

1.1 ..... moves to amend H.F. No. 1018 as follows:

1.2 Page 1, line 12, after "of" insert "12 members of the public, to be appointed in the manner  
1.3 provided in subdivision 2, and"

1.4 Page 1, line 14, delete "2" and insert "3"

1.5 Page 1, delete subdivision 2 and insert:

1.6 "Subd. 2. **Public members; appointment.** (a) The secretary of state shall supervise the  
1.7 appointment of the public members.

1.8 (b) By January 15 of each year ending in zero, the secretary of state shall open a widely  
1.9 publicized process that encourages eligible residents of this state to apply for membership  
1.10 on the commission. The secretary of state shall solicit recommendations for appointment  
1.11 to the commission from nongovernmental organizations with an interest in the elections  
1.12 process.

1.13 (c) The secretary of state shall provide an application form designed to show (1) that an  
1.14 applicant meets the requirements of this subdivision, (2) the applicant's demographic  
1.15 information, such as gender, race, ethnicity, and age, and (3) the applicant's party preference.  
1.16 The application must be submitted under oath affirming the truthfulness of its contents  
1.17 under penalty of perjury.

1.18 (d) The following persons are not eligible to serve as a commissioner:

1.19 (1) a person who is not eligible to vote;

1.20 (2) a person under a contract with, or who serves as a consultant or staff to, or who has  
1.21 an immediate family relationship with the governor, a member of the legislature, or a member  
1.22 of Congress; and

1.23 (3) a person, or member of the person's immediate family, who has done any of the  
1.24 following during the ten years immediately preceding the date of application:

- 2.1 (i) been appointed to, elected to, or a candidate for federal or state office;
- 2.2 (ii) served as an officer, employee, or paid consultant of a political party or of the
- 2.3 campaign committee of a candidate for elective federal or state office;
- 2.4 (iii) served as an elected or appointed member of a political party state central committee;
- 2.5 (iv) registered as a federal, state, or local lobbyist or principal;
- 2.6 (v) served as paid congressional or legislative staff; or
- 2.7 (vi) violated the candidate contribution limits in section 10A.27.
- 2.8 (e) For purposes of this subdivision, a member of a person's immediate family means a
- 2.9 sibling, spouse, parent or stepparent, child or stepchild, or in-law.
- 2.10 (f) The secretary of state shall process applications as they are received and remove from
- 2.11 the applicant pool any person not eligible to serve as a commissioner and notify the person
- 2.12 of the reason they were removed. To be considered, applications must be received by
- 2.13 September 15 of the year ending in zero. An applicant must provide with the application
- 2.14 two positive references from community leaders or groups that promote civic engagement
- 2.15 with whom the applicant has worked and demonstrate that the applicant:
- 2.16 (1) has experience with outreach to community groups to encourage civic participation
- 2.17 with an emphasis on historically disenfranchised groups; or
- 2.18 (2) has an interest in or experience with government, elections, or civic life.
- 2.19 (g) The secretary of state shall, based on a review of the applications, prepare a list of
- 2.20 120 applicant finalists who have demonstrated, based on their application, an ability to be
- 2.21 impartial and respect the diversity of this state's many communities. The list must, to the
- 2.22 extent practical, reflect the gender, socioeconomic, age, racial, language, ethnic, and
- 2.23 geographic diversity of this state.
- 2.24 (h) The list must include:
- 2.25 (1) 40 applicant finalists who prefer the largest political party in this state;
- 2.26 (2) 40 applicant finalists who prefer the second largest political party in this state; and
- 2.27 (3) 40 applicant finalists who prefer a party not described in clause (1) or (2) or no party.
- 2.28 For purposes of this paragraph, the two largest political parties are the parties whose
- 2.29 candidates received the greatest and second greatest number of votes at the most recent
- 2.30 gubernatorial election.

3.1 (i) By December 15 of the year ending in zero, the secretary of state shall give the list  
3.2 of finalists and their applications to the majority and minority leaders of the senate and the  
3.3 speaker and minority leader of the house of representatives. At an open meeting, each of  
3.4 the four leaders shall remove 21 applicant finalists from the list: seven applicant finalists  
3.5 who prefer the largest political party in this state, seven applicant finalists who prefer the  
3.6 second-largest political party in this state, and seven applicant finalists who prefer a party  
3.7 other than two largest political parties in the state or have no party preference. The leaders  
3.8 shall remove applicants one at a time in the order listed above, unless the leaders agree to  
3.9 a different order.

3.10 (j) By January 15 of each year ending in one, after the process of removing applicants  
3.11 from the list is completed, each of the four leaders of the house of representatives and senate  
3.12 shall give the list of finalists and their applications to the secretary of state. The secretary  
3.13 of state shall randomly draw four names from the remaining applicants who prefer the  
3.14 largest political party in this state, four who prefer the second-largest political party in this  
3.15 state, and four who prefer neither the largest nor the second-largest political party in this  
3.16 state or have no party preference. These 12 persons are the public members of the  
3.17 commission.

3.18 (k) The secretary of state's actions under this subdivision are not subject to chapter 14.

3.19 Subd. 3. **Retired judges; appointment.** By January 15 of each year ending in one, after  
3.20 consulting with each other in an effort to attain geographic balance in their appointments,  
3.21 the majority and minority leaders of the senate and the speaker and minority leader of the  
3.22 house of representatives shall each appoint one retired judge. If any of the four leaders fails  
3.23 to make an appointment by the deadline, the vacancy must be filled by appointment by the  
3.24 supreme court by January 22 of that year. The director of the Legislative Coordinating  
3.25 Commission shall convene a meeting of the four judges no later than January 29 of that  
3.26 year, at which meeting the four appointed judges shall, by a vote of at least three judges,  
3.27 choose the fifth judge."

3.28 Page 2, line 1, before "In" insert "(a)"

3.29 Page 2, after line 3, insert:

3.30 "(b) Public members of the commission exercise the function of a public officer within  
3.31 the meaning of section 609.415."

3.32 Page 2, line 4, before "The" insert "After notice and a hearing, by a vote of at least 12  
3.33 of its members, including at least one retired judge,"

4.1 Page 2, lines 4 to 5, delete "after notice and a hearing,"

4.2 Page 2, after line 6, insert:

4.3 "(b) The commission must remove a commissioner who participates in a communication  
4.4 that violates subdivision 8."

4.5 Page 2, delete lines 7 to 9 and insert:

4.6 "(c) Except for vacancies filled by the supreme court, vacancies on the commission must  
4.7 be filled within 30 days after the vacancy occurs by the appointing authority that made the  
4.8 initial appointment. The appointing authority for public members is the secretary of state.  
4.9 Vacant seats of public members must be filled by drawing from the same partisan pool as  
4.10 the vacant position. If no applicants in the pool are available for service, the secretary of  
4.11 state shall establish a new pool, as provided in subdivision 2."

4.12 Page 2, before line 10, insert:

4.13 "Subd. 6. **Open records.** The commission is subject to chapter 13, except that a plan is  
4.14 not public data until it has been submitted to the commission for its consideration.

4.15 Subd. 7. **Open meetings.** The commission is subject to chapter 13D.

4.16 Subd. 8. **Open communications.** (a) A commissioner must not communicate with a  
4.17 legislator regarding the content of a plan. Commission staff must not communicate with  
4.18 anyone outside of commission staff regarding the content of a plan. The prohibition under  
4.19 this paragraph does not apply to open meetings of the commission.

4.20 (b) A commissioner may not direct, request, suggest, or recommend an interpretation  
4.21 of a districting principle or a change to a district boundary to staff except during open  
4.22 meetings of the commission.

4.23 (c) Except for public input and comment, commission staff must not have any  
4.24 communications about the content or development of any plan outside of public hearings  
4.25 with anyone except other staff members. Commission staff shall report to the commission  
4.26 attempts made to exert influence over the staff's role in the drafting of plans.

4.27 (d) The commission may designate one or more commission staff to communicate with  
4.28 commissioners regarding administrative matters and may define the scope of the permitted  
4.29 communication."

4.30 Page 2, line 14, delete "15.0575" and insert "15.059"

4.31 Page 2, line 21, after the period, insert "The commission must request advice on how to  
4.32 define communities of interest."

5.1 Page 2, line 22, delete "the plan" and insert "each plan and its accompanying reports"

5.2 Page 2, line 23, before the period, insert "on it an accept comments on the plan for at  
5.3 least one week after the hearing"

5.4 Page 2, line 25, delete "legislative and congressional" and insert "congressional and  
5.5 legislative"

5.6 Page 2, line 29, after the period, insert "Only a plan approved by the affirmative vote of  
5.7 at least 12 members of the commission, including at least one retired judge and one public  
5.8 member from each of the three pools established by the secretary of state, may be submitted  
5.9 to the legislature."

5.10 Page 2, line 33, delete "three days" and insert "one week"

5.11 Page 3, line 15, before "without" insert "in place of the missing plan"

5.12 Page 3, line 19, after "adjourned" insert "the"

5.13 Page 3, lines 23 to 24, delete "legislative and congressional" and insert "congressional  
5.14 and legislative"

5.15 Page 3, lines 28 to 29, delete "the court's order" and insert "order of the court"

5.16 Renumber the subdivisions in sequence

5.17 Page 3, lines 31 to 32, delete "legislative and congressional" and insert "congressional  
5.18 and legislative"

5.19 Page 4, lines 2 and 3, before "population" insert "total"

5.20 Page 4, delete subdivision 4 and insert:

5.21 "Subd. 4. **Contiguity.** The districts must be composed of convenient contiguous territory  
5.22 that allows for easy travel throughout the district. Contiguity by water is sufficient if the  
5.23 water is not a serious obstacle to travel within the district. Districts with areas that touch  
5.24 only at a point are not contiguous.

5.25 Subd. 5. **Compactness.** Districts must be compact as measured by one or more statistical  
5.26 tests."

5.27 Page 4, delete subdivisions 6 and 7 and insert:

5.28 "Subd. 7. **Communities of interest.** Districts should attempt to preserve identifiable  
5.29 communities of interest. A community of interest is a contiguous population sharing common  
5.30 social and economic interests that should be included within a single district for the  
5.31 community's effective and fair representation. Communities of interest include but are not

6.1 limited to geographic areas where there are clearly recognizable similarities of social,  
6.2 cultural, ethnic, economic, or other interests. Examples of shared interests are those common  
6.3 to an urban area, rural area, industrial area, or agricultural area and those common to areas  
6.4 in which the people share similar living standards, have similar work opportunities, or have  
6.5 access to the same media of communication relevant to the election process. Communities  
6.6 of interest do not include relationships with political parties, incumbents, or political  
6.7 candidates."

6.8 Page 4, delete subdivisions 8 and 9 and insert:

6.9 "Subd. 8. **Political parties.** A district or plan must not be drawn with the intent or effect  
6.10 of unduly favoring or disfavoring a political party. The commission must use judicial  
6.11 standards and the best available scientific and statistical methods to assess compliance with  
6.12 this principle.

6.13 Subd. 9. **Incumbents.** A district must not be drawn with the intent to protect or defeat  
6.14 an incumbent.

6.15 Subd. 10. **Competition.** Districts should be drawn to encourage electoral competition.

6.16 Subd. 11. **Proportionality.** The statewide proportion of districts whose voters have  
6.17 historically favored each political party should not be significantly smaller than the statewide  
6.18 proportion of votes the candidates of the party have historically received, nor should a  
6.19 majority of districts have a majority of voters who have historically favored a minority  
6.20 party. Both proportions are based on statewide state and federal partisan general election  
6.21 results during the last ten years."

6.22 Page 5, delete subdivisions 10 and 11

6.23 Page 5, line 13, delete "on" and insert "in"

6.24 Page 5, line 15, delete "districts must be numbered in a regular series, beginning" and  
6.25 insert "district numbers must begin"

6.26 Page 5, line 16, delete "proceeding" and insert "proceed"

6.27 Page 5, line 20, delete "subdivisions 2 to 12" and insert "this section"

6.28 Page 5, line 21, delete "in this section"

6.29 Page 5, line 22, delete "or state"

6.30 Renumber the subdivisions in sequence

7.1 Page 5, line 28, delete "legislative and congressional" and insert "congressional and  
7.2 legislative"

7.3 Page 6, delete lines 1 to 4 and insert:

7.4 "(b) The GIS Office must adjust the population count of persons who are incarcerated  
7.5 to remove them from the block where they are incarcerated and add them to the block where  
7.6 they resided before they were incarcerated, if that block is within this state.

7.7 (c) The GIS Office must make the redistricting database available to the public on its  
7.8 website."

7.9 Page 6, lines 16 to 17, delete "described as follows"

7.10 Page 6, line 30, delete everything before "measures" and insert "Perimeter, and  
7.11 Length-Width"

7.12 Amend the title as follows:

7.13 Page 1, lines 3 and 4, delete "legislative and congressional" and insert "congressional  
7.14 and legislative"