



Fagen Friedman & Fulfroost LLP

2020 Census and Redistricting



Jonathan Salt, F3 Law
Esau Joya, Davis Demographics
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F3law.com

What is the California Voting Rights Act (“CVRA”)?

- Took effect January 1, 2003
- Prohibits the use of “at-large” elections when such an election system:

“impairs the ability of a protected class to elect candidates of its choice or its ability to influence the outcome of an election....”

(Elections Code § 14027.)





What is a “By-Trustee Area” Election System?

- *Only safe harbor from a CVRA claim*
- School district is divided into trustee areas
- A governing board member is elected from each trustee area
- Board members are elected **by only the registered voters in the particular trustee area** where the governing board member resides



Map Creation Considerations

■ Federal Requirements

□ *Equal Population*

- As equal as practical based on data and criteria from most recent Census Total Population
- Within 10% variance between largest/smallest area

□ *Minority Voting Rights*

- No Discriminatory Purpose; No Vote Dilution

□ *Equal Protection*

- Race must not be a predominant factor

■ State Requirements

□ Topography

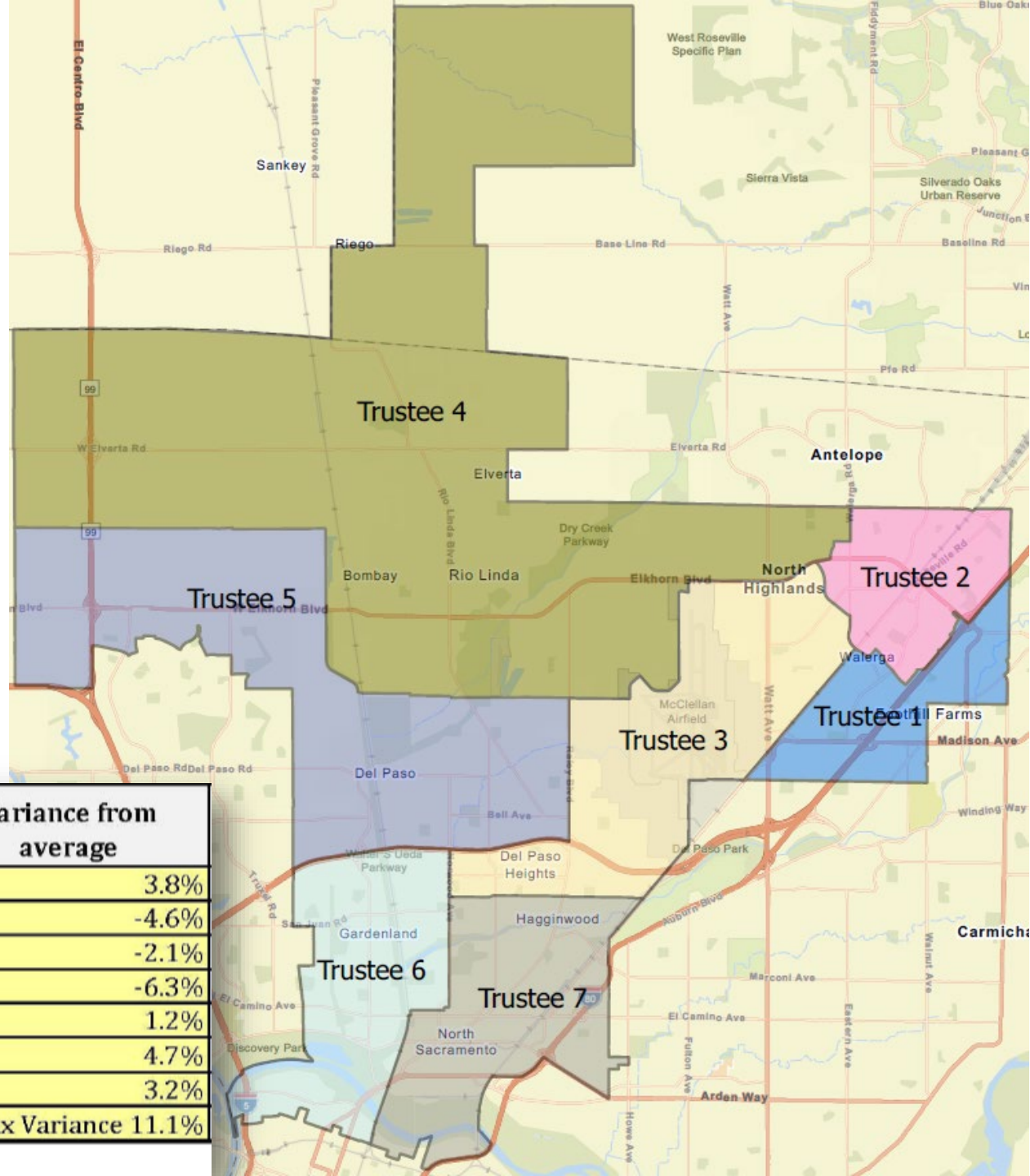
□ Geography

□ Cohesiveness, Contiguity, Integrity, & Compactness of territory

□ Community of Interest



Current Trustee Area Map



| Current | Total Population | Variance from average |
|----------------|------------------|-----------------------|
| Trustee Area 1 | 30,449 | 3.8% |
| Trustee Area 2 | 27,985 | -4.6% |
| Trustee Area 3 | 28,722 | -2.1% |
| Trustee Area 4 | 27,465 | -6.3% |
| Trustee Area 5 | 29,671 | 1.2% |
| Trustee Area 6 | 30,715 | 4.7% |
| Trustee Area 7 | 30,270 | 3.2% |
| Totals | 205,277 | Max Variance 11.1% |
| Average | 29,325 | |

Impact of Census

- Once transition made to by-trustee area election system, then following each federal census:
 - Governing board must approve adjustment of trustee area boundaries to make sure each the population in each trustee area is as nearly as equal as practical, among other things.
 - By 3/1/22



(Education Code section 5019.5(a).)

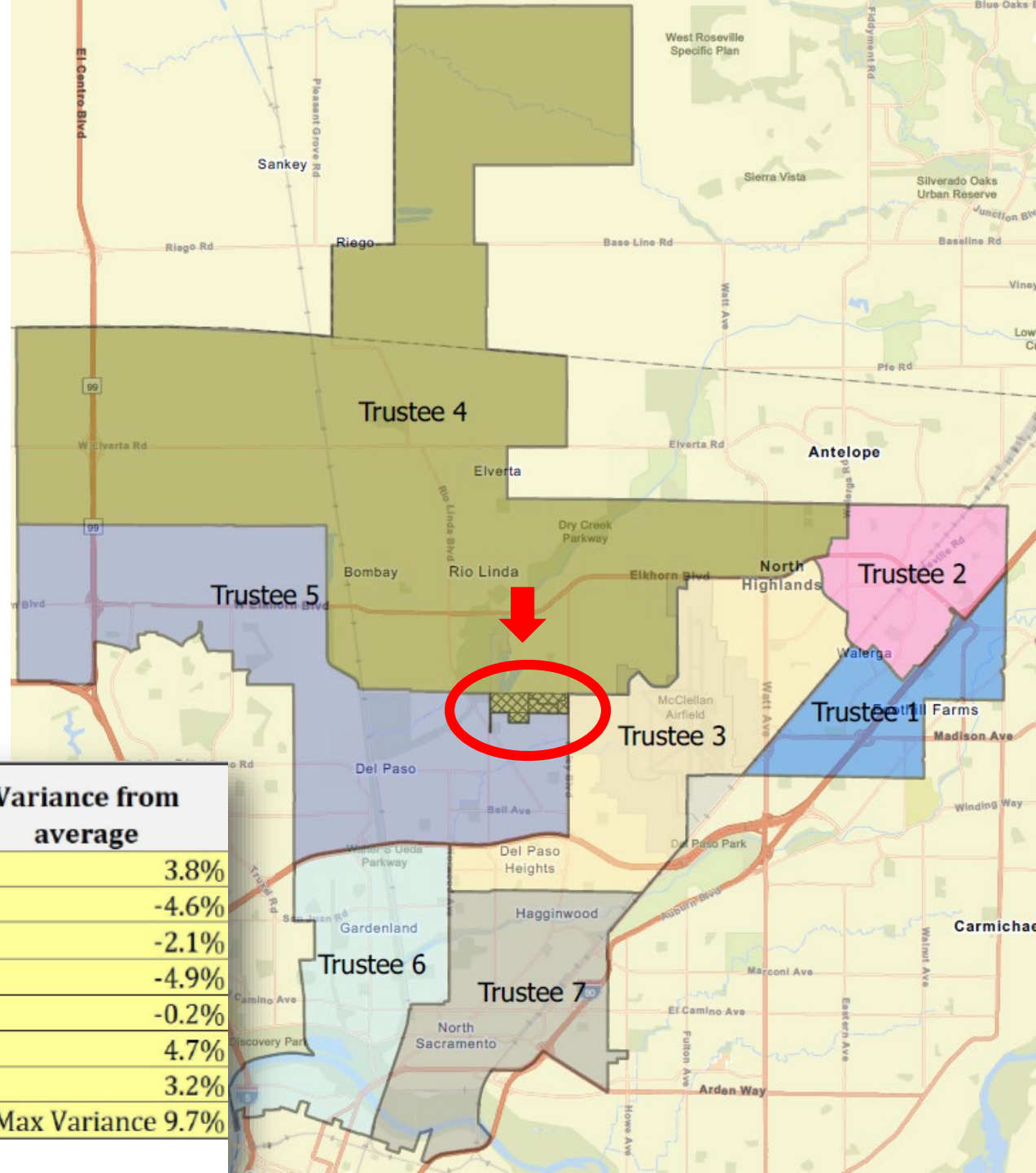


Impact of Census: Changes Needed

- November/December 2021:
 - *If population per trustee is no longer in balance, the demographer will prepare draft map options that ensure compliance.*
 - Board selects a new map during Board meeting.
 - Once selected, the Board can adopt a resolution authorizing staff to submit the new map and the District decision making process to the County Committee on School District Organization and Registrar for use.

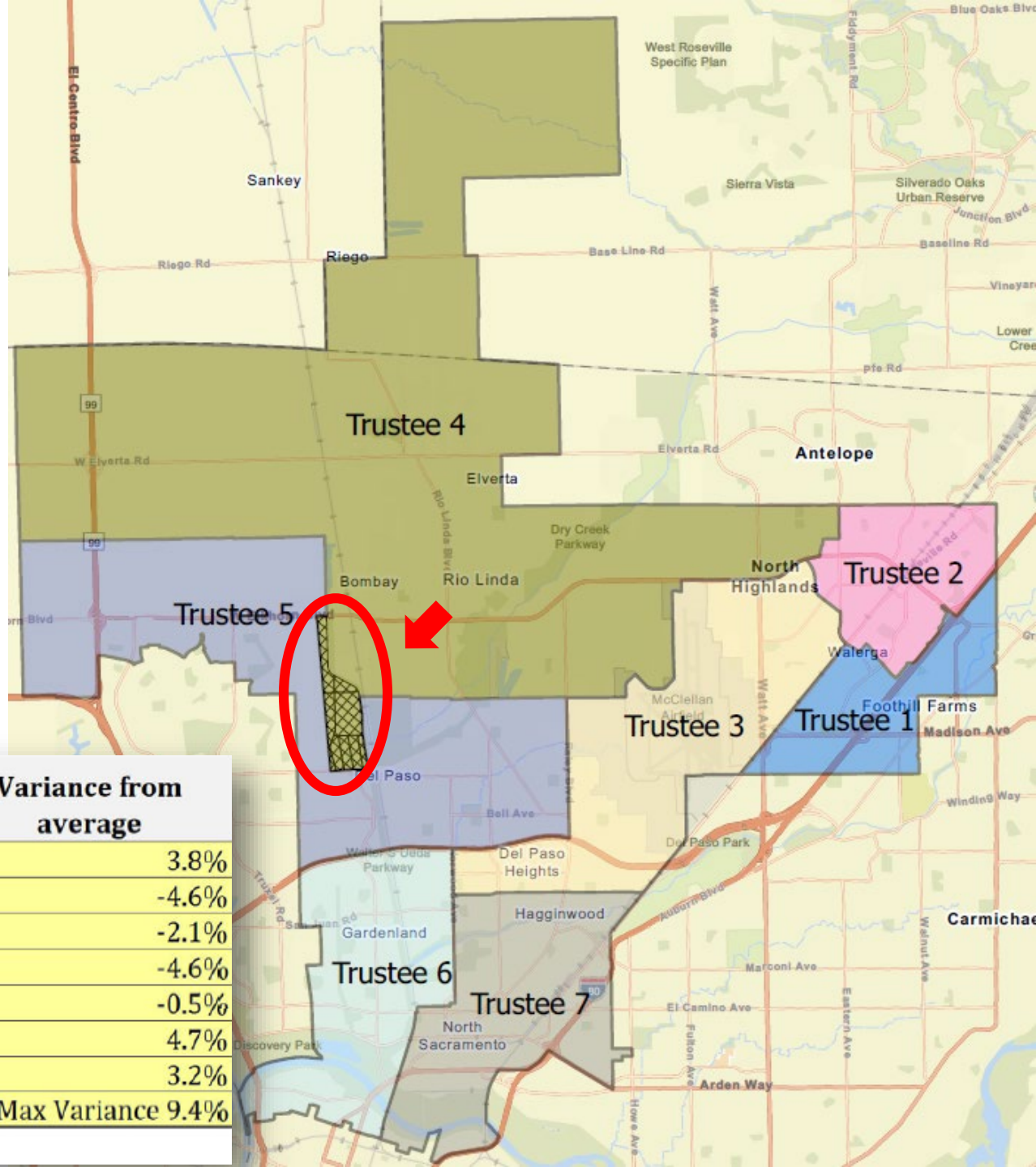


Proposed Plan "A"



| Current | Total Population | Variance from average |
|----------------|------------------|-----------------------|
| Trustee Area 1 | 30,449 | 3.8% |
| Trustee Area 2 | 27,985 | -4.6% |
| Trustee Area 3 | 28,722 | -2.1% |
| Trustee Area 4 | 27,875 | -4.9% |
| Trustee Area 5 | 29,261 | -0.2% |
| Trustee Area 6 | 30,715 | 4.7% |
| Trustee Area 7 | 30,270 | 3.2% |
| Totals | 205,277 | Max Variance 9.7% |
| Average | 29,325 | |

Proposed Plan "B"



| Current | Total Population | Variance from average |
|----------------|------------------|-----------------------|
| Trustee Area 1 | 30,449 | 3.8% |
| Trustee Area 2 | 27,985 | -4.6% |
| Trustee Area 3 | 28,722 | -2.1% |
| Trustee Area 4 | 27,969 | -4.6% |
| Trustee Area 5 | 29,167 | -0.5% |
| Trustee Area 6 | 30,715 | 4.7% |
| Trustee Area 7 | 30,270 | 3.2% |
| Totals | 205,277 | Max Variance 9.4% |
| Average | 29,325 | |

Proposed Plan Side-By-Side (Zoomed In)

