 3.0                      | 1.0                 | 2.0                      |
|                      | 13.0                        | 31.0                     | 13.0                | 30.0                     |
| Districts Per County |                             | 2.38                     |                     | 2.31                     |

Gold indicates that a city or county split must occur either due to population or geography.  
Green indicates the number of ways a county was split.

PRIVILEGED AND CONFIDENTIAL, PREPARED AT THE DIRECTION OF COUNCIL.

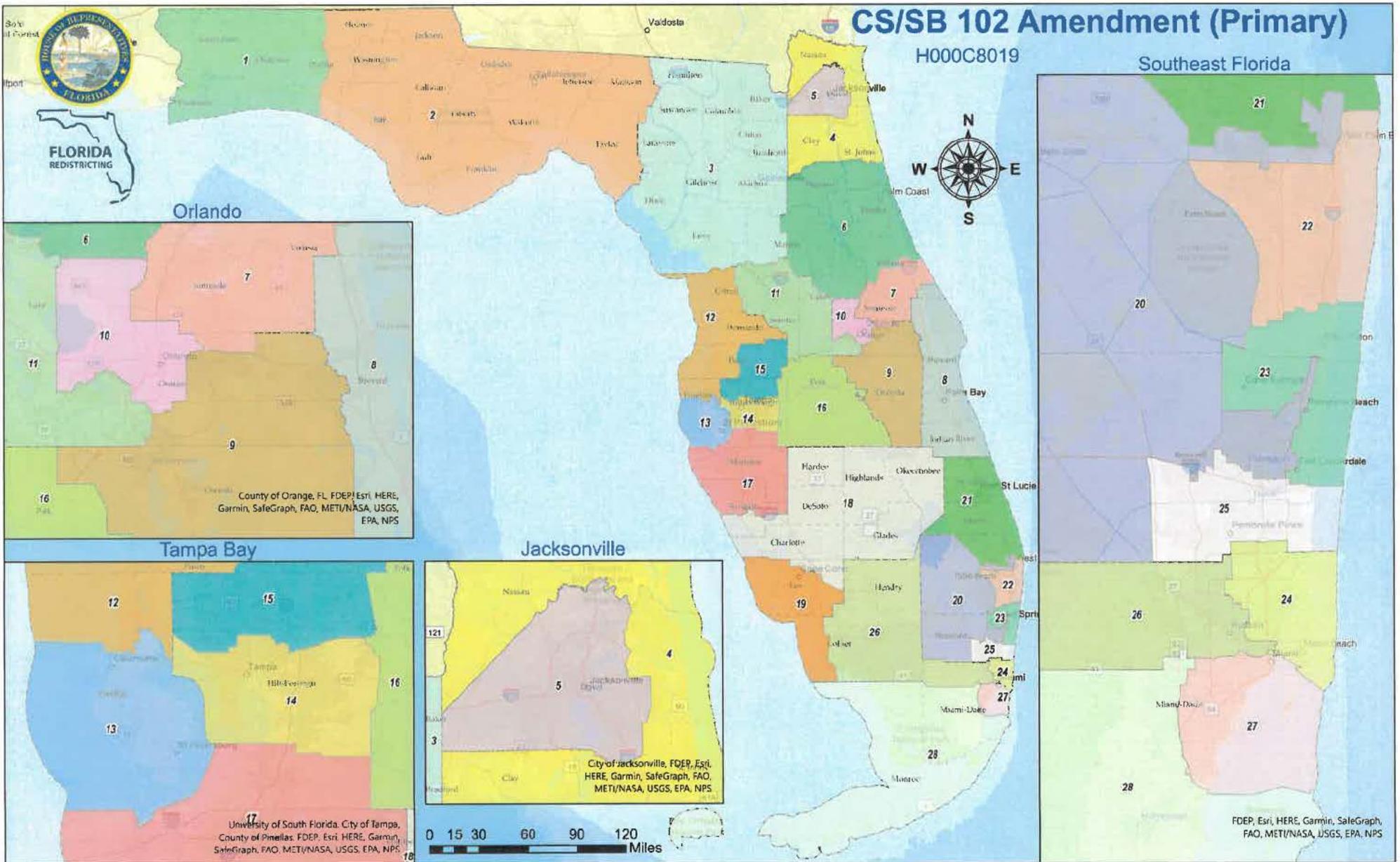
| SPLITS               |                             |          |                     |           |
|----------------------|-----------------------------|----------|---------------------|-----------|
|                      | COUNTY                      | COUNTIES | COUNTY              | COUNTIES  |
| Geography            | SB 102 Primary<br>Plan 8019 |          | SB 2-C<br>Plan 0109 |           |
| Column1              | Column7                     | Column72 | Column11            | Column112 |
| Citrus               | 1.0                         | 2.0      | 1.0                 | 1.0       |
| Collier              | 1.0                         | 2.0      | 1.0                 | 3.0       |
| Hillsborough         | 1.0                         | 4.0      | 1.0                 | 3.0       |
| Marion               | 1.0                         | 3.0      | 1.0                 | 2.0       |
| Polk                 | 1.0                         | 1.0      | 1.0                 | 4.0       |
| Sarasota             | 1.0                         | 2.0      | 1.0                 | 1.0       |
| Volusia              | 1.0                         | 3.0      | 1.0                 | 2.0       |
|                      | 7.0                         | 17.0     | 7.0                 | 16.0      |
| Districts Per County |                             | 2.43     |                     | 2.29      |

Gold indicates that a city or county split must occur either due to population or geography.  
Green indicates the number of ways a county was split.

PRIVILEGED AND CONFIDENTIAL, PREPARED AT THE DIRECTION OF COUNCIL.

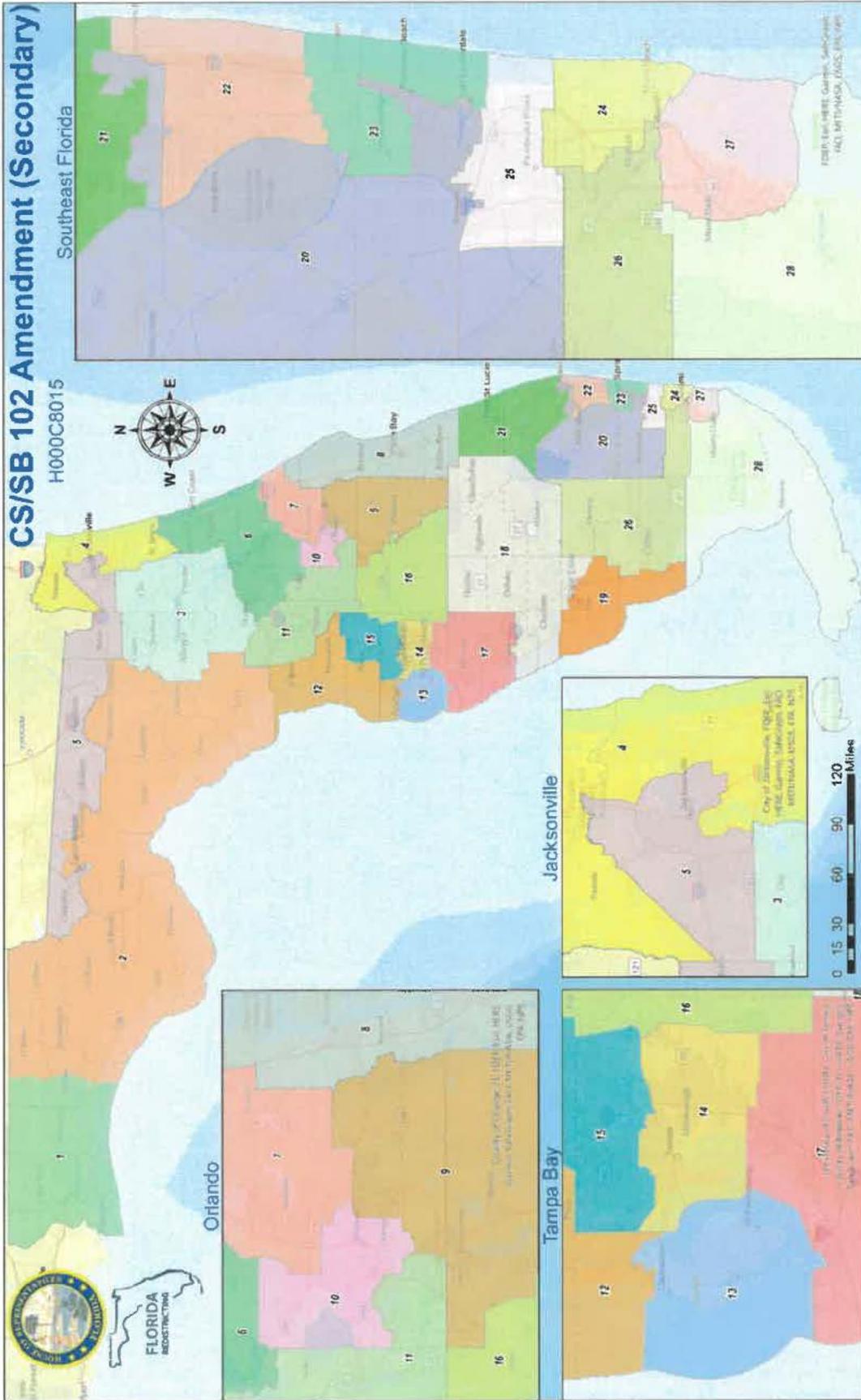
| SPLITS               |                             |          |                     |           |
|----------------------|-----------------------------|----------|---------------------|-----------|
|                      | COUNTY                      | COUNTIES | COUNTY              | COUNTIES  |
| Geography            | SB 102 Primary<br>Plan 8019 |          | SB 2-C<br>Plan 0109 |           |
| Column1              | Column7                     | Column72 | Column11            | Column112 |
| Broward              | 1.0                         | 4.0      | 1.0                 | 4.0       |
| Duval                | 1.0                         | 2.0      | 1.0                 | 2.0       |
| Hillsborough         | 1.0                         | 4.0      | 1.0                 | 3.0       |
| Miami-Dade           | 1.0                         | 4.0      | 1.0                 | 4.0       |
| Orange               | 1.0                         | 4.0      | 1.0                 | 4.0       |
| Palm Beach           | 1.0                         | 4.0      | 1.0                 | 4.0       |
| Pinellas             | 1.0                         | 2.0      | 1.0                 | 2.0       |
|                      | 7.0                         | 24.0     | 7.0                 | 23.0      |
| Districts Per County |                             | 3.43     |                     | 3.29      |

Gold indicates that a city or county split must occur either due to population or geography.  
Green indicates the number of ways a county was split.



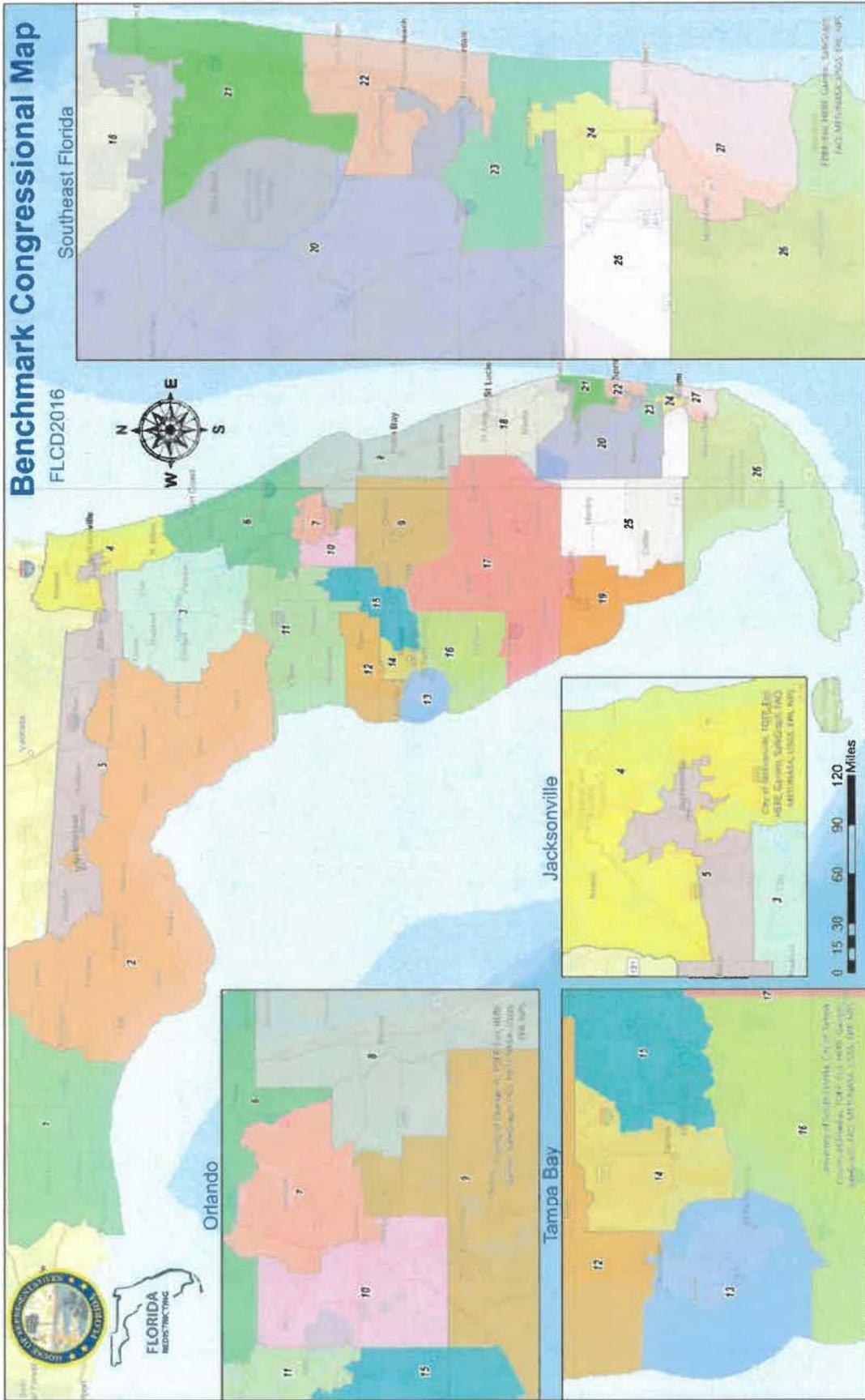
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| STATEWIDE SNAPSHOT         |                  |                      |             |                       |        |                    |             |               |
|----------------------------|------------------|----------------------|-------------|-----------------------|--------|--------------------|-------------|---------------|
| Total State Population:    | 21,538,187       |                      |             | Total Counties:       | 67     | Reock Avg.         |             |               |
| Ideal District Population: | 769,221          |                      |             | Counties Split:       | 18     | 0.48               |             |               |
| Mean Deviation:            | 0                | 0.00%                |             | Counties Kept Whole:  | 49     | Convex Hull Avg.   |             |               |
| Max Deviation:             | 0                | 0.00%                |             | Total Cities:         | 412    | 0.82               |             |               |
| Min Deviation:             | -1               | 0.00%                |             | Cities Split:         | 17     | Polsby Popper Avg. |             |               |
| Overall Deviation Range:   | 1                | 0.00%                |             | Cities Kept Whole:    | 395    | 0.42               |             |               |
| DISTRICT BREAKDOWN         |                  |                      |             |                       |        |                    |             |               |
| District                   | Population       |                      |             | Voting Age Population |        | Compactness        |             |               |
|                            | Total Population | Deviation From Ideal | % Deviation | BVAP %                | HVAP % | Reock              | Convex Hull | Polsby Popper |
| 1                          | 769,221          | 0                    | 0.00        | 13.54                 | 6.69   | 0.54               | 0.87        | 0.48          |
| 2                          | 769,221          | 0                    | 0.00        | 23.09                 | 6.42   | 0.46               | 0.82        | 0.48          |
| 3                          | 769,221          | 0                    | 0.00        | 15.61                 | 9.97   | 0.63               | 0.91        | 0.53          |
| 4                          | 769,221          | 0                    | 0.00        | 8.91                  | 7.96   | 0.40               | 0.68        | 0.17          |
| 5                          | 769,221          | 0                    | 0.00        | 35.32                 | 10.75  | 0.52               | 0.90        | 0.45          |
| 6                          | 769,221          | 0                    | 0.00        | 10.89                 | 9.69   | 0.71               | 0.92        | 0.50          |
| 7                          | 769,221          | 0                    | 0.00        | 11.42                 | 21.14  | 0.50               | 0.82        | 0.40          |
| 8                          | 769,221          | 0                    | 0.00        | 9.69                  | 10.00  | 0.29               | 0.81        | 0.38          |
| 9                          | 769,221          | 0                    | 0.00        | 13.13                 | 50.84  | 0.48               | 0.86        | 0.34          |
| 10                         | 769,221          | 0                    | 0.00        | 28.80                 | 24.60  | 0.50               | 0.77        | 0.39          |
| 11                         | 769,221          | 0                    | 0.00        | 8.53                  | 15.87  | 0.36               | 0.79        | 0.32          |
| 12                         | 769,221          | 0                    | 0.00        | 4.53                  | 10.60  | 0.40               | 0.61        | 0.27          |
| 13                         | 769,221          | 0                    | 0.00        | 11.46                 | 9.77   | 0.68               | 0.91        | 0.63          |
| 14                         | 769,221          | 0                    | 0.00        | 20.26                 | 26.06  | 0.45               | 0.87        | 0.53          |
| 15                         | 769,221          | 0                    | 0.00        | 13.09                 | 26.65  | 0.47               | 0.84        | 0.49          |
| 16                         | 769,221          | 0                    | 0.00        | 14.94                 | 23.21  | 0.52               | 0.92        | 0.42          |
| 17                         | 769,221          | 0                    | 0.00        | 7.55                  | 14.29  | 0.60               | 0.92        | 0.57          |
| 18                         | 769,221          | 0                    | 0.00        | 7.69                  | 15.79  | 0.48               | 0.82        | 0.45          |
| 19                         | 769,221          | 0                    | 0.00        | 5.58                  | 15.79  | 0.33               | 0.78        | 0.38          |
| 20                         | 769,221          | 0                    | 0.00        | 39.11                 | 22.98  | 0.50               | 0.77        | 0.28          |
| 21                         | 769,221          | 0                    | 0.00        | 12.48                 | 15.14  | 0.50               | 0.82        | 0.49          |
| 22                         | 769,220          | -1                   | 0.00        | 15.88                 | 24.65  | 0.44               | 0.74        | 0.42          |
| 23                         | 769,221          | 0                    | 0.00        | 13.17                 | 20.51  | 0.50               | 0.79        | 0.29          |
| 24                         | 769,221          | 0                    | 0.00        | 42.17                 | 38.46  | 0.48               | 0.90        | 0.48          |
| 25                         | 769,221          | 0                    | 0.00        | 17.52                 | 42.26  | 0.42               | 0.81        | 0.38          |
| 26                         | 769,221          | 0                    | 0.00        | 7.11                  | 75.41  | 0.40               | 0.67        | 0.35          |
| 27                         | 769,221          | 0                    | 0.00        | 7.07                  | 74.13  | 0.71               | 0.95        | 0.73          |
| 28                         | 769,221          | 0                    | 0.00        | 10.32                 | 73.33  | 0.22               | 0.55        | 0.24          |



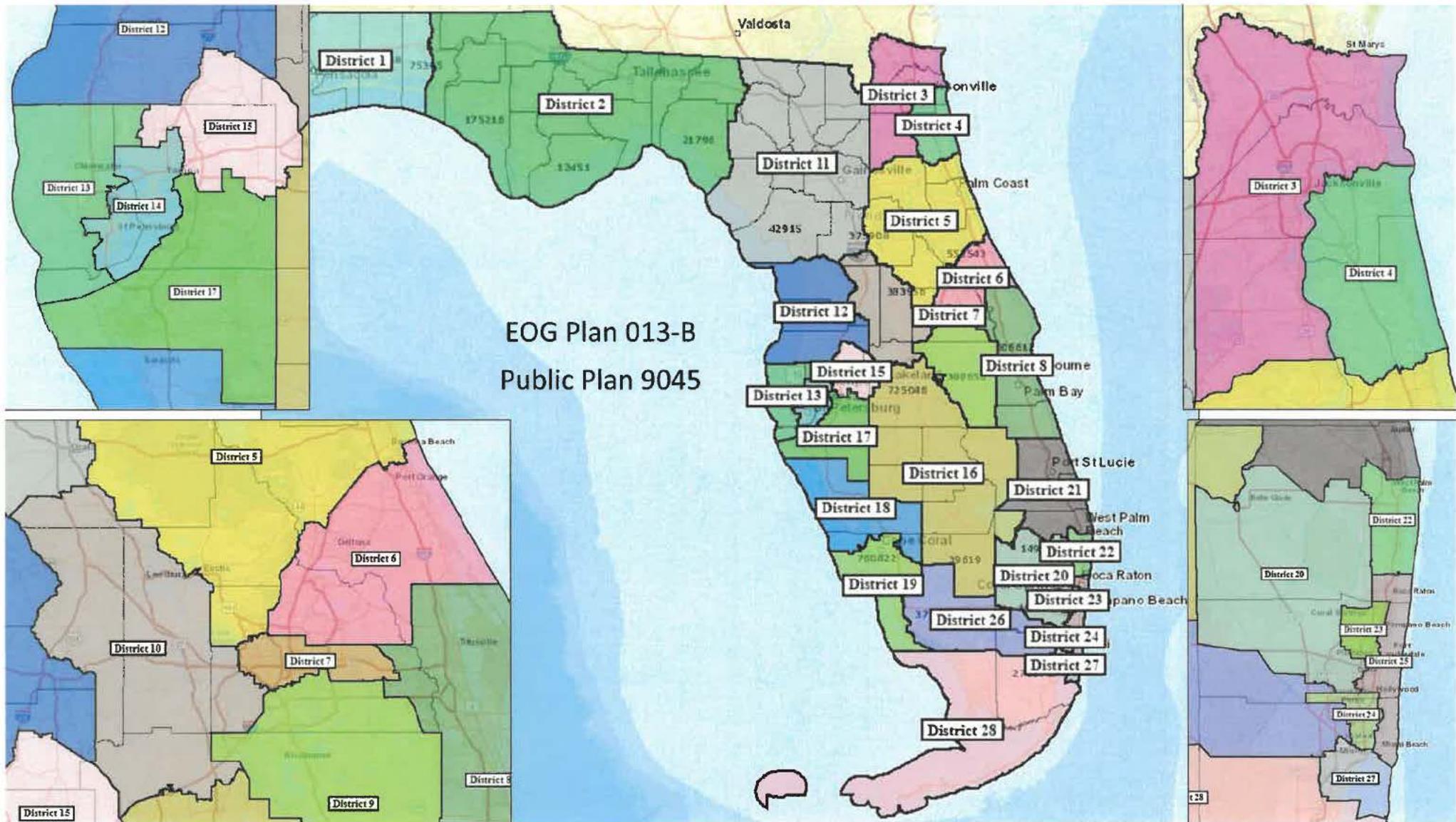
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| STATEWIDE SNAPSHOT         |                  |                      |             |                       |                      |             |                    |               |
|----------------------------|------------------|----------------------|-------------|-----------------------|----------------------|-------------|--------------------|---------------|
| Total State Population:    | 21,538,187       |                      |             | Total Counties:       | 67                   | Reock Avg.  |                    |               |
| Ideal District Population: | 769,221          |                      |             | Counties Split:       | 20                   | 0.45        |                    |               |
| Mean Deviation:            | 0                | 0.00%                |             |                       | Counties Kept Whole: | 47          | Convex Hull Avg.   |               |
| Max Deviation:             | 0                | 0.00%                |             |                       | Total Cities:        | 412         | 0.80               |               |
| Min Deviation:             | -1               | 0.00%                |             |                       | Cities Split:        | 18          | Polsby Popper Avg. |               |
| Overall Deviation Range:   | 1                | 0.00%                |             |                       | Cities Kept Whole:   | 394         | 0.40               |               |
| DISTRICT BREAKDOWN         |                  |                      |             |                       |                      |             |                    |               |
| District                   | Population       |                      |             | Voting Age Population |                      | Compactness |                    |               |
|                            | Total Population | Deviation From Ideal | % Deviation | BVAP %                | HVAP %               | Reock       | Convex Hull        | Polsby Popper |
| 1                          | 769,221          | 0                    | 0.00        | 13.54                 | 6.69                 | 0.54        | 0.87               | 0.48          |
| 2                          | 769,221          | 0                    | 0.00        | 14.53                 | 6.32                 | 0.31        | 0.72               | 0.25          |
| 3                          | 769,221          | 0                    | 0.00        | 16.11                 | 10.49                | 0.71        | 0.89               | 0.54          |
| 4                          | 769,221          | 0                    | 0.00        | 10.24                 | 8.94                 | 0.33        | 0.64               | 0.18          |
| 5                          | 769,221          | 0                    | 0.00        | 43.48                 | 9.24                 | 0.11        | 0.66               | 0.11          |
| 6                          | 769,221          | 0                    | 0.00        | 10.23                 | 9.76                 | 0.48        | 0.77               | 0.34          |
| 7                          | 769,221          | 0                    | 0.00        | 11.42                 | 21.14                | 0.50        | 0.82               | 0.40          |
| 8                          | 769,221          | 0                    | 0.00        | 9.69                  | 10.00                | 0.29        | 0.81               | 0.38          |
| 9                          | 769,221          | 0                    | 0.00        | 13.13                 | 50.84                | 0.48        | 0.86               | 0.34          |
| 10                         | 769,221          | 0                    | 0.00        | 28.80                 | 24.60                | 0.50        | 0.77               | 0.39          |
| 11                         | 769,221          | 0                    | 0.00        | 8.35                  | 15.88                | 0.32        | 0.81               | 0.31          |
| 12                         | 769,221          | 0                    | 0.00        | 4.53                  | 10.60                | 0.40        | 0.61               | 0.27          |
| 13                         | 769,221          | 0                    | 0.00        | 11.46                 | 9.77                 | 0.68        | 0.91               | 0.63          |
| 14                         | 769,221          | 0                    | 0.00        | 20.26                 | 26.06                | 0.45        | 0.87               | 0.53          |
| 15                         | 769,221          | 0                    | 0.00        | 13.09                 | 26.65                | 0.47        | 0.84               | 0.49          |
| 16                         | 769,221          | 0                    | 0.00        | 14.94                 | 23.21                | 0.52        | 0.92               | 0.42          |
| 17                         | 769,221          | 0                    | 0.00        | 7.55                  | 14.29                | 0.60        | 0.92               | 0.57          |
| 18                         | 769,221          | 0                    | 0.00        | 7.69                  | 15.79                | 0.48        | 0.82               | 0.45          |
| 19                         | 769,221          | 0                    | 0.00        | 5.58                  | 15.79                | 0.33        | 0.78               | 0.38          |
| 20                         | 769,221          | 0                    | 0.00        | 36.11                 | 22.98                | 0.50        | 0.77               | 0.28          |
| 21                         | 769,221          | 0                    | 0.00        | 12.48                 | 15.14                | 0.50        | 0.82               | 0.49          |
| 22                         | 769,220          | -1                   | 0.00        | 15.88                 | 24.65                | 0.44        | 0.74               | 0.42          |
| 23                         | 769,221          | 0                    | 0.00        | 13.17                 | 20.51                | 0.50        | 0.79               | 0.29          |
| 24                         | 769,221          | 0                    | 0.00        | 42.17                 | 38.46                | 0.48        | 0.90               | 0.48          |
| 25                         | 769,221          | 0                    | 0.00        | 17.52                 | 42.26                | 0.42        | 0.81               | 0.38          |
| 26                         | 769,221          | 0                    | 0.00        | 7.11                  | 25.41                | 0.40        | 0.67               | 0.35          |
| 27                         | 769,221          | 0                    | 0.00        | 7.07                  | 74.18                | 0.71        | 0.95               | 0.73          |
| 28                         | 769,221          | 0                    | 0.00        | 10.32                 | 73.35                | 0.22        | 0.55               | 0.24          |



# FLCD2016

| STATEWIDE SNAPSHOT         |                  |                      |                      |                       |        |                    |             |               |
|----------------------------|------------------|----------------------|----------------------|-----------------------|--------|--------------------|-------------|---------------|
| Total State Population:    | 21,538,187       |                      | Total Counties:      | 67                    |        | Reock Avg.         |             |               |
| Ideal District Population: | 769,221          |                      | Counties Split:      | 18                    |        | 0.42               |             |               |
| Mean Deviation:            | 66,558           | 8.65%                | Counties Kept Whole: | 49                    |        | Convex Hull Avg.   |             |               |
| Max Deviation:             | 186,381          | 24.23%               | Total Cities:        | 412                   |        | 0.75               |             |               |
| Min Deviation:             | -769,221         | -100.00%             | Cities Split:        | 39                    |        | Polsby Popper Avg. |             |               |
| Overall Deviation Range:   | 955,602          | 124.23%              | Cities Kept Whole:   | 373                   |        | 0.35               |             |               |
| DISTRICT BREAKDOWN         |                  |                      |                      |                       |        |                    |             |               |
| District                   | Population       |                      |                      | Voting Age Population |        | Compactness        |             |               |
|                            | Total Population | Deviation From Ideal | % Deviation          | BVAP %                | HVAP % | Reock              | Convex Hull | Polsby Popper |
| 1                          | 807,881          | 38,660               | 5.03                 | 13.23                 | 6.60   | 0.40               | 0.82        | 0.40          |
| 2                          | 727,856          | -41,365              | -5.38                | 12.42                 | 6.68   | 0.31               | 0.68        | 0.21          |
| 3                          | 766,133          | -3,088               | -0.40                | 16.10                 | 10.29  | 0.71               | 0.89        | 0.53          |
| 4                          | 871,884          | 102,663              | 13.35                | 10.36                 | 8.84   | 0.37               | 0.72        | 0.17          |
| 5                          | 748,910          | -20,311              | -2.64                | 46.20                 | 9.14   | 0.12               | 0.71        | 0.10          |
| 6                          | 796,254          | 27,033               | 3.51                 | 10.12                 | 12.07  | 0.44               | 0.77        | 0.34          |
| 7                          | 788,518          | 19,297               | 2.51                 | 12.19                 | 24.65  | 0.57               | 0.81        | 0.37          |
| 8                          | 783,753          | 14,532               | 1.89                 | 9.68                  | 10.35  | 0.34               | 0.76        | 0.41          |
| 9                          | 955,602          | 186,381              | 24.23                | 14.26                 | 41.53  | 0.63               | 0.87        | 0.46          |
| 10                         | 873,804          | 104,583              | 13.60                | 26.70                 | 28.95  | 0.49               | 0.89        | 0.49          |
| 11                         | 820,835          | 51,614               | 6.71                 | 7.22                  | 10.12  | 0.42               | 0.74        | 0.29          |
| 12                         | 807,137          | 37,916               | 4.93                 | 5.83                  | 12.50  | 0.38               | 0.82        | 0.46          |
| 13                         | 727,465          | -41,756              | -5.43                | 11.88                 | 9.81   | 0.66               | 0.93        | 0.68          |
| 14                         | 787,447          | 18,226               | 2.37                 | 17.89                 | 30.15  | 0.48               | 0.82        | 0.45          |
| 15                         | 819,853          | 50,632               | 6.58                 | 15.39                 | 22.74  | 0.33               | 0.76        | 0.26          |
| 16                         | 884,047          | 114,826              | 14.93                | 9.33                  | 15.94  | 0.58               | 0.90        | 0.53          |
| 17                         | 779,955          | 10,734               | 1.40                 | 7.15                  | 13.26  | 0.51               | 0.77        | 0.44          |
| 18                         | 794,724          | 25,503               | 3.32                 | 12.95                 | 15.60  | 0.50               | 0.82        | 0.45          |
| 19                         | 835,012          | 65,791               | 8.55                 | 6.78                  | 18.08  | 0.34               | 0.79        | 0.40          |
| 20                         | 776,283          | 7,062                | 0.92                 | 52.37                 | 26.75  | 0.48               | 0.75        | 0.20          |
| 21                         | 788,007          | 18,786               | 2.44                 | 14.97                 | 22.58  | 0.37               | 0.64        | 0.29          |
| 22                         | 785,756          | 16,535               | 2.15                 | 15.22                 | 21.37  | 0.46               | 0.73        | 0.22          |
| 23                         | 769,356          | 135                  | 0.02                 | 15.21                 | 39.74  | 0.35               | 0.65        | 0.25          |
| 24                         | 742,542          | -26,679              | -3.47                | 43.62                 | 44.87  | 0.47               | 0.77        | 0.30          |
| 25                         | 771,434          | 2,213                | 0.29                 | 4.86                  | 74.33  | 0.41               | 0.68        | 0.36          |
| 26                         | 787,914          | 18,693               | 2.43                 | 11.34                 | 72.44  | 0.22               | 0.55        | 0.24          |
| 27                         | 739,825          | -29,396              | -3.82                | 5.95                  | 70.35  | 0.50               | 0.88        | 0.48          |
| 28                         | 0                | -769,221             | -100.00              | 0.00                  | 0.00   | 0.00               | 0.00        | 0.00          |



# SB 2-C Congressional Plan 0109

J. ALEX KELLY

EXECUTIVE OFFICE  
OF THE GOVERNOR

4.19.22

# Comparing SB 2-C Plan 0109 to SB 102 Primary Plan 8019

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## DISTRICTS IDENTICAL IN PLANS 8019 & 0109

10 Districts Identical:

- 1-2 (Panhandle)
- 20-25 (Southeast)
- 27-28 (Southeast)

## IMPROVEMENTS IN PLAN 8019

18 Districts Improved:

- 3-19
- 26 (Southwestern portions)

# Comparing SB 2-C Plan 0109 to SB 102 Primary Plan 8019

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- ❑ Starting with the Legislature's Primary Plan 8019:
  - ❑ Maintained the same number of performing majority-minority districts.
  - ❑ Maintained the Legislature's Panhandle districts.
  - ❑ Maintained the Legislature's Southeast districts.
  - ❑ Addressed federal constitutional concerns by using the EOG's Northeast districts (w/ minor improvements).
  - ❑ Tier 2 improvements through a compromise (hybrid of the Legislature's and EOG's plans) for Gulf Coast counties, stretching from Citrus to Lee counties and impacting some inland counties.
  - ❑ Tier 2 improvements by returning to concepts from the House Congressional Redistricting Subcommittee's Central Florida in Plan 8011, with inclusion of one concept from the Senate's Plan 8060.
  - ❑ Tier 2 improvements to boundaries by eliminating EOG's adherence to Census Designated Places and adopting the Legislature's Tier 2 focus on use of roadways and waterways.

# Tier 2 Comparing SB 2-C Plan 0109 to SB 102 Primary Plan 8019

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## SB 102 PRIMARY PLAN 8019

- Counties Kept Whole: 49
  - 18 counties split 48 ways
  - Differences:
    - Where there are differences in county splits, 7 counties split 17 ways (Citrus, Collier, Hillsborough, Marion, Polk, Sarasota, Volusia)
    - FL's 7 largest counties split 24 ways (Broward, Duval, Hillsborough, Miami-Dade, Orange, Palm Beach, Pinellas)

## SB 2-C PLAN 0109

- Counties Kept Whole: 50
  - 17 counties split 46 ways
  - Differences:
    - Where there are differences in county splits, 7 counties split 16 ways (Citrus, Collier, Hillsborough, Marion, Polk, Sarasota, Volusia)
    - FL's 7 largest counties split 23 ways (Broward, Duval, Hillsborough, Miami-Dade, Orange, Palm Beach, Pinellas)

# Tier 2 Comparing SB 2-C Plan 0109 to SB 102 Primary Plan 8019

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## SB 102 PRIMARY PLAN 8019

- Boundaries: 87.50% use of Tier 2 boundaries
- Therefore: 12.50% Non-Geo/Pol boundary lines

## SB 2-C PLAN 0109

- Boundaries: 88.50% use of Tier 2 boundaries
- Therefore: 11.50% Non-Geo/Pol boundary lines

# Tier 2 Comparing SB 2-C Plan 0109 to SB 102 Primary Plan 8019

---

## SB 102 PRIMARY PLAN 8019

- Compactness:
  - Reock: 0.48
  - Area/Convex Hull: 0.82
  - Polsby Popper: 0.42
  - Least mathematically compact CD 4's Polsby Popper is 0.17 (below 0.20)

## SB 2-C PLAN 0109

- Compactness:
  - Reock: 0.47
  - Area/Convex Hull: 0.81
  - Polsby Popper: 0.43
  - Only Plan w/ all CDs > 0.20 Reock & Polsby Popper
  - Improved visual compactness for several CDs

# Tier 2 Comparing SB 2-C Plan 0109 to SB 102 Primary Plan 8019

---

## SB 102 PRIMARY PLAN 8019

### City Splits: 16

#### Differences:

- Cape Coral (Lee) – split in 2 CDs
- Plant City (Hillsborough) – split in 2 CDs
- Port Orange (Volusia) – split in 2 CDs
- Lakeland (Polk) – whole
- Longboat Key (Manatee & Sarasota) – whole
- St. Petersburg (Pinellas) – whole

## SB 2-C PLAN 0109

### City Splits: 16

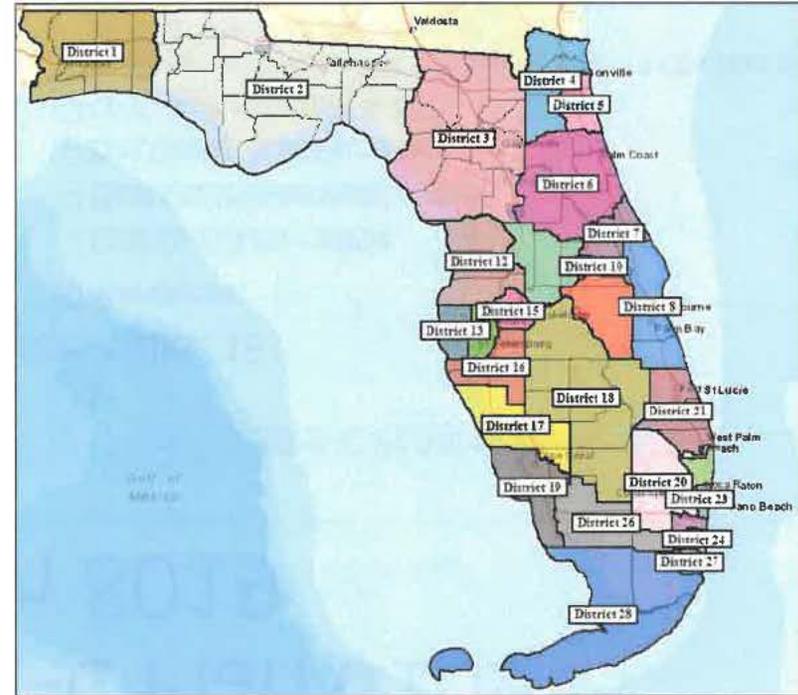
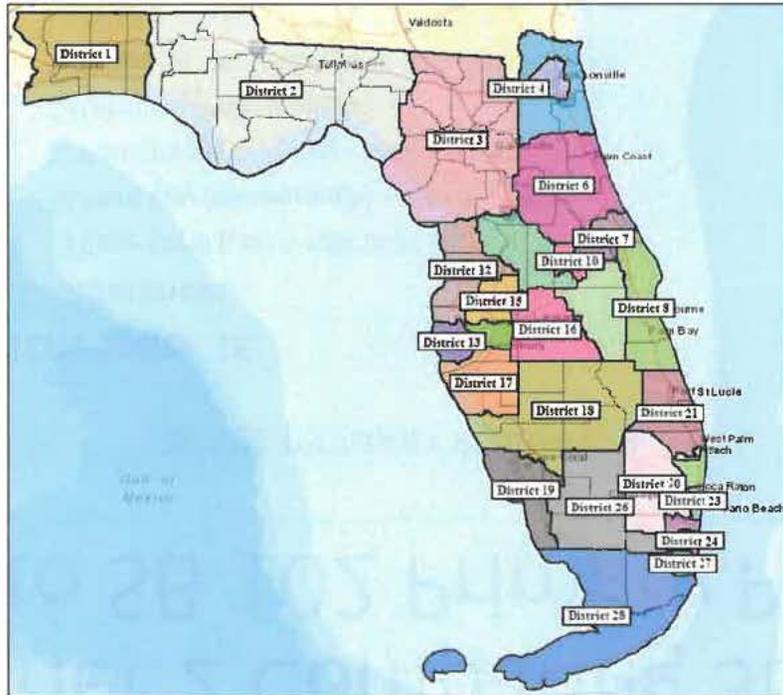
#### Differences:

- [Cape Coral \(Lee\) – whole](#)
- [Plant City \(Hillsborough\) – whole](#)
- [Port Orange \(Volusia\) – whole](#)
- Lakeland (Polk) – split in 2 CDs
- Longboat Key (Manatee & Sarasota) – split in 2 CDs (due to keeping Sarasota County whole)
- St. Petersburg (Pinellas) – split in 2 CDs

# Statewide

SB 102 PRIMARY PLAN 8019

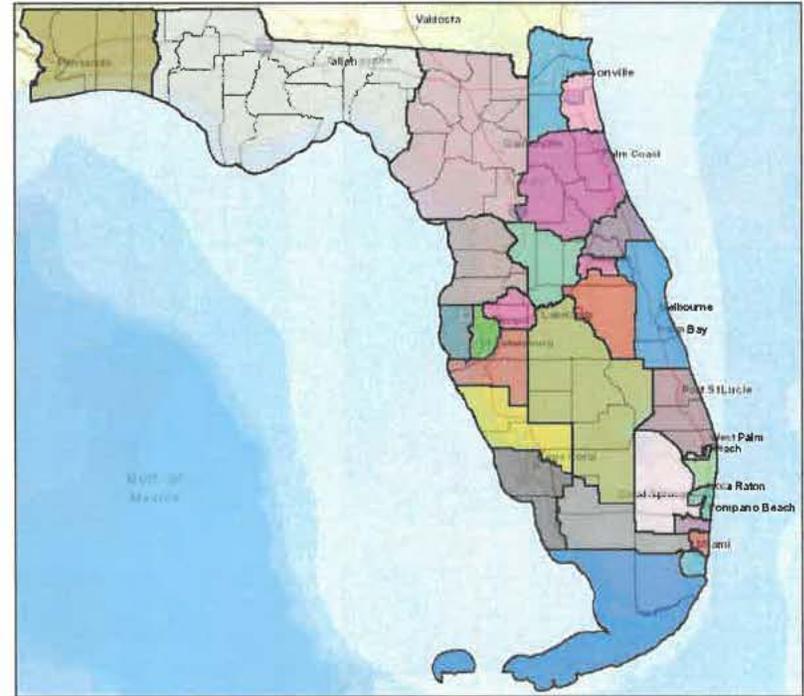
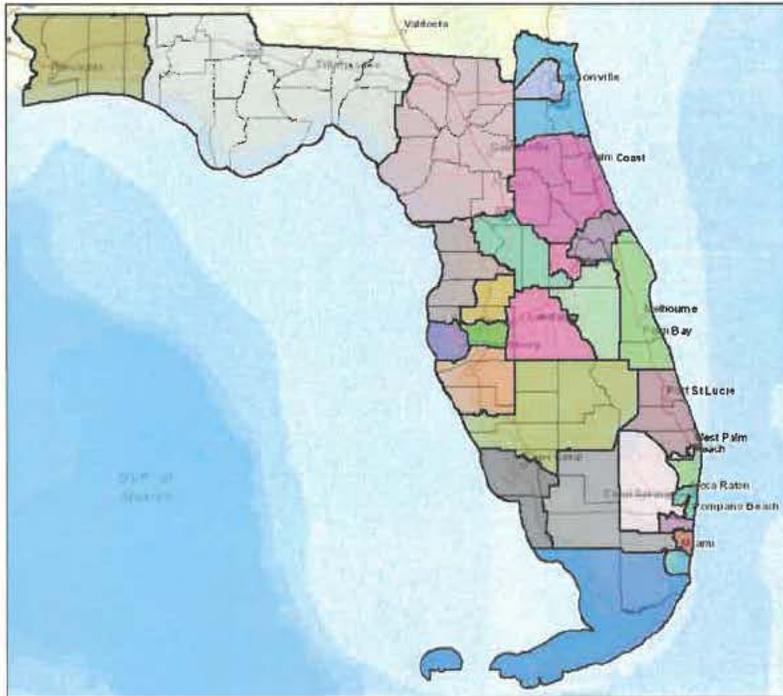
SB 2-C PLAN 0109



# Statewide Without District Labels

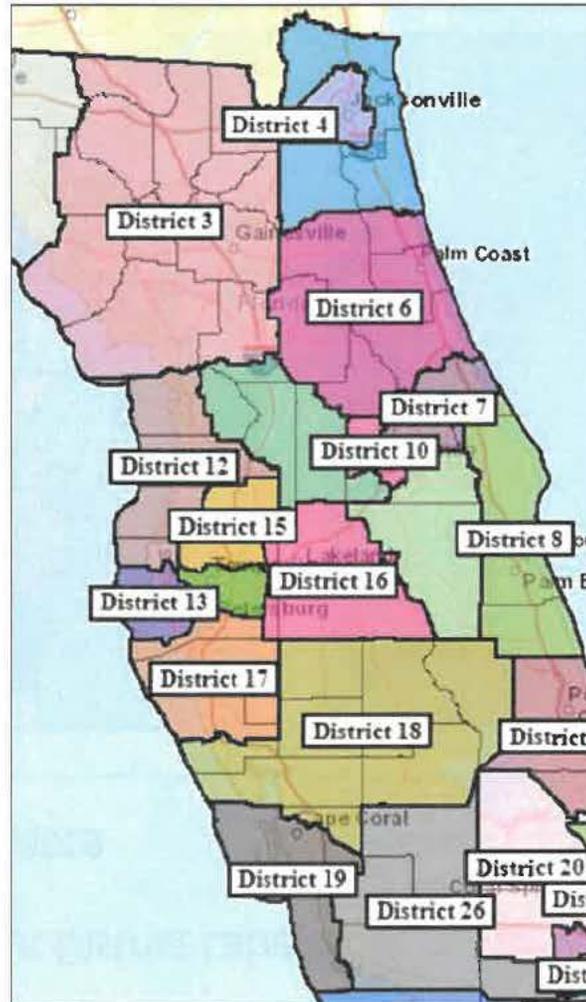
SB 102 PRIMARY PLAN 8019

SB 2-C PLAN 0109

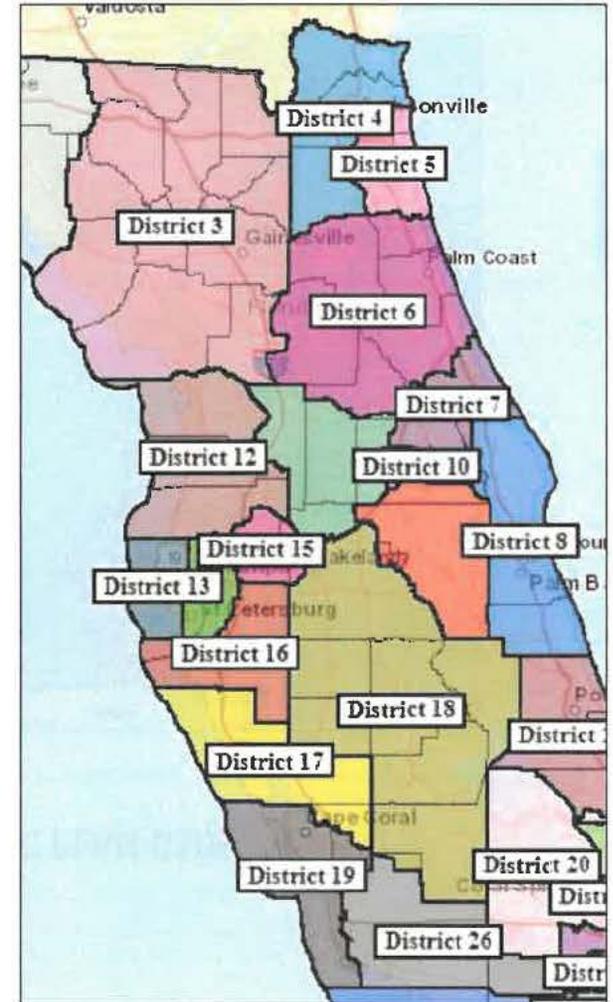


Focusing on the 18 Districts with Changes

SB 102 Primary Plan 8019



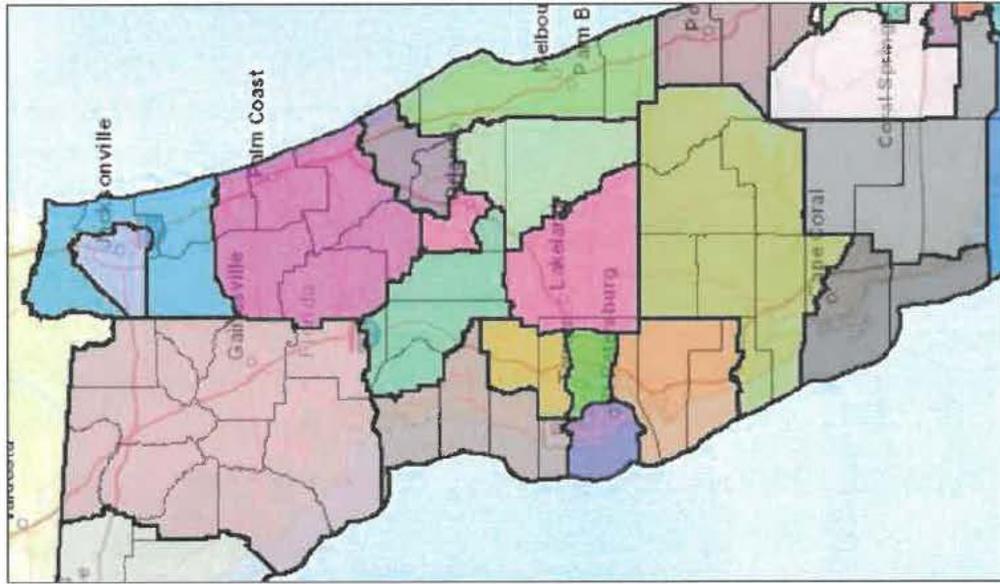
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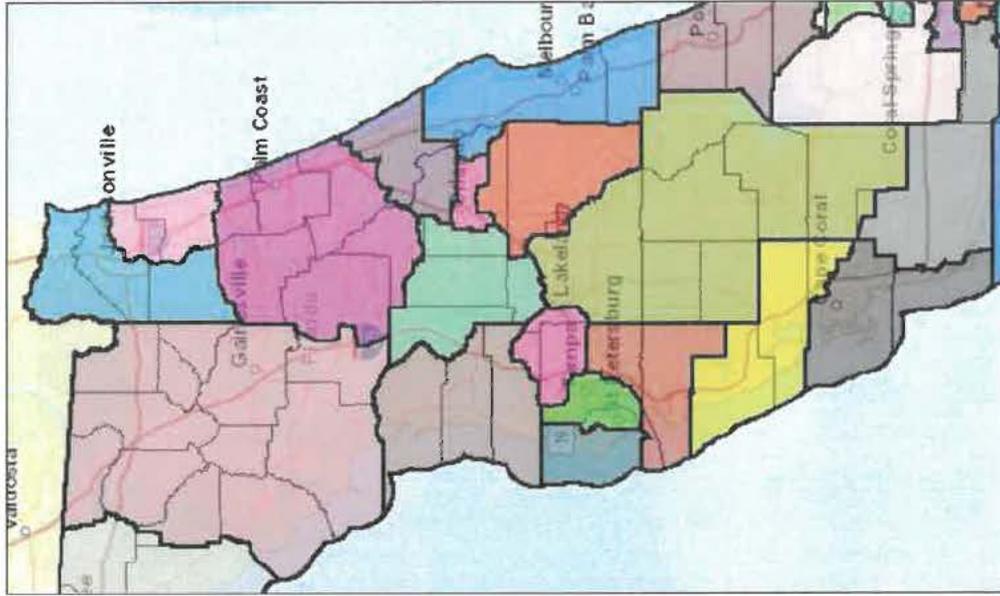
# Focusing on the 18 Districts with Changes

Without District Labels

SB 102 Primary Plan 8019



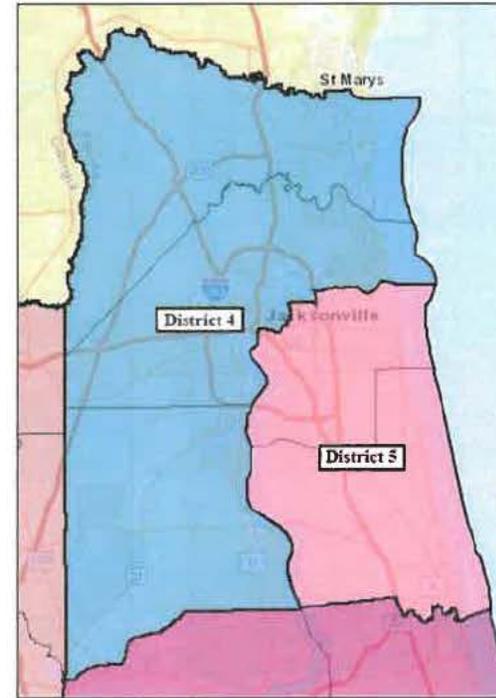
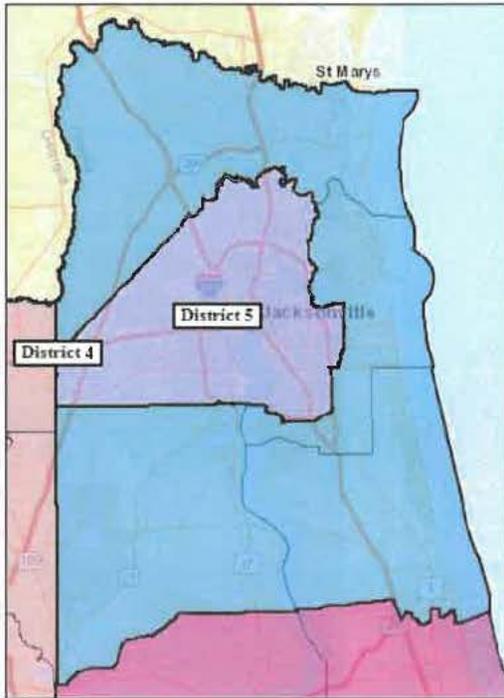
SB 2-C Plan 0109

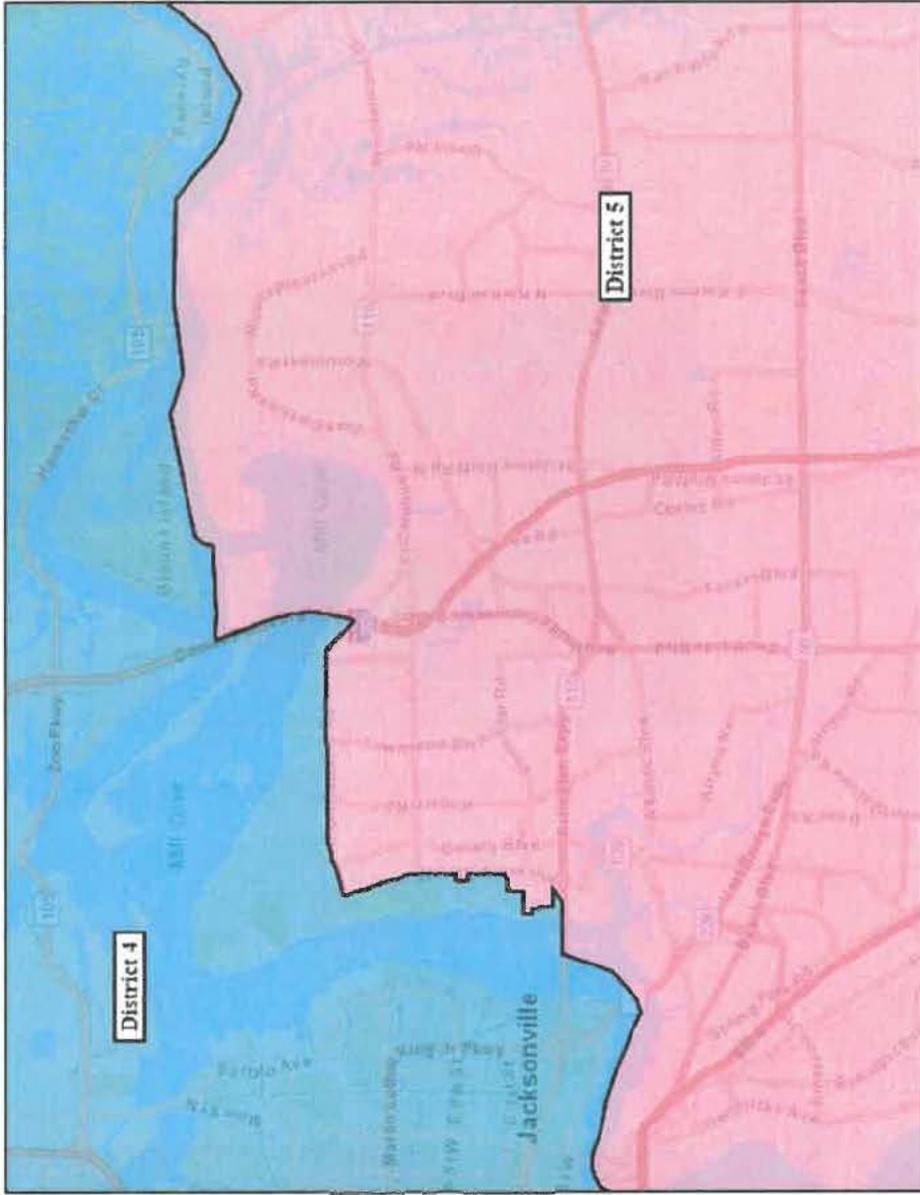


# Districts 4-5

SB 102 PRIMARY PLAN 8019

SB 2-C PLAN 0109





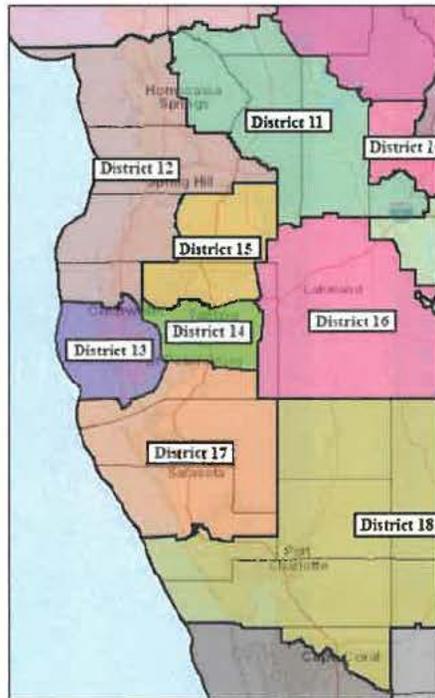
# SB 2-C Plan 0109

Districts 4-5

# Districts 11-18

SB 102 PRIMARY PLAN 8019

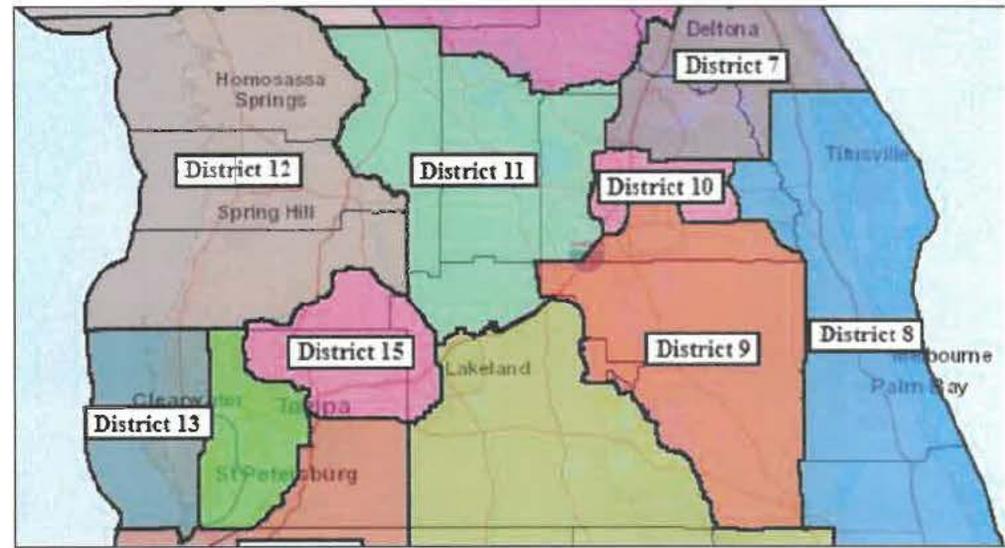
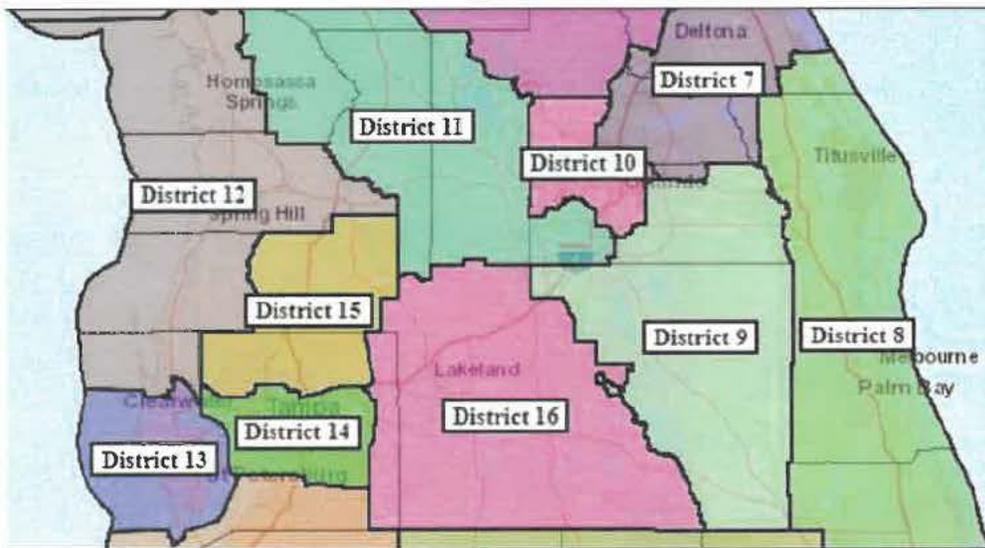
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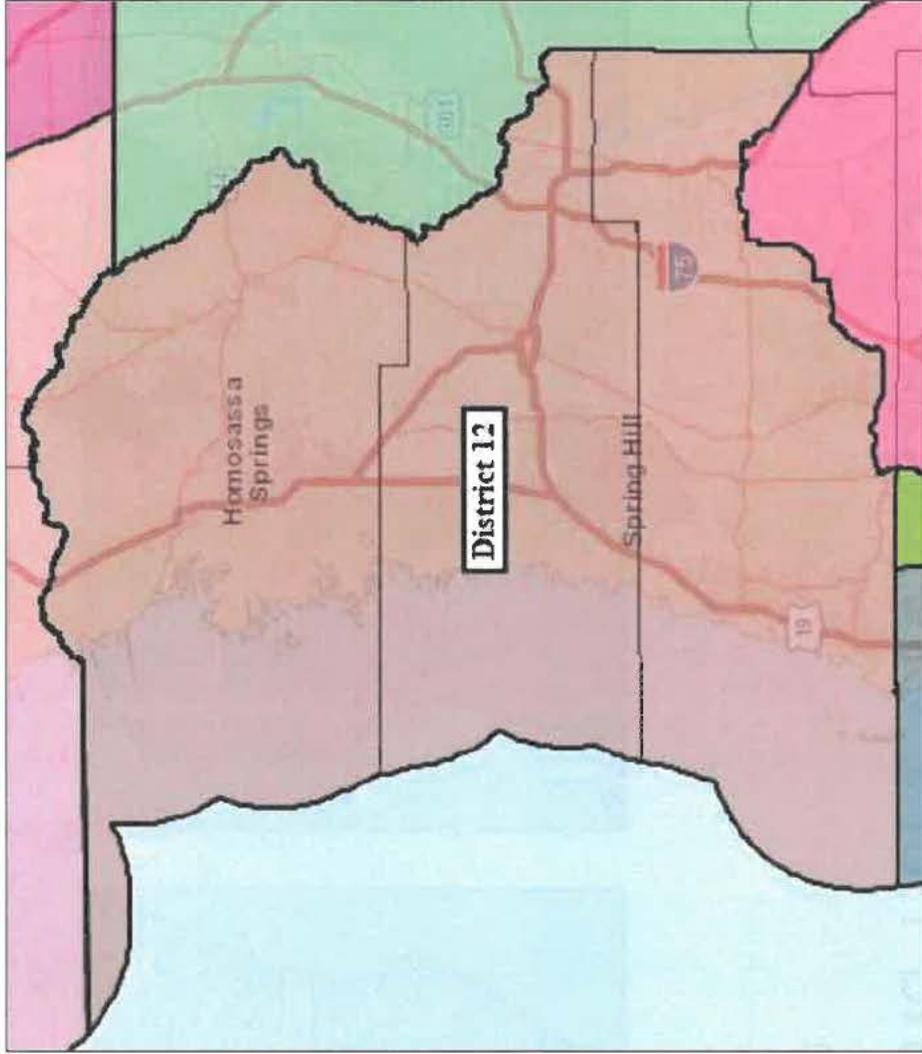


# The I-4 Corridor and Tier 2 Improvements

SB 102 PRIMARY PLAN 8019

SB 2-C PLAN 0109



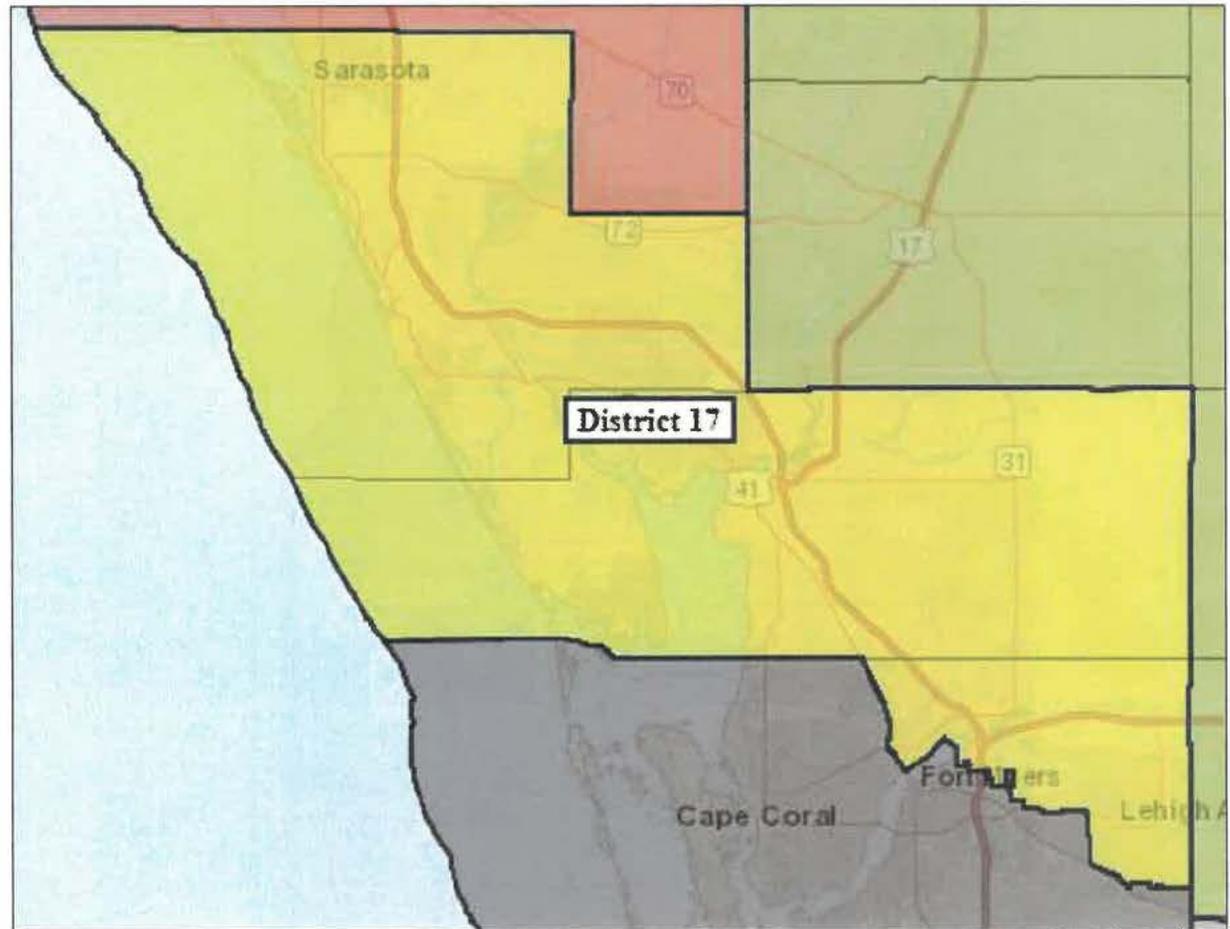


# SB 2-C Plan 0109

District 12

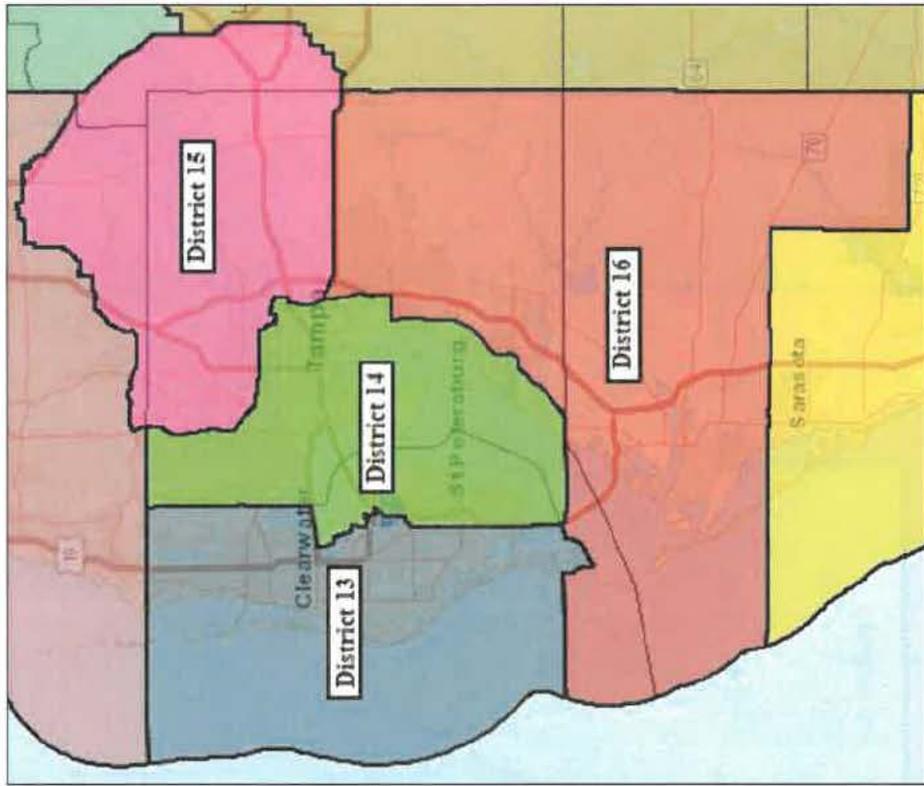
# SB 2-C Plan 0109

District 17



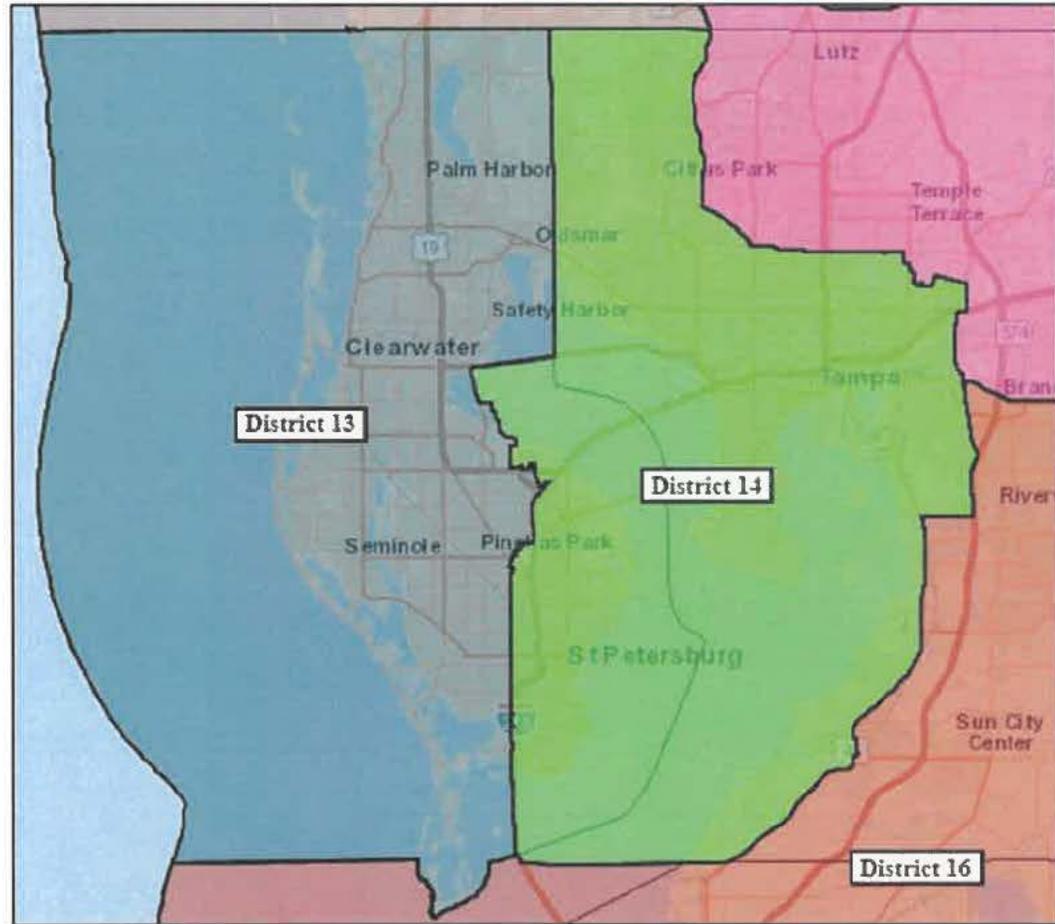
# SB 2-C Plan 0109

Districts 13-16



# SB 2-C Plan 0109

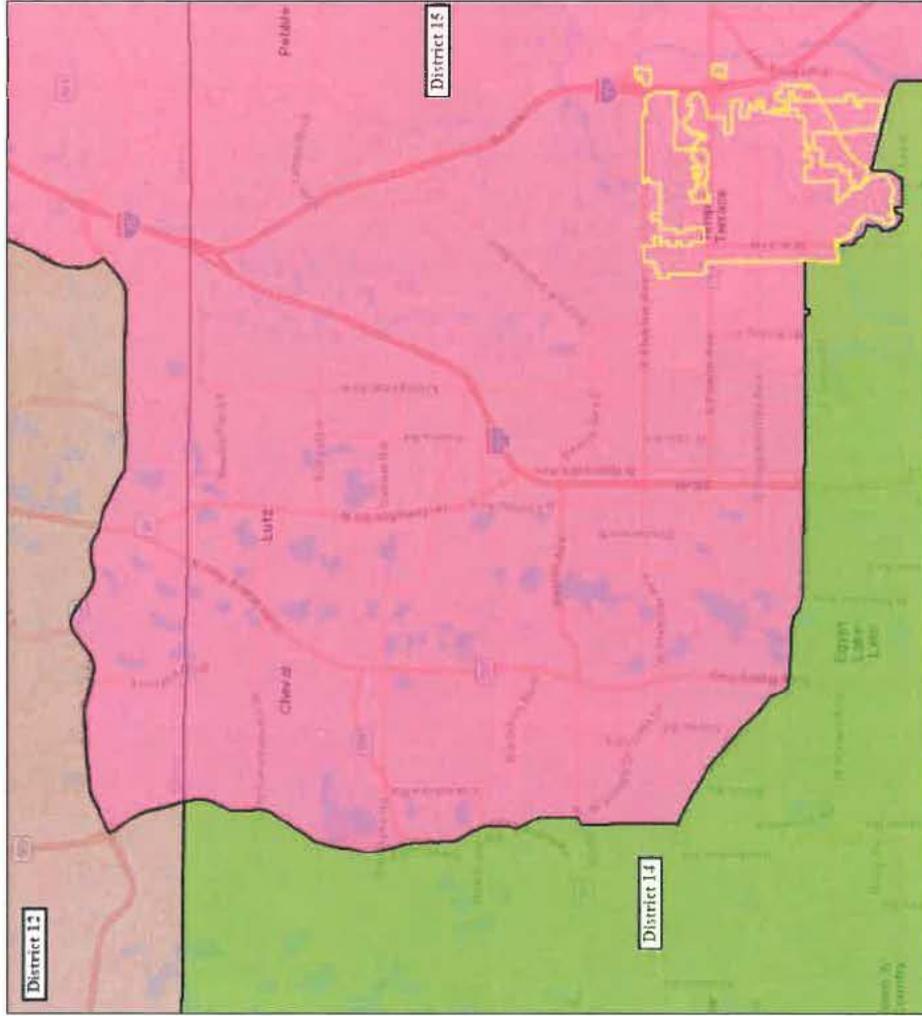
Districts 13-16



# SB 2-C Plan 0109

Districts 12, 14-15

Temple Terrace is highlighted

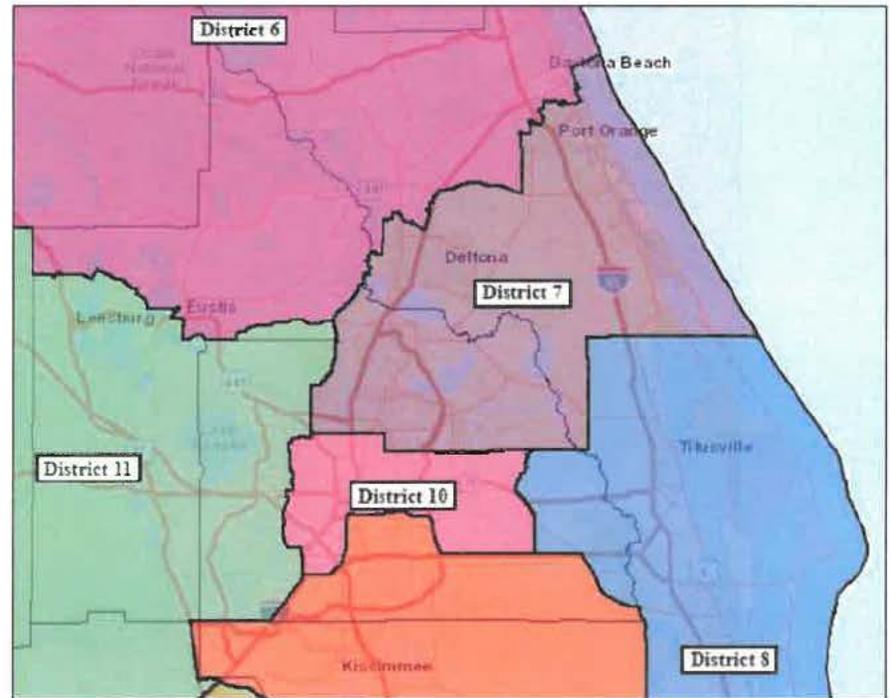
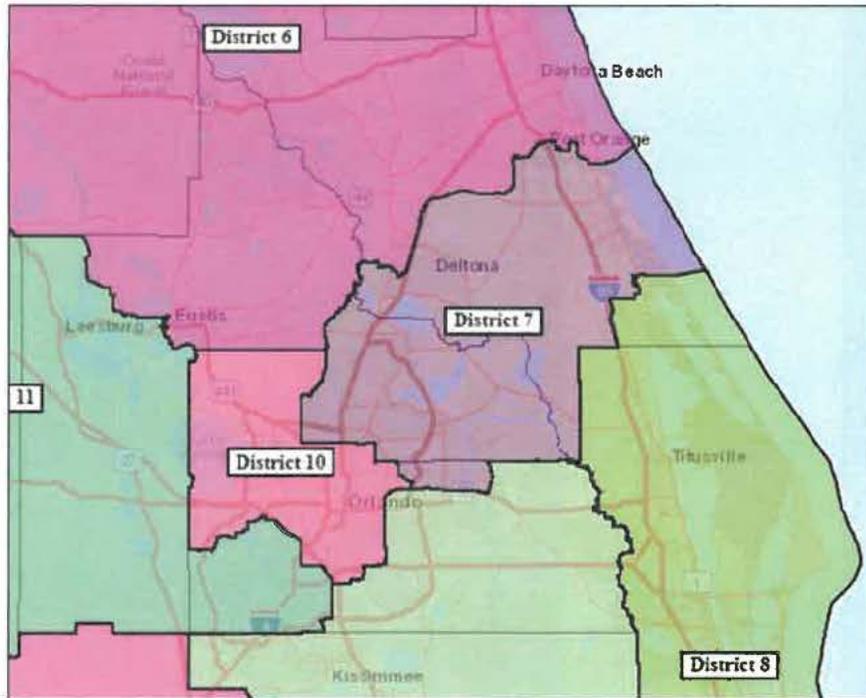




# Districts 6-11

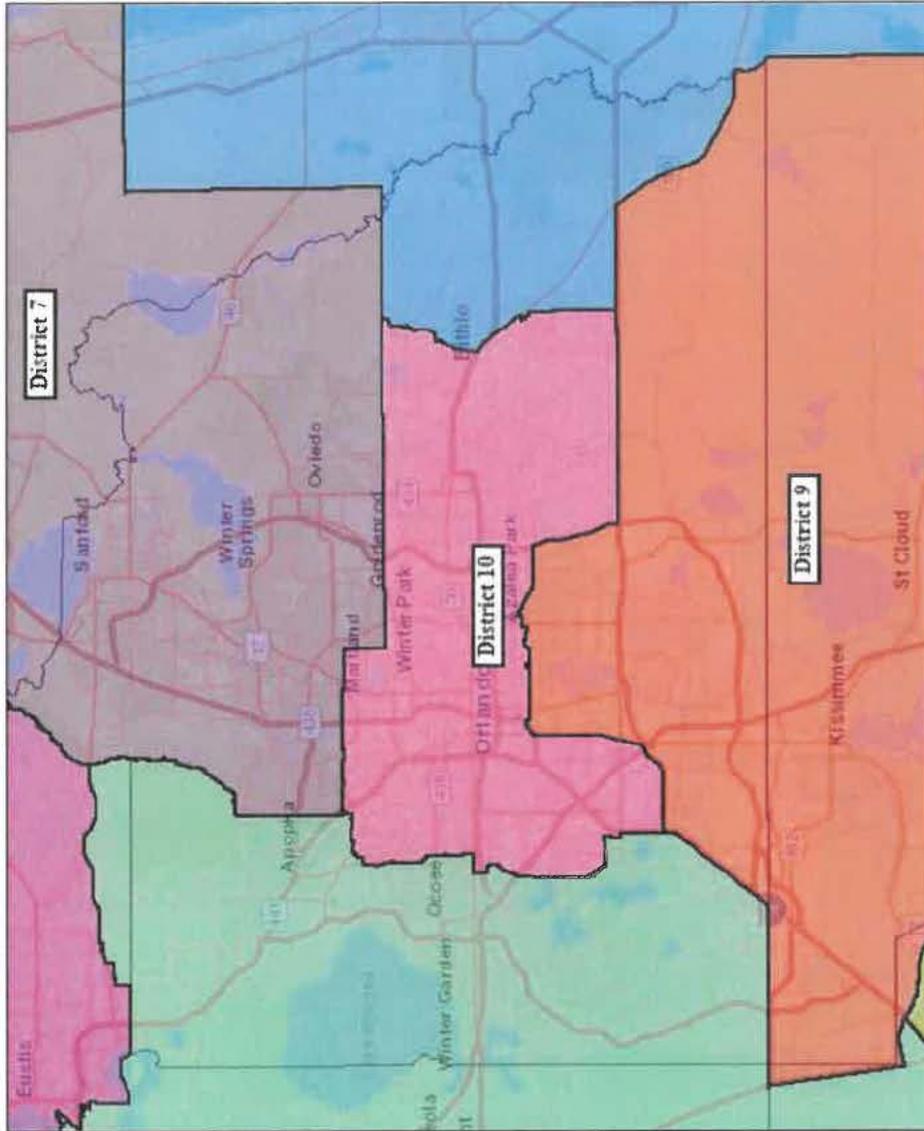
SB 102 PRIMARY PLAN 8019

SB 2-C PLAN 0109



# SB 2-C Plan 0109

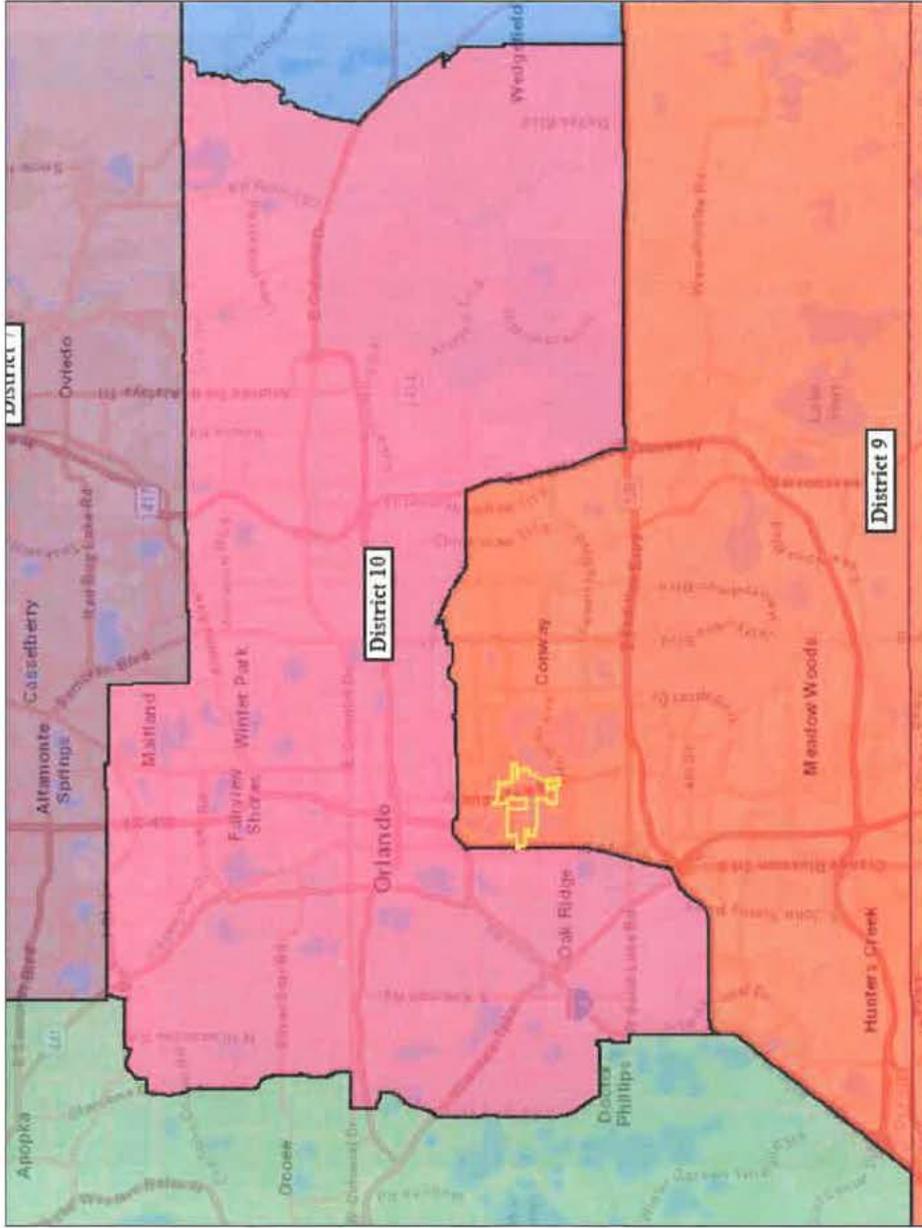
Districts 7-11



# SB 2-C Plan 0109

Districts 7-11

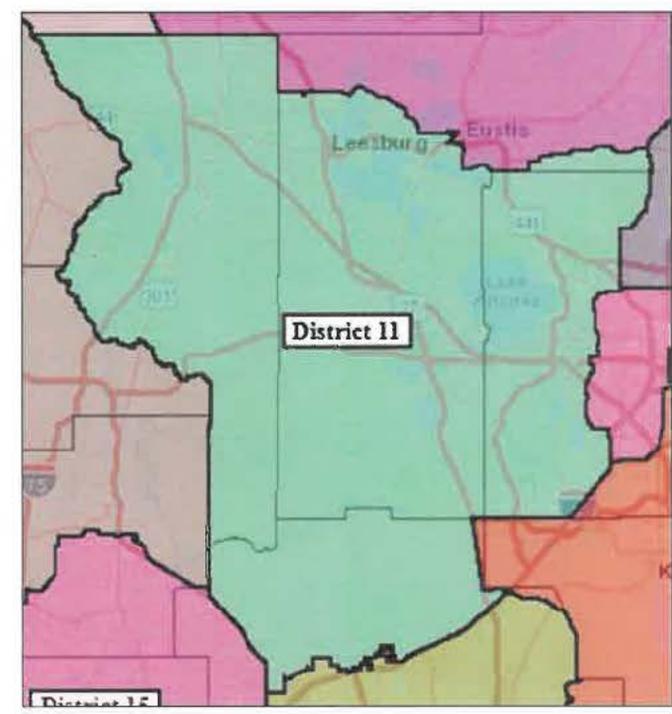
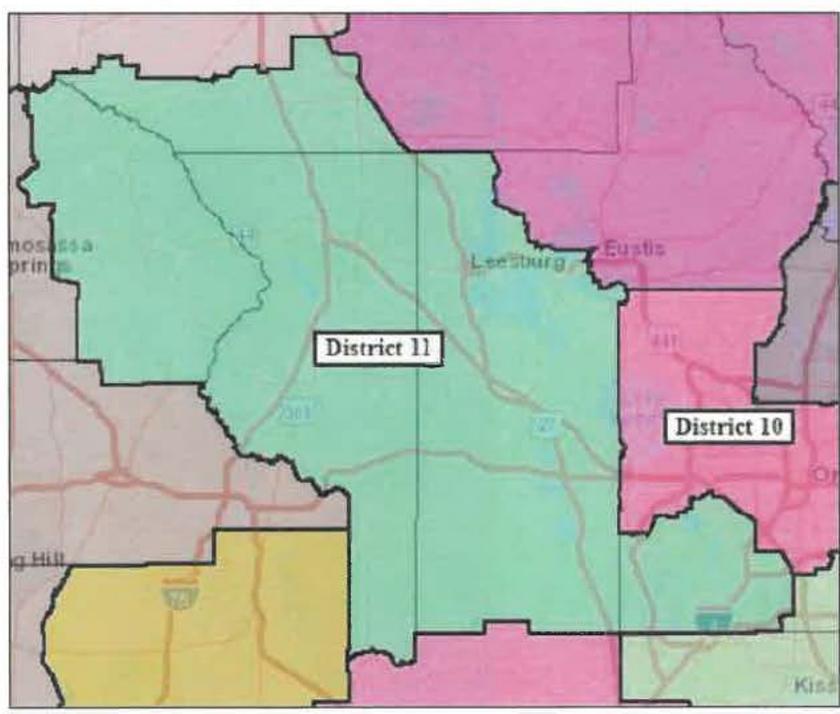
Edgewood is highlighted



# Districts 6, 10-12

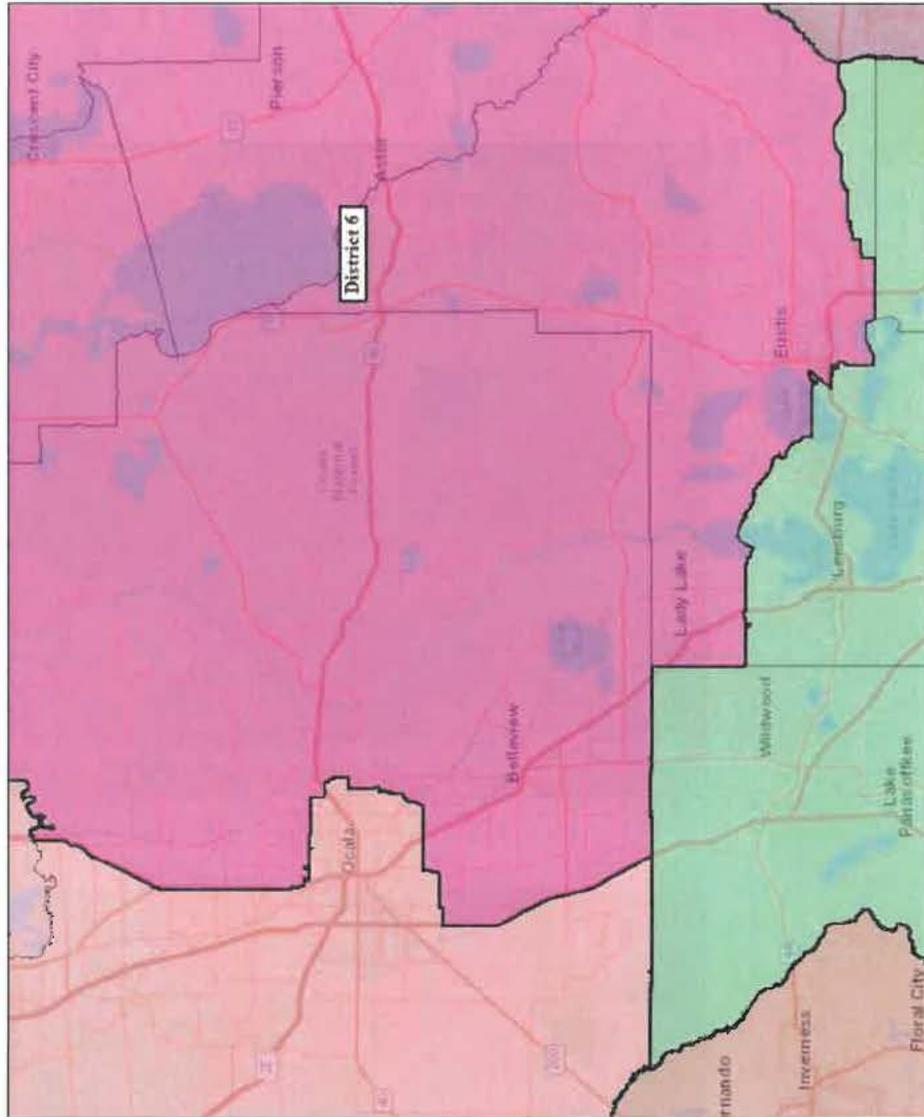
SB 102 PRIMARY PLAN 8019

SB 2-C PLAN 0109



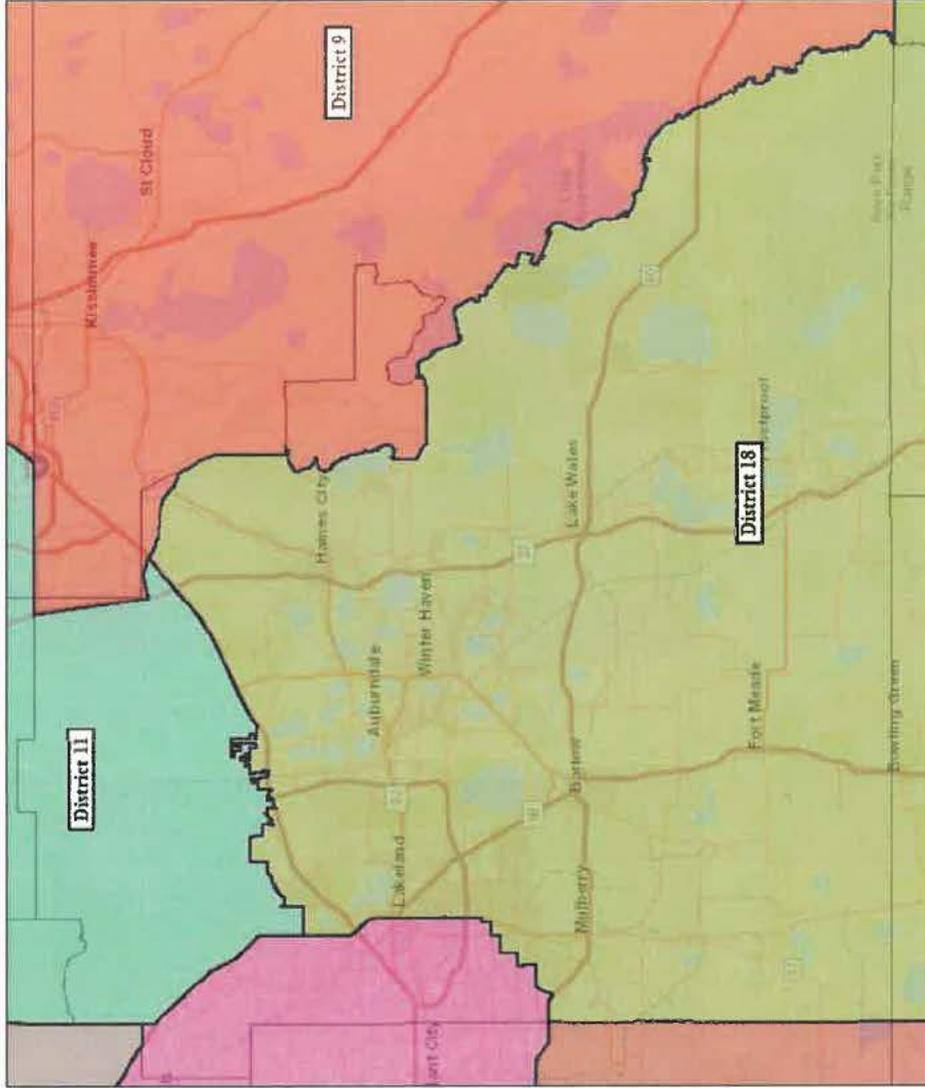
# SB 2-C Plan 0109

Districts 3, 6, 11



# SB 2-C Plan 0109

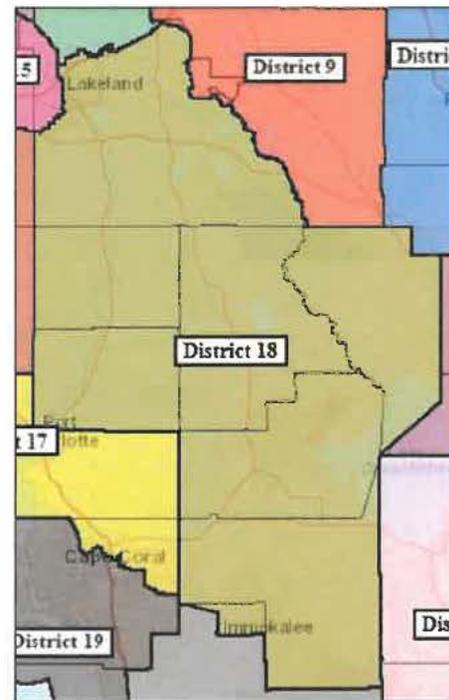
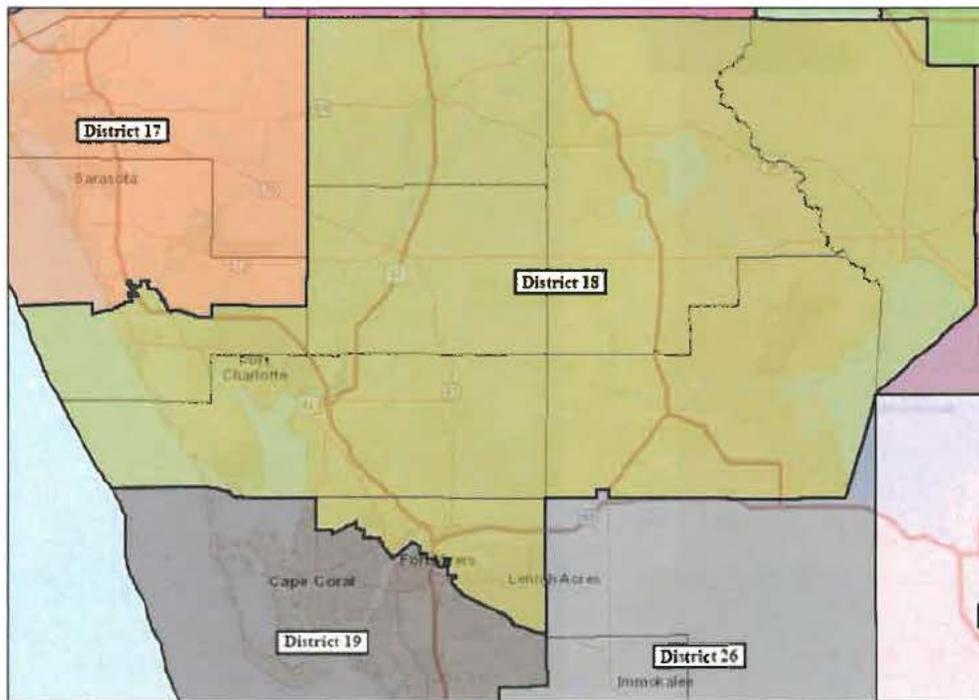
Districts 9, 11, 15, 18



# Districts 17-19, 26

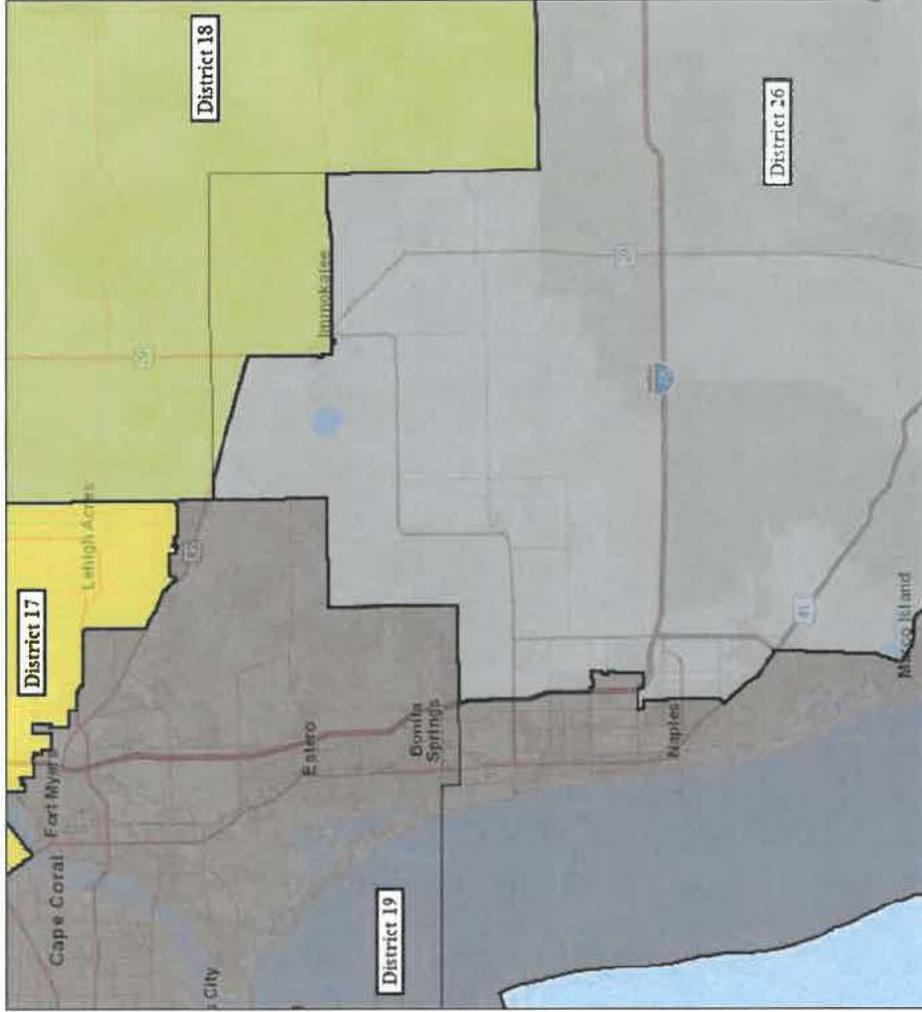
SB 102 PRIMARY PLAN 8019

SB 2-C PLAN 0109



# SB 2-C Plan 0109

Districts 17-19, 26



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J. Alex Kelly

House and Senate Redistricting Hearings Testimony

4.19.22

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- Thank you, Chair, Members, my name is Alex Kelly and I serve as a Deputy Chief of Staff for the Governor.
- Thank you for this opportunity to present the views of the Executive Office of the Governor on the proposed congressional reapportionment plan and to discuss our office's contributions to this compromise plan.
- As a very brief introduction:
  - I'll frequently refer today to improvements in the plan before you today, Senate Bill ~~102~~ C, Plan 0109. HS 1-C
  - Although when I refer to changes in the map, and my role in those changes, I am only referring to changes in 18 of the 28 districts, as the other 10 districts are unchanged from Senate Bill 102, Primary Plan 8019, as it passed the Legislature.
  - For my role in this process, I am the map drawer of the 18 changed districts in the plan before you today, Plan 0109.
  - As for my experience, a decade ago, I served as the Staff Director of the Florida House of Representatives' Redistricting Committee.
  - Starting in January this year, I initially served in a role of providing general guidance and oversight to our in-house

and contract counsel and our contract map drawer, who was brought on to create our first proposed map, Congressional Plan 0079.

- For reference, that contract map drawer of Congressional Plan 0079 was Adam Foltz, who has also previously drawn maps on behalf of the Texas and Wisconsin legislatures, including work that he is doing on behalf of the Texas Legislature today.
- Adam and I collaborated on our office's second map submission, Plan 0094.
- Much like your professional staff, we have only authored redistricting maps on behalf of state government.
- And I alone authored the changes in the plan before you today, Plan 0109, with respect to how this new plan compares to the Legislature's Primary Plan 8019.
- I will also at the outset note some additional and important disclaimers:
  - One, no one directed me to favor or disfavor a political party or incumbent in my work, and I did not draw with the intent to favor or disfavor.
  - Two, in drawing any of the districts submitted by our office, I did not consider or even look at political data, including party registration and voting data. In other words, I do not know the voting history or party registration numbers for any of the districts I have drawn.

- The only time I referenced political data was early in the process to determine if it was possible to draw a compact—African-American—performing district in Northeast Florida that complies with both the U.S. Constitution and the Florida Constitution, as interpreted by the Florida Supreme Court and implemented by the Legislature.
  - I ultimately determined it was not possible to do so.
  - Three, in drawing the compromise Plan 0109, contributing to our office’s two prior proposals, and in the totality of our office’s engagement in this process, I have not consulted with anyone outside of the Executive Office of the Governor, our contract counsel and map drawer, and the Legislature and its counsel.
  - In other words, I can confirm that I have had no discussions with any political consultant, partisan operative, or political party official concerning any plans proposed by our office and plans considered by the Legislature.
- In effect, I have engaged in this process, including authoring this proposed compromise plan, in a manner that meets the same high standards you set forth for your professional staff.
  - And, the proposed plan, SB 2-C, Plan 0109, is indeed a compromise.
  - It is the product of consultation and collaboration between EOG and the leadership offices of the Senate and House.

- And it incorporates portions of the plan passed by the Legislature, SB 102 Primary Plan 8019, concepts from the maps previously proposed by our office, 0079 and 0094, concepts from the map that was referred out of the House's Congressional Redistricting Subcommittee, Plan 8011, and aligns in several other ways with the House and Senate's map drawing.

## **Slide 2**

- Ten districts in the compromise Plan 0109—Districts 1, 2, 20 through 25, and 27 and 28—are unchanged from the plan passed by the Legislature.
- The remaining districts—Districts 3 through 19 and 26—have been modified in various ways to address the federal constitutional concerns raised by the Governor and to improve various Tier 2 metrics.
- In a few minutes I will visually walk you through the 18 districts that I changed in this proposed Plan 0109. First though I'll give you a general overview on the next slide, and then after that some highlights of improvements to the Tier 2 metrics.

## **Slide 3**

- First, in an effort to create a collaborative product, I worked off the Legislature's Primary Plan, Plan 8019, so while I was seeking to remedy the Governor's veto message and make improvements throughout the map, I began my work by downloading the Legislature's Plan 8019 and subsequently making changes.

- And I should note that I drew Plan 0109 entirely with the Legislature's publicly available website and data.
- Regarding the proposed plan, the plan:
  - Maintains the same number of performing majority-minority seats;
  - Retains the Legislature's exact configuration of congressional districts in the Florida panhandle and the southeast region of the state, St. Lucie County-south through Monroe County as in the Legislature's Primary Plan;
  - For the reasons set forth in the detailed memorandum prepared by the EOG General Counsel that accompanied the Governor's veto message, the compromise proposal eliminates the racially gerrymandered versions of Congressional District 5, which were included in SB 102, both the Primary Plan 8019 and Secondary Plan 8015.
    - Members, that legal memorandum is included in your committee packets, for your reference.
    - In summary, Congressional District 5 in both the Primary and Secondary maps enacted by the Legislature violates the Equal Protection Clause of the Fourteenth Amendment to the U.S. Constitution because it assigns voters primarily on the basis of race but is not narrowly tailored to achieve a compelling state interest.
    - That memorandum otherwise fully explains the Governor's legal objections to both versions of District

5 passed by the Legislature, and because I am not an attorney, rather because my role here is as the map drawer of Plan 0109, I am going to limit my comments today to the 18 districts that I revised in Plan 0109.

- Plan 0109 creates two new districts—Districts 4 and 5—in the Northeast Florida area consistent with the maps previously proposed by EOG, with some minor improvements.
  - These two districts are race-neutral and, overall, are more compact than Districts 4 and 5 in the maps passed by the Legislature.
- In addition to resolving the federal constitutional objection raised by the Governor, the proposed compromise plan makes several overall improvements with respect to Tier 2 redistricting criteria relative to the maps passed by the Legislature, by bringing together some of the best concepts from the Legislature’s maps and our office’s maps.
  - Plan 0109 adjusts the congressional districts in the Tampa Bay area and larger Gulf Coast region, stretching from Citrus to Lee counties and impacting some inland counties, to create a hybrid compromise of the Legislature’s and our office’s maps.
    - These changes improve overall visual compactness, have a net effect of reducing a county split, and significantly increase usage of Tier 2 political and geographic boundaries.

- In the Central Florida region, the Plan 0109 aligns more closely with the map that was referred out of the House Congressional Redistricting Subcommittee Plan 8011 with one distinction that aligns with Senate Plan 8060.
  - With respect to its similarities with the House's Plan 8011, specifically with respect to Congressional District 10, we accept the position articulated by the House's professional staff in the House Congressional Redistricting Subcommittee that this district is not subject to the Florida Constitution's non-diminishment standard because the benchmark district does not contain an African-American population sufficiently large to reliably elect a candidate of their choice.
  - We understand that the House and Senate disagreed on this point.
  - However, because districts cannot be drawn on the basis of race unless there is a compelling reason to do so, the absence of agreement between the House and Senate on the need to treat District 10 as a minority protected district under the Florida Constitution indicates that a compelling basis for using race is lacking.
  - Accordingly, the proposed plan defers to the House's stated testimony, and my changes to the districts in the Central Florida region, including District 10, are drawn based on race-neutral principles.
  - Again, these changes in Central Florida result in Tier 2 improvements in the Central Florida region.

- And the combination of these changes in Central Florida and the Gulf Coast counties result in some additional Tier 2 improvements for other impacted districts, like districts 3, 6 and 11.
  
- Lastly, in-between the submission of our office's second map, Plan 0094, and my drawing of this Plan 0109, I received feedback from House and Senate staff regarding our second map's over-reliance on the boundaries of Census Designated Places, CDPs.
  - I was encouraged to follow the House and Senate's preferred methodology for boundary usage, to increase our usage of major roadways, waterways and railways for Tier 2 compliance. Our second map closely adhered to county and city lines, so that was not a concern, although less frequently to the other Tier 2 recognized boundaries.
  
  - Therefore, throughout these 18 revised districts, I adopted the House and Senate's preferred and clearer articulation of Tier 2 compliance. So even where I was trying to articulate a general concept from our office's prior plan submissions, I made such revisions using the Legislature's preferred approach to Tier 2 compliance.
  
- In the next few slides, I'll walk you through some key points regarding those Tier 2 improvements.

#### **Slide 4**

- First, the proposed plan reduces by one the number of county splits—from 18 to 17—by keeping Citrus and Sarasota whole, in lieu of Polk—effectively a 2 for 1 swap.
- Furthermore, where there are county splits, the number of ways in which those counties are split is reduced.
- Probably the most visible of those changes in a larger county is reducing the number of districts within a portion of Hillsborough County from 4 to 3.

#### **Slide 5**

- Second, the proposed plan reduces reliance on non-geographic and non-political boundaries—from 12.50% to 11.50%.
- In other words, when I mentioned previously that I adopted the House and Senate’s preferred way to articulate Tier 2 compliance by substituting major roadways, water ways, railways, along with our maps already considerable usage of county and city lines, my usage of Tier 2 compliant boundaries in this map surpassed that of the Primary and Secondary plans in SB 102.

#### **Slide 6**

- Third, although mean compactness scores are largely equivalent when comparing the effect of my revisions to Plan 0109 with the Legislature’s Primary Plan, the proposed plan improves the compactness score of the least compact district such that Plan 0109 would be, I believe, the first map considered by the

Legislature in which every district has Reock and Polsby Popper scores greater than 0.20.

- Moreover, visually, as we'll see in a few moments, many of the districts are plainly more circular, squared, more visually compact shapes that are more easily understandable.

### **Slide 7**

- Lastly, my changes in Plan 0109 stayed equal to the Legislature's achievement of only splitting 16 cities in Primary Plan 8019.
  - There are some differences about which cities are split when comparing my revisions in Plan 0109 to the Legislature's Plan 8019.
  - Specifically, Cape Coral, Plant City and Port Orange would be kept whole in Plan 0109, while the plan splits Lakeland, St. Petersburg and Longboat Key.
  - What I did take care to do is ensure that where those essentially trades in city splits occurred to ensure that other Tier 2 metrics were being met in the process.
    - For example, as you know Longboat Key is one of four cities that crosses county lines in Florida, and I only split it in the process of keeping Sarasota County whole, which gaining a whole county seemed a worthwhile Tier 2 improvement.
- I should say, in saying all this, I don't mean to suggest there is such a thing as a statistical line in the sand for what is Tier 2 compliant compactness, county splits, city splits, etc., but in

authoring a compromise plan, I recognized that I should author a plan that recommends improvements and builds on the work of the Legislature.

- And that is exactly what I have done.
- So with that, let me proceed to a more detailed visual discussion of the proposed compromise plan:

### **Slides 8-9**

- Statewide view, comparing Plan 8019 with my changes in Plan 0109.
- For many of these slides, I compare the Legislature's Plan 8019 on the left with my proposed changes in Plan 0109 on the right.
- And this is really here for your reference, although I think you can begin to really see the changes on the next slide, I which I have excluded the district labels.
- Again, as much as it was important to maintain statistical compactness for Tier 2 purposes, I also wanted these changes to satisfy the eyeball test and offer some squaring-up, circling-up of the districts, and greater usage of clear and visible boundary lines.

### **Slides 10-11**

- Slides 10-11 zoom in a little closer, just focusing on those districts that I changed in this plan, as compared to the Legislature's Primary Plan 8019.

- Again, the slide without the district labels might be easier to fully appreciate some of the Tier 2 improvements.
- One of the other key facets of my work on this proposed plan is that I wanted to make sure there was not collateral unintended consequences to my changes, without making some sort of equal or better Tier 2 change.
  - For example, as you see I split Polk County, as part of that swap for keeping Citrus and Sarasota counties whole. In doing so, I incorporated several Tier 2-related changes to Polk County to make the new lines still very meaningful.
  - And that said, two-thirds of the residents in the proposed District 18 are still from Polk County, the remaining residents coming from those whole rural counties.

**Slides 12-13**

26.70 %  
25.78 %

- Shifting to Districts 4-5 on the next couple slides, I already provided context previously about the newly proposed composition of these two districts.
- Some other general points:
  - The boundary between the two is mostly the St. Johns River. As you know, Jacksonville is the lone city in the state that is larger than a congressional district, so the river, which nearly equally divides the city, stands out as a logical, recognizable Tier 2 boundary to divide Jacksonville and at the same time improve upon compactness.

- The southern boundaries of Districts 4 and 5 are still exactly as the Legislature proposed them.
- The last point about these two districts I want to make is you'll see that District 4 does need to cross the river slightly in order to achieve equal population.
- Our original iteration of this crossing was less deliberate. In this improved configuration, I use the bridges of the Arlington Expressway and Interstate 295 to allow a resident to not have to leave the district in order to traverse the district.

### **Slides 14-21**

- The next eight slides, slides 14-21, visualize my changes to the Gulf counties, from Citrus down to Lee, and how districts in those counties tie into inland counties to the east, north and south.
- And I'm showing you this in—the way—that I thought about how to make Tier 2 improvements, essentially a hybrid of the Legislature's maps and our offices prior plans, in this region.
- In order to achieve worthwhile Tier 2 improvements to this region, I had to revisit how the entire region was drawn.
- **Slide 15:** As this slide illustrates, the Legislature's decision to keep Brevard, Osceola, and Polk counties whole, places limitations on what can be done in the Tampa Bay region and the counties to the north and south of Tampa Bay.

- Keeping Brevard, Osceola and Polk counties whole creates a wall across three-quarters of the state.
- Breaking that wall in Polk County, became my means to overall improve Tier 2 metrics in several counties along the Gulf Coast.
- **Slide 16:** For example, this became the means to make improvements in keeping Citrus County whole in District 12, which as you can see is much more squared up.
  - District 12 is actually still a majority Pasco County seat, yielding about 141,000 residents to District 15.
  - The boundaries between Districts 12 and 15 are almost entirely state roads or city boundaries for either Zephyrhills in District 15 and St. Leo, San Antonio, and Dade City in District 12.
- **Slide 17:** The changes I began in Polk also allowed keeping Sarasota County whole in District 17, which like District 12, now includes two whole counties and portions of a third to get equal population.
  - The southern portions of District 17 that extend into Lee County only take unincorporated communities, leaving all municipalities from Lee County whole in District 19.
  - And the boundaries are almost entirely city lines or significant roadways, again leaning on these Tier 2 principals.

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- **Slide 18:** Taking this approach to the North and South of Tampa Bay gave me a better chance to draw more visually compact districts in Tampa Bay, and make improved usage of Tier 2 political and geographical boundary lines.
- **Slide 19:** Zooming in further on Pinellas County and the Bay, it seemed from the Legislature's process that having a seat wholly in Pinellas County was an important goal, and so I quite literally worked my way west to east, starting with District 13, while I also built my way south to north with District 16, coming from Manatee County, which is still kept whole in this Plan 0109.
  - Really leaning in heavily to Tier 2 standards of compactness and use of Tier 2 boundaries, I split Districts 13 and 14 in the north with use of the Pinellas-Hillsborough county line, as the Legislature did, and I largely utilized US 19 as the southern divider.
  - I get my equal population for District 13 in the unincorporated Feather Sound area just outside St. Pete.
  - So while I split St. Pete, I'm doing so making a clear use of Tier 2 boundaries.
  - And as I built District 14 eastward and northward in Tampa Bay, again I sought to ensure that the boundaries of the district were defined by clear recognizable Tier 2 boundaries, like major roadways.
  - And I was trying to maintain something of a square or rectangular shape to District 14 to keep it compact.

- ~~XXXX~~  
- Race

- **Slide 20:** You'll see where some of the linkage along predominantly roadways occur between the northern portion of Districts 14 and 15, and even District 12 in Pasco County.
  - That's largely the Suncoast Parkway, squared off at a county road and then Busch Blvd, and also the municipal boundaries of Temple Terrace between 14 and 15.
  - And Temple Terrace is highlighted in this slide. Which district to include Temple Terrace in became a back-and-forth exercise of how to best use clear roadways and define the boundaries between these districts in a meaningful Tier 2 way.
  - And you'll see that I continued on the Suncoast parkway into Pasco County and then turn on State Road 54, which is a little curvy, to divide Districts 12 and 15.
- **Slide 21:** What you see here in the unincorporated Brandon area is also a point of emphasis that I achieved a few times when three districts would meet at a point. I essentially tried to make use of clearly recognizable roadways, in a Tier 2 manner, to be clearly distinguishable dividers between districts.
  - In this case, that juncture of US 301, north and south, and State Road 60, east and west, makes a clear boundary.
  - And as I was drawing District 16 from Manatee County-north in Hillsborough, I really wanted to hold State Road 60 as a clear divider that could later also be utilized in Polk County, where Districts 15 and 18 would meet.

- The resulting District 15 also keeps Plant City whole and despite going into Pasco and Polk counties it still approximately two-thirds populated by Hillsborough County residents.

### **Slides 22-26**

- The next five slides visualize my changes to the Central Florida region, again largely returning to the concepts of the House Congressional Redistricting Subcommittee's Plan 8011, with one exception.
- The one exception being that I followed more closely to the Senate's concept for Congressional District 8, completing the district's equal population work in eastern Orange, rather than southern Volusia. That means this proposed plan 0109 splits Volusia into two districts, rather than three, by bringing District 7 down to the Volusia-Brevard border, without increasing the number of districts impacting Orange County, keeping that number at four, just as the Legislature's Plan 8019 did.
- **Slide 23:** Again, as I mentioned in my opening, I authored a District 10 more similar to the House's Plan 8011, very compactly, keeping several cities whole in either Districts 9, 10 or 11.
- **Slide 24:** As you zoom in, I highlighted Edgewood and Belle Isle is just east of Edgewood, and both are kept whole in District 9. Winter Park and Maitland are kept whole in District 10. And Ocoee, Apopka and Winter Garden are all kept whole in District 11.
  - The boundaries between these districts are also very much defined by Tier 2, either keeping the aforementioned cities

whole, utilizing county boundaries, or utilizing well recognized major roadways and waterways, except where necessary to get equal population.

- That western boundary, for example, between Districts 10 and 11, is largely the Apopka Vineland Road, except where the road briefly discontinues about halfway down the western border of the district.
- And then the southwestern boundary of District 10 is another optically clear usage of significant roadways to separate Districts 9, 10 and 11, using Interstate 4 and State Road 528.
- **Slide 25:** The combination of moving District 10 back very compactly towards the middle of Orange County, along with keeping Citrus County whole in District 12, creates a visually improved, more compact District 11, shifting from the angled shape in Plan 8019 to a more circular shape in Plan 0109, and still including all of Sumter County.
- **Slide 26:** The combination of reshaping Districts 7 and 10-12 then allowed me to reduce the number of districts in Marion from 3 to 2. The result is that both Districts 3 and 6's boundaries follow State Road 301 north to south, loop around the boundaries of Ocala, which is wholly in District 3, and then continue down Interstate 75.
  - The border between Districts 6 and 11 in Lake County is mostly defined by city boundaries and waterways, with Lady Lake, Eustis and Mount Dora entirely in District 6, while Fruitland Park, Leesburg and Tavares are entirely within District 11.

- The work to get equal population is largely done in the section of District 11 that tracks State Road 46 in eastern Lake County around the unincorporated Sorrento area.
- The totality of this and other changes that brought District 7 south to the Volusia-Brevard counties' line resulted in District 6 taking more of a compact circular shape, which is very helpful with Tier 2.

### **Slide 27**

- Of course, several of these changes had impacts on Polk County and I wanted to make those impacts were beneficial in a Tier 2 context.
  - So I factored in how each of Districts, 9, 11 and 15 shares a boundary with District 18.
  - First, regarding District 9, I did a couple things that were both helpful in filling out and smoothing the visual and statistical compactness of District 9, including also picking up a portion of population in unincorporated Poinciana and the lake that represents that piece of Polk County that otherwise sticks into Osceola County.
  - I also extended District 9 out slightly at the northwest Osceola border, utilizing Highway 27 and the Ronald Reagan Parkway.
  - So, the overall idea here was 3-fold:

- It creates a visual smoothing of the western boundaries of District 9, which helps with compactness;
  - It eliminates the visual and non-compact effects of that inlet between Polk and Osceola, which helps with compactness; and
  - I was trying to get the population just right in Districts 9 and 18, so that District 11 could have a roadway-bounded and more squared eastern wall in Orange County, and likewise District 11 would stop around Interstate 4 and some municipal boundaries in Polk County.
- And as I referenced, the resulting boundaries between Districts 11 and 18 are a combination of Interstate 4, Polk City, which is entirely in District 11 although crosses slightly south of I-4, Auburndale, which is entirely in District 18, although crosses slightly north of I-4, and then portions of Lakeland, which are in District 18 although also crosses slightly north of I-4.
  - And then as you can see the major boundary between District 15 with Districts 11 and 18 is largely US Highway 98.
  - And the southern boundary of District 15 is State Road 60, as I mentioned previously, starting as the divider between 15 and 16 in Hillsborough and going east in Polk County, where it starts the divide between 15 and 18.
  - And then my work to achieve equal population was done just north of the city boundaries of Mulberry in Polk County.

- Again, as I mentioned earlier in my presentation, overall this map equals the city splits, 16, of the Legislature's Primary Plan, but some of the splits are different. Lakeland is one of those differences, although in doing so I made sure Lakeland was only split into two districts, Districts 15 and 18.
  
- Furthermore, the resulting District 18 is still approximately a two-thirds Polk County-based district, despite the inclusion of six whole rural counties. I could clearly see that the Legislature was attempting to create a majority Polk County district. I have done the same, and still managed to make Tier 2 improvements in the region, all with Tier 2-driven decisions.

### **Slides 28-29**

- On the last couple slides, looking at southwest Florida, I had to make some decisions as a result of those decisions previously described, largely in-part due to Tier 2 efforts to keep Sarasota County whole and creating District 17 with all of Sarasota, all of Charlotte, and unincorporated portions of Lee.
  - My newly composed District 17 required me to equalize population for District 18 through the entirety of Hendry County and then finding another approximately 4,500 residents elsewhere.
  
  - In our office's prior plan, I found those residents in western Palm Beach County in the cities and other communities around Lake Okeechobee.

- However, in this compromise plan, I wanted to hold the Palm Beach County line, as the Legislature's plan did.
  - **Slide 29:** So as you will see on the last slide, I equalized the population in Collier County, which was already split, extended District 18 to State Road 82, State Road 29 North and County Road 846.
  - And for District 26, I had to further extend District 26's western boundaries closer towards unincorporated East Naples, using roadways and waterways as boundaries between 26 and 19, except where necessary to equalize population.
  - The resulting District 26 still has a Hispanic Voting Age Population of 73.22%.
- With that said, Chair, that is my explanation of the changes in proposed compromise plan, as compared to the Legislature's enacted Plan.

- Ryan Newman, General Counsel.
- Mo Jazil, Holtzman Vogel.
- I am here to answer questions regarding the map.
  - I am not here to answer questions about inner-office conversations.
  - At the guidance of counsel, I have been instructed to focus my comments on the map here today.
- I like anyone else who watched some of your committee meetings, reviewed your committee packets, and watched your Floor debates, in particular in the House, are aware of the data points the Legislature itself raised when looking at different configurations for Northeast Florida.
  - And I had a basic obligation to understand the discussion and follow along, because we were weighing in on that very point.
  - What I am saying clearly though and said in my opening is that I never used any political data to draw our districts, and I never drew districts with any intent to favor or disfavor.
- As I noted, I did not draw these districts with the intent to favor or disfavor.
  - I have a moderate knowledge about our congressional delegation.
- I think it would have been irresponsible for us to question the constitutionality of the Legislature's map and not look at the necessary data to better understand options the Legislature was considering and options the Legislature could consider.

→ Not recalled  
→ tracked your process and options.

- In effect, we needed to know whether a map drawer could check all the boxes, complying with federal law and drawing a compact district that met the Legislature’s understanding of the word “diminishment.”
- I found that a map drawer cannot. But had there been a simple solution to that question, I think we would have been advised to try.
- Adam Foltz was prohibited from looking at any political data.
- And for context, the information I looked at came from the Legislature’s application and it was not even as significant as the data you print in your committee packets.
- We did not do a functional analysis.
  - We are relying on the functional analysis done by the Legislature.
  - The Legislature would be best positioned to do further such analysis if you felt necessary.
- Even though the veto message focused on the Districts in Northeast Florida, District 5 and the resulting impacts including that on District 4, our office has been very public with two prior maps that included suggestions for all 28 districts.
  - The plan represents much of the best work that we’ve seen combined from the House, Senate and our prior submissions.
  - I’m not sure why we wouldn’t try to elevate some of the Tier 2 measures if given the chance.
- If you cannot traverse bridges to get from one part of a district to another, half the state wouldn’t be able to complete its districts. We’re a state blessed with many barrier islands and bridges that connect us.

- **How would the people of Amelia Island or the Florida Keys be represented if we cannot utilize bridges?**
- **Both the State House and State Senate maps have districts that cross Tampa Bay from southern Pinellas to Central Hillsborough and they don't even bother to connect via land or bridge.**
  
- **We ultimately deferred to the Legislature on Southeast Florida.**
  - **After a lot of reflection between the time of our second map and this compromise plan that I authored and opted to defer to the Legislature on these districts.**
  - **Given that four of these districts are performing majority-minority districts, any significant changes could invite a Voting Rights Act challenge, so it seemed a prudent decision at this late stage of the process to defer to the Legislature here.**
  
- **Generally, when you're looking at the Reock or Polsby Popper measures, measures that relate to a district's physical nearness to a circle, a Reock or Polsby Popper below 0.20 would generally require a compelling interest to be served to justify it, and a score 0.10 or below could generally not be explained by a compelling interest.**
  - **Robert Popper, Director of Voting Integrity at Judicial Watch as he testified before the House's Congressional Redistricting Subcommittee—and for context Mr. Popper is the Popper of the Polsby Popper compactness measure.**

**House Congressional Redistricting Subcommittee  
February 18, 2022 Hearing**

**Ms. Kelly (29:23):** Thank you, Madam chair. Thank you representative for that question. So again, I can't speak to the Senate's analysis and, you know, they are running a parallel process to ours, so I don't want to speak on their behalf, but as far as the House's, whenever we run our functional analysis, just to recap, you've probably heard me say this before, but there's four components that we look at. So the first component that you start with is your population data. So this is what's provided by the Census Bureau, and specifically your voting age population data. From there, we continue on to analyze registered voters in the respective region we're looking at. We additionally look at voter turnout and the statewide election results. That's for election cycles from 2012 through 2020, both primary and general election cycles. So when looking at Orange County specifically, and, Representative Brown, you mentioned CD 10, in Orange County over the decade, the black population is essentially stagnant. There's some slight variations, but it's essentially stagnant, which is the first, point again, going back to our population as our starting analysis point from there. Whenever you start to look at registered voters voter turnout, you can see a consistent decrease over the decade about 10 percentage points between where it started in the beginning of the decade to where it is now ultimately resulting in that we do not believe that the black population would be able to control their shares of the primary or the general election. Therefore, not allowing them to elect a candidate, the ability to elect a candidate of their choice. I'd also like to put on record, you know, going back through last decades, materials and meetings, whenever this was recreated as part of the remedial redistricting cycles, this district wasn't created to be a black performing district either. It was a result of some other changes that happened in the congressional map. So that, uh, Madam chair concludes my explanation.

**Ms. Kelly (33:26):** Okay, just making sure. So yes, as you, as you go through those data points, again, I want to emphasize there's not one

specific column or data point that that indicates whether something is performing, but speaking specifically to the ones that you mentioned in the primary election, you actually . . . what you described demonstrated what I said previously is as we go back throughout the decade . . . in reverse chronological order, we start the decade, I believe you mentioned it was at 43%. And as we go back throughout the decade, it actually increased, which, as I explained, shows that over the decade, that specific data point has continued to have a consistent decrease in the black share of the primary. Whenever you look at . . . the black population's ability to elect a candidate of their choice, specifically in the primary . . . at 43%, there's still additional population out there that wouldn't be able to necessarily get them over . . . that 50% marker that would identify them as being able to elect a candidate of their choice. So I hope that provides some additional context. Thank you.

A **census-designated place (CDP)**<sup>[1][2][3]</sup> is a [concentration of population](#) defined by the [United States Census Bureau](#) for statistical purposes only. CDPs have been used in each decennial census since 1980 as the counterparts of [incorporated places](#),<sup>[4]</sup> such as self-governing [cities](#), [towns](#), and [villages](#), for the purposes of gathering and correlating statistical data. CDPs are populated areas that generally include one officially designated but currently [unincorporated](#) community, for which the CDP is named, plus surrounding inhabited countryside of varying dimensions and, occasionally, other, smaller unincorporated communities as well. CDPs include small rural communities, [edge cities](#), [colonias](#) located along the [Mexico–United States border](#), and unincorporated [resort](#) and [retirement communities](#) and their environs.<sup>[5]</sup>

The boundaries of a CDP have no legal status<sup>[1]</sup> and may not always correspond with the local understanding of the area or community with

the same name. However, criteria established for the [2010 Census](#) require that a CDP name "be one that is recognized and used in daily communication by the residents of the community" (not "a name developed solely for planning or other purposes") and recommend that a CDP's boundaries be mapped based on the geographic extent associated with inhabitants' regular use of the named place.<sup>[5]</sup>



**MEMORANDUM**

**TO:** Senator Ray Rodrigues  
Chair, Committee on Reapportionment  
**FROM:** Daniel E. Nordby  
**DATE:** April 14, 2022  
**RE:** Initial Review of Proposed Congressional Map

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At your request, I have conducted an initial review of the proposed congressional map submitted for the Legislature's consideration by J. Alex Kelly on behalf of the Office of the Governor on April 13, 2022 (P000C0109). Based upon that review, I note that the new proposed congressional map differs substantially from the two previous congressional maps submitted by the Governor's Office (P000C0079 and P000C0094). The changes reflected in the new proposal more closely align its configuration with the Legislature's prior work product throughout many regions of the state.

Specifically, the congressional districts in Southeast Florida in the new proposal now appear to be generally consistent with the configuration initially passed by the Florida Senate in January and with the configuration ultimately passed by the Legislature in CS/SB 102. The congressional districts surrounding Orlando in Central Florida are now generally aligned consistent with the approach taken by the Florida House of Representatives in its Congressional Redistricting Subcommittee. The Gulf Coast congressional districts in the new proposal (from Citrus to Charlotte Counties) have been re-aligned from any prior iteration in a manner that appears to focus on the increasing the number of counties kept

whole, region-wide improvements in visual compactness, and improved use of political and geographical boundaries as compared to CS/SB 102 and the Governor’s prior submissions. The Western Panhandle districts in the new proposal are identical to the configuration passed in CS/SB 102.

The Northeast Florida congressional districts in the Governor’s proposal are divided by the St. Johns River. Consistent with the Governor’s veto message, these districts have been drawn on the basis of a different legal premise than the Legislature’s prior maps regarding an unresolved issue of law: whether the Florida Constitution’s non-diminishment standard can be constitutionally applied, consistent with the Fourteenth Amendment, under the unique geographic and demographic circumstances present in Florida’s current court-imposed Congressional District 5. The Governor presented this question in a request for an advisory opinion from the Florida Supreme Court, but neither that Court—nor any other court—has rendered an opinion on this specific legal issue. Intervening judicial precedent from the United States Supreme Court following the 2022 Regular Session has, however, emphasized the narrow circumstances under which the Fourteenth Amendment permits the “race-based sorting of voters.” *See, e.g., Wisconsin Legislature, et al. v. Wisconsin Elections Comm’n, et al.*, 142 S.Ct. 1245 (2022) (applying strict scrutiny and invalidating Wisconsin State Assembly and Senate maps as inconsistent with the Equal Protection Clause).

The Governor's veto letter provides citation to valid legal precedents in support of his arguments regarding the constitutional standards that should govern the drawing of congressional districts in Northeast Florida. In the absence of controlling judicial precedent contrary to the Governor's position on the precise question presented, the alternative approach to these districts reflected in proposed congressional map P000C0109 is worthy of careful consideration by the Florida Senate as it evaluates congressional redistricting legislation in the upcoming Special Session.



RON DESANTIS  
GOVERNOR

STATE OF FLORIDA

# Office of the Governor

THE CAPITOL  
TALLAHASSEE, FLORIDA 32399-0001

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April 13, 2022

Honorable Ray Rodrigues  
Chairman, Committee on Reapportionment  
Florida Senate  
400 South Monroe Street  
Tallahassee, Florida 32399

Dear Chairman Rodrigues:

Today, the Executive Office of the Governor submitted a new proposed reapportionment plan for Florida's congressional districts. This compromise plan is the product of collaboration and consultation with the House and Senate leadership and draws from the maps that were recently passed by the Legislature (SB 102), as well as maps previously proposed by the Executive Office of the Governor (Plans P000C0079 and P000C0094) and the map referred out of the House Congressional Redistricting Subcommittee (Plan H000C8011).

For the reasons set forth in the memorandum accompanying the Governor's veto message, the proposal eliminates the racially gerrymandered versions of Congressional District 5, which were included in both the primary (Plan H000C8019) and secondary (Plan H000C8015) maps passed by the Legislature, and instead creates two new districts in the Jacksonville region consistent with the maps proposed by the Executive Office of the Governor (Plans P000C0079 and P000C0094). The proposal retains the exact configuration of congressional districts in the Florida panhandle (Districts 1-2) and the southeast region of the state (Districts 20-25 and 27-28) as reflected in the Legislature's enacted maps (SB 102). But the proposal adjusts the congressional districts in and around the Tampa region to align more closely with the maps proposed by the Executive Office of the Governor (Plans P000C0079 and P000C0094). And in the Orlando region, the proposal aligns more closely with the map referred out of the House Congressional Redistricting Subcommittee (Plan H000C8011).

Because of these adjustments, the new proposed apportionment plan eliminates the federal constitutional infirmities identified by the Governor and improves on several metrics relative to the maps passed by the Legislature. With respect to compactness, the mean compactness score of the new plan is equivalent to that of the enacted maps, but the new plan improves the compactness score of the least compact district, reduces the number of county splits from 18 to 17, and lessens the reliance on non-geographic and non-political boundaries from 12.50% to 11.50%. With respect to traditional districting metrics, the proposed plan is a significant improvement on the benchmark map. Please see the attached charts for a comparison of the various plans.

We look forward to working with you to enact this compromise apportionment plan into law.

Sincerely,

A handwritten signature in blue ink, appearing to read "Ryan Newman", written over a horizontal line.

Ryan Newman  
General Counsel

cc: Honorable Wilton Simpson  
President, Florida Senate  
400 South Monroe Street  
Tallahassee, Florida 32399

Honorable Chris Sprowls  
Speaker, Florida House of Representatives  
400 South Monroe Street  
Tallahassee, Florida 32399

Honorable Thomas J. Leek  
Chairman, Redistricting Committee  
Florida House of Representatives  
400 South Monroe Street  
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STATE OF FLORIDA

# Office of the Governor

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## MEMORANDUM

2022 MAR 29 AM 11:50  
STATE  
OFFICE

**To:** Ron DeSantis, Governor of Florida

**From:** Ryan Newman, General Counsel, Executive Office of the Governor **RDN**

**Date:** March 29, 2022

**Re:** Constitutionality of CS/SB 102, An Act Relating to Establishing the Congressional Districts of the State

Congressional District 5 in both the primary and secondary maps enacted by the Legislature violates the Equal Protection Clause of the Fourteenth Amendment to the U.S. Constitution because it assigns voters primarily on the basis of race but is not narrowly tailored to achieve a compelling state interest.

“Just as the State may not, absent extraordinary justification, segregate citizens on the basis of race in its public parks, buses, golf courses, beaches, and schools,” the U.S. Supreme Court has made clear that the State also “may not separate its citizens into different voting districts on the basis of race.” *Miller v. Johnson*, 515 U.S. 900, 911 (1995) (internal citations omitted). “When the State assigns voters on the basis of race,” the Court explained, “it engages in the offensive and demeaning assumption that voters of a particular race, because of their race, ‘think alike, share the same political interests, and will prefer the same candidates at the polls.’” *Id.* at 911-12 (quoting *Shaw v. Reno*, 509 U.S. 630, 647 (1993)).

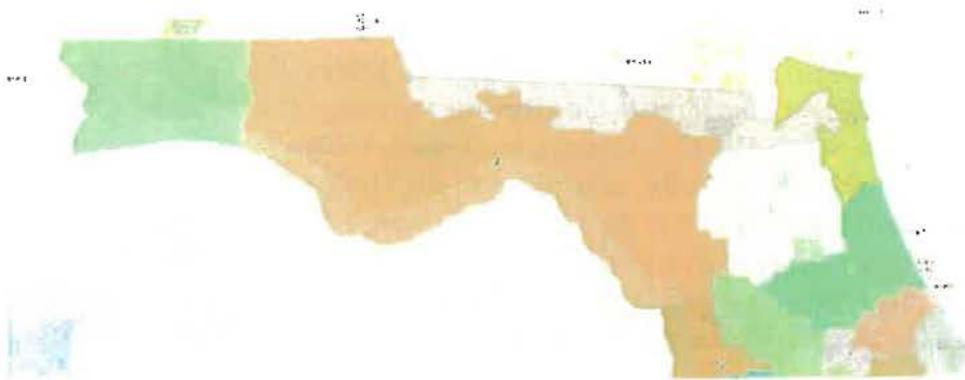
For these reasons, the Court has interpreted the Equal Protection Clause of the Fourteenth Amendment to the U.S. Constitution to prohibit state legislatures from using race as the “predominant factor motivating [their] decision to place a significant number of voters within or without a particular district,” *id.* at 916, unless they can prove that their “race-based sorting of voters serves a ‘compelling interest’ and is ‘narrowly tailored’ to that end,” *Cooper v. Harris*, 137 S. Ct. 1455, 1464 (2017) (citation omitted). That race was the predominant factor motivating a legislature’s line-drawing decision can be shown “either through circumstantial evidence of a district’s shape and demographics or more direct evidence going to legislative purpose.” *Miller*, 515 U.S. at 916.

Although non-adherence to traditional districting principles, which results in a non-compact, unusually shaped district, is relevant evidence that race was the predominant motivation of a legislature, such evidence is not required to establish a constitutional violation. “Race may predominate even when a reapportionment plan respects traditional principles, . . . if ‘[r]ace was the criterion that, in the State’s view, could not be compromised,’ and race-neutral considerations ‘came into play only after the race-based decision had been made.’” *Bethune-Hill v. Va. State Bd. of Elections*, 137 S. Ct. 788, 798 (2017) (quoting *Shaw v. Hunt*, 517 U.S. 899, 907 (1996) (alteration in original)). “The racial predominance inquiry concerns the actual considerations that provided the essential basis for the lines drawn, not *post hoc* justifications the legislature in theory could have used but in reality did not.” *Id.* at 799. A legislature “could construct a plethora of potential maps that look consistent with traditional, race-neutral principles,” but “if race for its own sake is the overriding reason for choosing one map over others, race still may predominate.” *Id.* It is the “racial purpose of state action, not its stark manifestation,” that offends the Equal Protection Clause. *Miller*, 515 U.S. at 913.

In light of these well-established constitutional principles, the congressional redistricting bill enacted by the Legislature violates the U.S. Constitution. The bill contains a primary map and secondary map that include a racially gerrymandered district—Congressional District 5—that is not narrowly tailored to achieve a compelling state interest. *See generally* Fla. H.R. Comm. on Redist., recording of proceedings, at 0:00-2:55:19 (Feb. 25, 2022), <https://thefloridachannel.org/videos/2-25-22-house-redistricting-committee/> (committee presentation and discussion of the maps later passed by the Legislature).

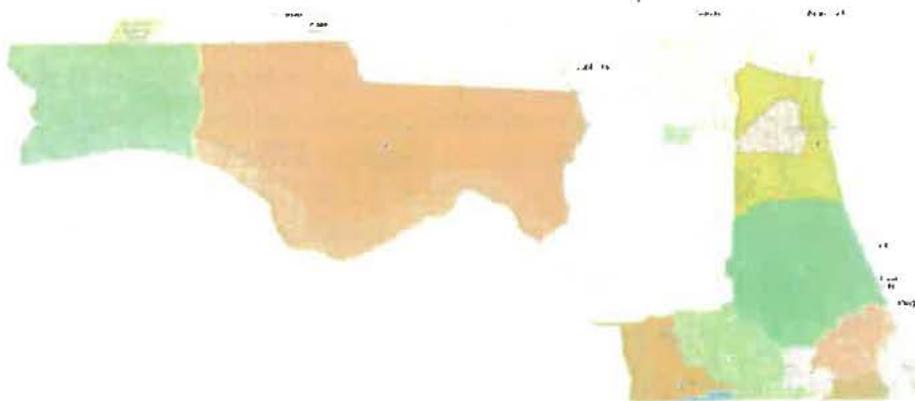
In the secondary map, which was the original map reported out of the House Congressional Redistricting Subcommittee, District 5 is a sprawling district that stretches approximately 200 miles from East to West and cuts across eight counties to connect a minority population in Jacksonville with a separate and distinct minority population in Leon and Gadsden Counties. The district is not compact, does not conform to usual political or geographic boundaries, and is bizarrely shaped to include minority populations in western Leon County and Gadsden County while excluding non-minority populations in eastern Leon County. Because this version of District 5 plainly subordinates traditional districting criteria to avoid diminishment of minority voting age population, there is no question that race was “the predominant factor motivating the legislature’s decision” to draw this district. *Miller*, 515 U.S. at 916.

### District 5 in the Secondary Map (Purple)



In response to federal constitutional concerns about the unusual shape of District 5 as it was originally drawn, and which is now reflected in the secondary map, the House Redistricting Committee drew a new version of District 5, which is reflected in the primary map. This configuration of the district is more compact but has caused the adjacent district—District 4—to take on a bizarre doughnut shape that almost completely surrounds District 5. The reason for this unusual configuration is the Legislature’s desire to maximize the black voting age population in District 5. The Chair of the House Redistricting Committee confirmed this motivation when he explained that the new District 5 was drawn to “protect[] a black minority seat in north Florida.” Fla. H.R. Comm. on Redist., recording of proceedings, at 19:15-19:26 (Feb. 25, 2022).

### District 5 in the Primary Map (Purple)



Despite the Legislature’s attempt to address the federal constitutional concerns by drawing a more compact district, the constitutional defect nevertheless persists. Where “race was the criterion that, in the State’s view, could not be compromised, and race-neutral considerations came into play only after the race-based decision had been made,” it follows that race was the predominant factor, even though the district

otherwise respects traditional districting principles. *Bethune-Hill*, 137 S. Ct. at 798 (cleaned up).

Such was the case here. Even for the more compact district, the Legislature believed (albeit incorrectly) that the Florida Constitution required it to ensure “a black minority seat in north Florida.” Fla. H.R. Comm. on Redist., recording of proceedings, at 19:15-19:26 (Feb. 25, 2022). Specifically, according to the House Redistricting Chair, the primary map’s version of District 5 is the House’s “attempt at continuing to protect the minority group’s ability to elect a candidate of their choice.” *Id.* at 19:45-19:54. The Legislature thus used “an express racial target” for District 5 of a black voting age population sufficiently large to elect a candidate of its choice. *Bethune-Hill*, 137 S. Ct. at 800.

Because racial considerations predominated even in drawing the new District 5, the Legislature must satisfy strict scrutiny, the U.S. Supreme Court’s “most rigorous and exacting standard of constitutional review.” *Miller*, 515 U.S. at 920. And to satisfy strict scrutiny, the Legislature “must demonstrate that its districting legislation is narrowly tailored to achieve a compelling interest.” *Id.* That, the Legislature cannot do.

There is no good reason to believe that District 5 needed to be drawn as a minority-performing district to comply with Section 2 of the Voting Rights Act (VRA), because the relevant minority group is not sufficiently large to constitute a majority in a geographically compact area. In the primary map, the black voting age population of District 5 is 35.32%, and even in the secondary map, with the racially gerrymandered, non-compact version of District 5, the black voting age population increases only to 43.48%. Compare Fla. Redist. 2022, H000C8019, <https://bit.ly/3uczOXb> (available at [floridaredistricting.gov/pages/submitted-plans](https://floridaredistricting.gov/pages/submitted-plans)) (last visited Mar. 28, 2022), with Fla. Redist. 2022, H000C8015, <https://bit.ly/36hFRBB> (available at [floridaredistricting.gov/pages/submitted-plans](https://floridaredistricting.gov/pages/submitted-plans)) (last visited Mar. 28, 2022). “When a minority group is not sufficiently large to make up a majority in a reasonably shaped district, § 2 simply does not apply.” *Cooper*, 137 S. Ct. at 1472 (citing *Bartlett v. Strickland*, 556 U.S. 1, 18-20 (2009) (plurality opinion)); see also *Thornburg v. Gingles*, 478 U.S. 30, 50 (1986) (explaining that one of the threshold conditions for proving vote dilution under Section 2 is that the minority group is “sufficiently large and geographically compact to constitute a majority”).

Nor is there good reason to believe that District 5 is required to be drawn to comply with Section 5 of the VRA. Section 5 is no longer operative now that the U.S. Supreme Court invalidated the VRA’s formula for determining which jurisdictions are subject to Section 5. See *Shelby Cnty. v. Holder*, 570 U.S. 529, 553-57 (2013); see also *Ala. Legis. Black Caucus v. Alabama*, 575 U.S. 254, 279 (2015) (suggesting that continued compliance with Section 5 may not remain a compelling interest in light of *Shelby County*). In any event, even before the coverage formula was invalidated, the State of

Florida was not a covered jurisdiction subject to Section 5. See *In re Senate Joint Resolution of Legislative Apportionment 1176 (Apportionment I)*, 83 So. 3d 597, 624 (Fla. 2012). Only five counties in Florida were covered – Collier, Hardee, Hendry, Hillsborough, and Monroe – and none of them are in northern Florida where District 5 is located. See *id.*

The only justification left for drawing a race-based district is compliance with Article III, Section 20(a) of the Florida Constitution. But District 5 does not comply with this provision. Article III, Section 20(a) provides that “districts shall not be drawn with the intent or result of denying or abridging the equal opportunity of racial or language minorities to participate in the political process or to diminish their ability to elect representatives of their choice.” The Florida Supreme Court has noted that these “dual constitutional imperatives follow almost verbatim the requirements embodied in the Federal Voting Rights Act.” *Id.* at 619 (cleaned up). The first imperative, which prohibits districts that deny or abridge the equal opportunity of minority groups to participate in the political process, is modeled after Section 2 of the VRA, and the second imperative, which prohibits districts that diminish the ability of minority groups to elect representatives of their choice, is modeled after Section 5. *Id.* at 619-20.

Like the VRA, these provisions of the Florida Constitution “aim[] at safeguarding the voting strength of minority groups against both impermissible dilution and retrogression.” *Id.* at 620. Although judicial interpretation of the VRA is relevant to understanding the Florida Constitution’s non-dilution and non-diminishment provisions, the Florida Supreme Court nonetheless recognizes its “independent constitutional obligation” to interpret these provisions. *Id.* at 621.

Relevant here is the Florida Constitution’s non-diminishment requirement. Unlike Section 5 of the VRA, this requirement “applies to the entire state.” *Id.* at 620. Under this standard, the Legislature “cannot eliminate majority-minority districts or weaken other historically performing minority districts where doing so would actually diminish a minority group’s ability to elect its preferred candidates.” *Id.* at 625. The existing districts “serve[] as the ‘benchmark’ against which the ‘effect’ of voting changes is measured.” *Id.* at 624 (cleaned up). Where a voting change leaves a minority group “less able to elect a preferred candidate of choice” than the benchmark, that change violates the non-diminishment standard. *Id.* at 625 (internal quotation marks omitted); see also *id.* at 702 (Canady, C.J., concurring in part and dissenting in part) (noting that the dictionary definition of “diminish” means “to make less or cause to appear less” (citation omitted)).

The Florida Supreme Court has acknowledged that “a slight change in percentage of the minority group’s population in a given district does not necessarily have a cognizable effect on a minority group’s ability to elect its preferred candidate of choice.” *Id.* at 625. The minority population percentage in each district need not be

“fixed” in perpetuity. *Id.* at 627. But where the reduction in minority population in a given district is more than “slight,” such that the ability of the minority population to elect a candidate of choice has been reduced (even if not eliminated), the Legislature has violated the Florida Constitution’s non-diminishment requirement as interpreted by the Florida Supreme Court.

Given these principles, there is no good reason to believe that District 5, as presented in the primary map, complies with the Florida Constitution’s non-diminishment requirement. The benchmark district contains a black voting age population of 46.20%, whereas the black voting age population of District 5 in the primary map is only 35.32%.<sup>1</sup> Compare Fla. Redist. 2022, FLCD2016, <https://bit.ly/3lv6FeW> (available at [floridaredistricting.gov/pages/submitted-plans](http://floridaredistricting.gov/pages/submitted-plans)) (last visited Mar. 28, 2022), with Fla. Redist. 2022, H000C8019, <https://bit.ly/3uczOXb> (available at [floridaredistricting.gov/pages/submitted-plans](http://floridaredistricting.gov/pages/submitted-plans)) (last visited Mar. 28, 2022). This nearly eleven percentage point drop is more than slight, and while the House Redistricting Chair represented that the black population of the district could still elect a candidate of choice, *see* Fla. H.R. Comm. on Redist., recording of proceedings, at 59:44-1:00:17 (Feb. 25, 2022), there appears to be little dispute that the ability of the black population to elect such a candidate had nevertheless been reduced, *see id.* at 1:00:18-1:00:58 (noting that the benchmark district performed for the minority candidate of choice in 14 of 14 previous elections and that the new district would not perform for the minority candidate of choice in one-third of the same elections).

Moreover, the House Redistricting Chair claimed that the only criterion that mattered was whether the new district still performed at all. *See id.* at 1:06:09-1:06:30 (“It is not a diminishment unless the district does not perform.”); *see also id.* at 1:05:05-1:05:13 (“Is it less likely to perform? Honestly, I don’t know.”). But that view is plainly inconsistent with the Florida Supreme Court precedent described above, which prohibits any voting change that leaves a minority group “less able to elect a preferred candidate of choice.” *Apportionment I*, 83 So. 3d at 625 (internal quotation marks omitted). In sum, because the reduction of black voting age population is more than slight and because such reduction appears to have diminished the ability of black voters to elect a candidate of their choice, District 5 does not comply with the non-diminishment requirement of Article III, Section 20(a) of the Florida Constitution. Therefore, compliance with the Florida Constitution cannot supply the compelling reason to justify the Legislature’s use of race in drawing District 5 in the primary map.

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<sup>1</sup> The benchmark district itself is a sprawling, non-compact racial gerrymander that connects minority communities from two distinct regions of the State; however, for purposes of this point, I assume that the district can be used as a valid benchmark against which to judge the new maps.

In the secondary map, by contrast, District 5 complies with the Florida Constitution's non-diminishment requirement, but in doing so, it violates the Equal Protection Clause of the Fourteenth Amendment to the U.S. Constitution. The U.S. Supreme Court has warned that a "reapportionment plan that includes in one district individuals who belong to the same race, but who are otherwise widely separated by geographical and political boundaries, and who may have little in common with one another but the color of their skin, bears an uncomfortable resemblance to political apartheid." *Shaw*, 509 U.S. at 647. As described earlier, District 5 in the secondary map does precisely this.

That the district is believed to be necessary to comply with the Florida Constitution's non-diminishment requirement does not alone suffice to justify the use of race in drawing bizarre, non-compact district boundaries for the sole purpose of cobbling together disparate minority populations from across northern Florida to form a minority-performing district. Mere compliance with a state constitutional requirement to engage in race-based districting is not, without more, a compelling interest sufficient to satisfy strict scrutiny. The Fourteenth and Fifteenth Amendments to the U.S. Constitution and the VRA, which enforces the Fifteenth Amendment, exist to *prevent* states from engaging in racially discriminatory electoral practices. Indeed, one such weapon that states long used, and that the VRA was designed to combat, "was the racial gerrymander – the deliberate and arbitrary distortion of district boundaries for racial purposes." *Id.* at 640 (cleaned up).

Here, the Florida Constitution's non-diminishment standard would be satisfied only by a sprawling, non-compact district that spans 200 miles and repeatedly violates traditional political boundaries to join minority communities from disparate geographic areas. Such a district is not narrowly tailored to achieve the compelling interest of protecting the voting rights of a minority community in a reasonably cohesive geographic area. As applied to District 5 in the secondary map, therefore, the Florida Constitution's non-diminishment standard cannot survive strict scrutiny and clearly violates the U.S. Constitution.

For the foregoing reasons, Congressional District 5 in both maps is unlawful.

## STATE AND FEDERAL LAW FOR LEGISLATIVE APPORTIONMENT & CONGRESSIONAL REDISTRICTING

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### Federal Law

- Article 1, Section 4 of the U.S. Constitution states, "The Times, Places and Manner of holding Elections for Senators and Representatives, shall be prescribed in each State by the Legislature thereof; but the Congress may at any time by Law make or alter such Regulations, except as to the Place of Choosing Senators."
- Effectively, this means that state legislatures are granted primary authority to regulate federal elections, including how their congressional district lines are to be drawn.
- However, Congress is the ultimate authority, and may supersede state laws. Congress has exercised this authority, for example, to require single-member districts and to enhance racial and ethnic minority groups' representation.
- The federal courts have interpreted the federal constitution to require equal population districts.
- Congress has not mandated a congressional redistricting procedure; states thus retain their authority to draw districts -- congressional, state legislative, and others -- within these federal guidelines. Therefore, states decide how they will redistrict.

### Failure to Draw a Legal Redistricting Plan

- If a state fails to draw a legal redistricting plan, the federal or state courts will impose a redistricting plan that satisfies constitutional requirements.
- Often, courts become involved when a state fails to act, and a court must intervene to ensure a new redistricting plan with equal population districts is implemented for the next election.
- Courts may also become involved when a state adopts a map that is deficient in some other way, such as failing to adhere to the Voting Rights Act or a state requirement.

### Florida Law

- While the Florida Constitution, [Article III, Section 16](#), provides a process for legislative apportionment, there is no comparable section for congressional redistricting.

- The Florida Constitution, Article III, [Section 20](#) and [Section 21](#) do provide standards for establishing congressional and legislative district boundaries, respectively.

*SECTION 20. Standards for establishing congressional district boundaries.—In establishing congressional district boundaries:*

*(a) No apportionment plan or individual district shall be drawn with the intent to favor or disfavor a political party or an incumbent; and districts shall not be drawn with the intent or result of denying or abridging the equal opportunity of racial or language minorities to participate in the political process or to diminish their ability to elect representatives of their choice; and districts shall consist of contiguous territory.*

*(b) Unless compliance with the standards in this subsection conflicts with the standards in subsection 1(a) or with federal law, districts shall be as nearly equal in population as is practicable; districts shall be compact; and districts shall, where feasible, utilize existing political and geographical boundaries.*

*(c) The order in which the standards within subsections 1(a) and (b) of this section are set forth shall not be read to establish any priority of one standard over the other within that subsection.*

- The actual boundaries for congressional districts are enumerated in [Chapter 8, F.S.](#), and necessitate legislation to change. Currently Chapter 8 contains two sections of enumerated congressional districts, [s. 8002](#), representing those districts in use for the 2014 elections, and [s. 8.081](#), representing those districts in use for the 2016-2020 elections.

# Constitutional Standards

## Art. III, Sections 20 & 21 of Florida Constitution

### Tier 1 Standards

No apportionment plan or individual district shall be drawn with the intent to favor or disfavor a political party or an incumbent

Districts shall not be drawn with the intent or result of denying or abridging the equal opportunity of racial or language minorities to participate in the political process or to diminish their ability to elect representatives of their choice

Districts shall consist of contiguous territory

### Tier 2 Standards

Districts shall be as nearly equal in population as is practicable

Districts shall be compact

Districts shall, where feasible, utilize existing political and geographical boundaries



# Supreme Court of Florida

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No. SC22-131

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## **IN RE: SENATE JOINT RESOLUTION OF LEGISLATIVE APPORTIONMENT 100.**

March 3, 2022

MUÑIZ, J.

The Florida Constitution requires the Legislature to reapportion our state into House and Senate districts after each decennial census. The Legislature did so this year by adopting Senate Joint Resolution 100 on February 3, 2022. Then, as the constitution commands, the Attorney General initiated this original proceeding for a declaratory judgment to determine the validity of the apportionment.<sup>1</sup> In what follows, we will explain our conclusion that the House and Senate apportionment in Senate Joint Resolution 100 is valid.

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1. We have jurisdiction. Art III, § 16(c), Fla. Const. The constitution gives us 30 days from the Attorney General's February 9, 2022, filing to enter our judgment. *Id.*

## I.

This case comes to us in an unusual posture. The constitution requires our Court to hear from “adversary interests” on the validity of the Legislature’s apportionment. Art. III, § 16(c). And ordinarily our role in this proceeding would be to adjudicate specific challenges to the joint resolution. *See In re Senate Joint Resolution of Legislative Apportionment 1176 (Apportionment I)*, 83 So. 3d 597, 601 (Fla. 2012) (“Before 1968, there was no process by which challengers to the Legislature’s apportionment plans could seek direct and immediate review of the apportionment plans by the Supreme Court of Florida.”). But, for the first time since the voters adopted the existing procedural framework for judicial review of apportionment in 1968, no one appeared to oppose the Legislature’s plans.

Even without a challenging party, however, the constitution requires us to enter a judgment determining the validity of the apportionment. Art. III, § 16(c). We undertake that task mindful of a few foundational principles. First, the joint resolution of apportionment enjoys a “presumption of validity.” *Apportionment I*, 83 So. 3d at 606. Second, and relatedly, it is not the Legislature’s

(No. SC12-460). We reasoned that these high percentages were attributable to the dense concentration of Hispanic voters in Miami-Dade County, not to impermissible line-drawing by the Legislature. *Apportionment I*, 83 So. 3d at 645.

Moreover, as to vote dilution, the House and Senate have represented that their 2022 plans do not avoid creating additional majority-minority districts where doing so was both possible and necessary to enable minority voters to elect representatives of their choice. We conclude that there is evidence in the record before us to support the conclusion that the Legislature's 2022 plans do not impermissibly dilute minority voting strength.

The non-diminishment protection afforded by article III, section 21(a) means that “the Legislature cannot eliminate majority-minority districts or weaken other historically performing minority districts where doing so would actually diminish a minority group’s ability to elect its preferred candidates.” *Apportionment I*, 83 So. 3d at 625; *see also Bethune-Hill v. Va. State Bd. of Elections*, 137 S. Ct. 788, 802 (2017).<sup>7</sup> Evaluating the extent to which benchmark and

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7. Governor Ron DeSantis recently sought an advisory opinion from this Court, in part seeking our views on the meaning

new districts perform for minority voters—that is, enable those voters to elect the candidate of their choice—requires a “functional analysis” of voting behavior within the districts at issue. Such analysis considers statistical data pertaining to voting age population; voter-registration data; voting registration of actual voters; and election results history. *Apportionment I*, 83 So. 3d at 625, 627. We have said that, “because a minority group’s ability to elect a candidate of choice depends upon more than just population figures,” a “slight change in percentage of the minority group’s population in a given district does not necessarily have a cognizable effect on a minority group’s ability to elect its preferred candidate of choice.” *Id.* at 625.

During this redistricting cycle, the House and Senate each conducted a functional analysis of the minority performing districts in the benchmark and new plans. The House represents that its

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and application of the non-diminishment standard in article III, section 21(a). For the reasons we explained in *Advisory Opinion to the Governor re Whether Article III Section 20(a) of the Florida Constitution Requires the Retention of a District in Northern Florida*, 47 Fla. L. Weekly S44 (Fla. Feb. 10, 2022), we declined to issue the advisory opinion. Our decision today should not be taken as expressing any views on the questions raised in the Governor’s request.

# Ideal Population & Deviation

To achieve “as nearly equal as practicable,” +/- 1 person is the generally accepted deviation for Congressional districts.

|                                 | 2010       | 2020       |
|---------------------------------|------------|------------|
| <b>Florida Total Population</b> | 18,801,310 | 21,538,187 |
| <b>Congressional Districts</b>  | 27         | 28         |
| <b>CD Ideal Population</b>      | 696,345    | 769,221    |

State Legislative districts are typically allowed a larger deviation percentage than Congressional districts, with the courts generally accepting a 10% range of deviation. There are exceptions to both of these thresholds.



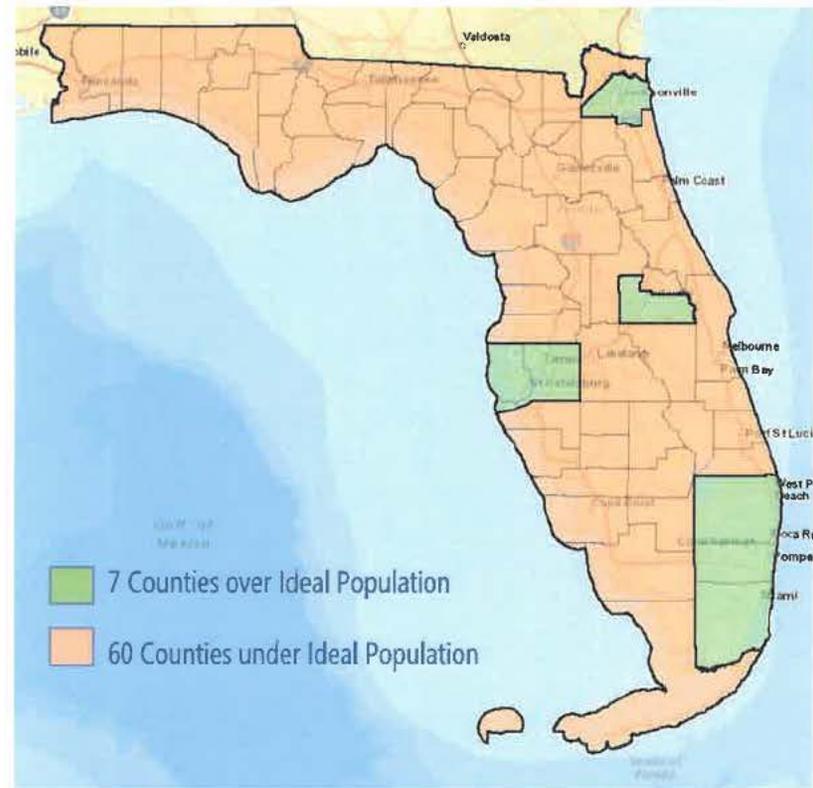
# County Population Compared to Ideal Population

## Tier 2 Standards

Districts shall be as nearly equal in population as is practicable

Districts shall, where feasible, utilize existing political and geographical boundaries

For the **2016 Congressional Map**, the counties in green were over the map's Ideal Population of 696,354 people. The counties in orange were under the Ideal Population.



# Keeping Districts Wholly Within a County

Based on the 2010 Census, there were 7 counties that were larger than the Ideal Population of a Congressional District.

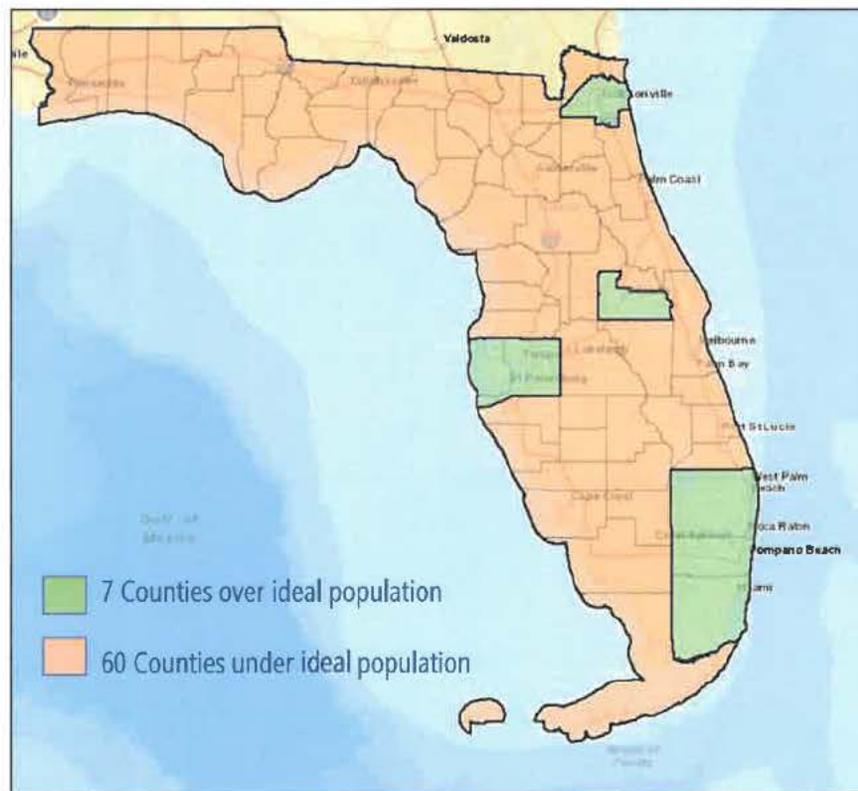
These counties had the option of keep a district whole within the county boundaries.

| COUNTY       | 2010 CENSUS |
|--------------|-------------|
| Miami-Dade   | 2,496,435   |
| Broward      | 1,748,066   |
| Palm Beach   | 1,320,134   |
| Hillsborough | 1,229,226   |
| Orange       | 1,145,956   |
| Pinellas     | 916,542     |
| Duval        | 864,263     |



# County Population Compared to Ideal Population

Based on the 2020 Census, the counties in green are over a district's Ideal Population of 769,221 people. The counties in orange are under the Ideal Population.

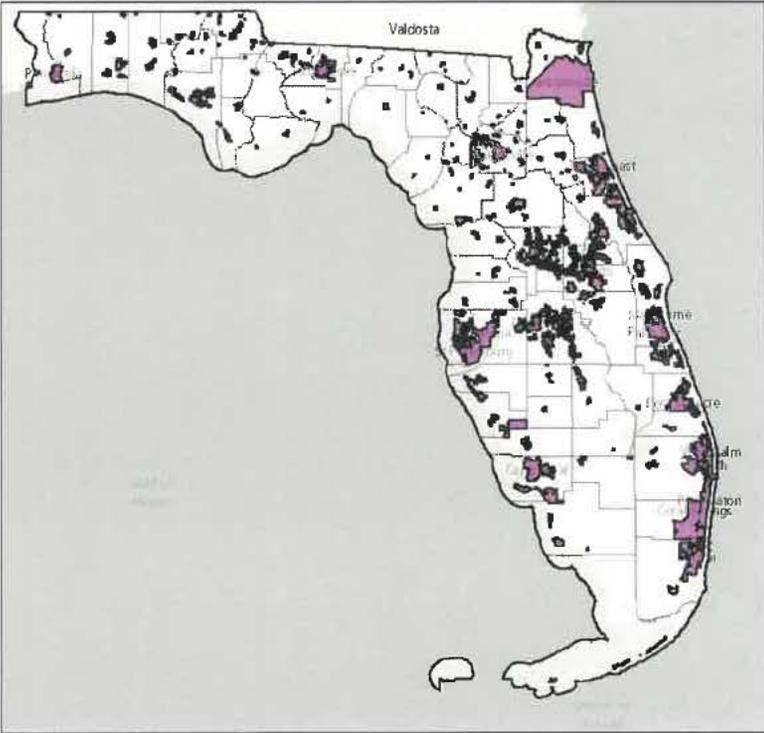


# Florida Municipalities

## Tier 2 Standard

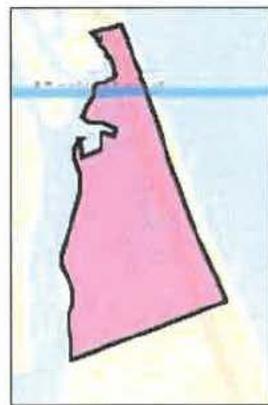
Districts shall, where feasible, utilize existing political and geographical boundaries

Based on the 2020 Census, Florida has 412 incorporated municipalities.



# Incorporated Municipalities

Florida has 4 incorporated Municipalities that cross county boundaries...



App\_mode=Display\_Statute&Search\_String=&URL=0000-0099/0099/Sections/0099.061.html), F.S.

**2<sup>ND</sup> QUALIFYING PERIOD: U.S. SENATOR, REPRESENTATIVE IN CONGRESS, GOVERNOR, ATTORNEY GENERAL, CHIEF FINANCIAL OFFICER, COMMISSIONER OF AGRICULTURE, STATE SENATOR, STATE REPRESENTATIVE, AND MULTI-COUNTY SPECIAL DISTRICTS**

- › Noon, Monday, June 13, 2022 – Noon, Friday, June 17, 2022
- › Note: The Division will begin accepting qualifying documents on May 30, 2022. See Section 99.061(8) ([http://www.leg.state.fl.us/statutes/index.cfm?App\\_mode=Display\\_Statute&Search\\_String=&URL=0000-0099/0099/Sections/0099.061.html](http://www.leg.state.fl.us/statutes/index.cfm?App_mode=Display_Statute&Search_String=&URL=0000-0099/0099/Sections/0099.061.html)), F.S.

**Note:** The 2nd qualifying period and pre-qualifying submission period above also applies to COUNTY AND DISTRICT OFFICES. However, the qualifying paperwork must be submitted to the county Supervisor of Elections' office as the qualifying officer. Please contact your county Supervisor of Elections (</elections/contacts/supervisor-of-elections/>) for more information.

## Qualifying Materials

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\*Materials relating to the 2022 Cycle will be available soon. For 2020 Election Year Handbooks, go to the Publications Archive (</elections/forms-publications/publications/publications-archive/>) Page.

- › 2022 Qualifying Fees (</media/704649/2022-qualifying-fees.pdf>)
- › 2022 Petition Signature Requirements (</media/704705/2022-petition-signature-requirements.pdf>)
- › 2022 Candidate Petition Handbook (</media/704776/candidate-petition-handbook-2022-11-2-21.pdf>)
- › 2022 State Qualifying Handbook (</media/705090/state-qualifying-handbook-2022-final-11-16-21.pdf>)
- › 2022 Federal Qualifying Handbook (</media/705089/federal-qualifying-handbook-2022-final-11-16-21.pdf>)
- › Candidate Oaths (</elections/forms-publications/forms/forms-incorporated-in-rule/>)
- › Candidate Petition Form (DS-DE 104)
  - › English PDF (</media/693291/dsde104.pdf>)
  - › Español PDF ([/media/693293/dsde104\\_spa.pdf](/media/693293/dsde104_spa.pdf))
- › Affidavit of Undue Burden - Candidate (DS-DE 19A)

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## News/Events

Visit [Hearings, Public Meetings, and Workshops \(/elections/hearings-public-meetings-and-workshops/\)](/elections/hearings-public-meetings-and-workshops/) for upcoming public events.

### SPECIAL ELECTIONS

Detailed information on the following special elections can be found here (</elections/for-voters/special-elections/>).

- › [Congressional District 20 \(November 2021 and March 2022\)](#)
- › [State Senate District 33, State Representative Districts 88 and 94 \(January 2022 and March 2022\)](#)



(<http://enight.elections.myflorida.com/>)

For election results for scheduled Special Elections, please visit [here](#). Details regarding hourly election day turnout, county reporting status and timeline for reporting are also available.

### ELECTION DATES AND RESULTS

Election Dates for 2022 are:

- › [August 23, 2022 for Primary Election](#). The registration deadline is July 25, 2022.
- › [November 8, 2022 for General Election](#). The registration deadline is October 11, 2022.

Visit our webpage [Elections Data \(/elections/data-statistics/elections-data/\)](/elections/data-statistics/elections-data/) for official election results and voter turnout.

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## Contact

**DIVISION OF ELECTIONS**

Sequence: 703  
Session Day: 53  
Calendar Page:

The Florida House of Representatives  
2022 Regular Session

Date: 03/04/2022  
Time: 11:42 AM

CS/SB 102, 1st Eng.  
Passage  
Third Reading

Yeas - 67

Nays - 47

Not Voting - 5

**Presiding - Sprows**

|                         |                   |                      |
|-------------------------|-------------------|----------------------|
| N Alexander-8           | Y Garrison-18     | Y Persons-Mulicka-78 |
| Y Aloupis-115           | N Geller-100      | Y Plakon-29          |
| Y Altman-52             | Y Giallombardo-77 | Y Plasencia-50       |
| Y Andrade-2             | N Goff-Marcil-30  | N Rayner-70          |
| N Arrington-43          | N Gottlieb-98     | Y Renner-24          |
| Y Avila-111             | Y Grall-54        | Y Rizo-110           |
| Y Barnaby-27            | Grant-75          | Y Roach-79           |
| N Bartleman-104         | N Gregory-73      | N Robinson, F.-102   |
| Y Bell-56               | N Grieco-113      | Y Robinson, W.-71    |
| N Beltran-57            | Hage-33           | Y Rodriguez-118      |
| N Benjamin-107          | Y Harding-22      | Y Rommel-106         |
| Y Borrero-105           | N Hart-61         | Y Roth-85            |
| Y Botana-76             | Y Hawkins-42      | N Sabatini-32        |
| Brannan-10              | Hinson-20         | Y Salzman-1          |
| N Brown-45              | N Hunschofsky-96  | Y Shoaf-7            |
| Y Buchanan-74           | N Ingoglia-35     | N Silvers-87         |
| Y Burton-40             | N Jenne-99        | Y Sirois-51          |
| Y Busatta Cabrera-114   | N Joseph-108      | N Skidmore-81        |
| N Bush-109              | Y Killebrew-41    | N Slosberg-King-91   |
| N Byrd-11               | Y Koster-64       | N Smith, C.-49       |
| N Campbell-94           | Y LaMarca-93      | Y Smith, D.-28       |
| Y Caruso-89             | Y Latvala-67      | Y Snyder-82          |
| N Casello-90            | N Learned-59      | Y Sprows-65          |
| N Chambliss-117         | Y Leek-25         | Stevenson-17         |
| Y Chaney-69             | Y Maggard-38      | N Tant-9             |
| Y Clemons-21            | Y Maney-4         | N Thompson-44        |
| N Daley-97              | Y Mariano-36      | Y Toledo-60          |
| N Davis-13              | Y Massullo-34     | Y Tomkow-39          |
| N Diamond-68            | Y McClain-23      | Y Trabulsky-84       |
| Y DiCeglie-66           | Y McClure-58      | Y Truenow-31         |
| N Drake-5               | N McCurdy-46      | Y Trumbull-6         |
| N Driskell-63           | Y McFarland-72    | Y Tuck-55            |
| Y Duggan-15             | Y Melo-80         | N Valdés-62          |
| N Duran-112             | Y Mooney-120      | N Willhite-86        |
| N Eskamani-47           | N Morales-48      | N Williams-92        |
| Y Fabricio-103          | N Nixon-14        | Y Williamson-3       |
| Y Fernandez-Barquin-119 | N Omphroy-95      | N Woodson-101        |
| Y Fetterhoff-26         | Y Overdorf-83     | Y Yarborough-12      |
| Y Fine-53               | Y Payne-19        | Y Zika-37            |
| N Fischer-16            | Y Perez-116       |                      |

Y=Yea

N=Nay

EX=Excused

AV=Abstain