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C E R T I F I C A T E

I, SUE E. GARCIA, a Certified Court Reporter in and for the State of Washington, residing at Tacoma, authorized to administer oaths and affirmations pursuant to RCW 5.28.010, do hereby certify:

That the foregoing proceedings were taken before me on the 28th of December, 2011, and thereafter transcribed by me by means of computer-aided transcription, that the transcript is a full, true, and complete transcript of said proceedings;

That I am not a relative, employee, attorney, or counsel of any party to this action or relative or employee of any such attorney or counsel, and I am not financially interested in the said action or the outcome thereof;

IN WITNESS HEREOF, I have hereunto set my hand this January 19, 2012.

  
SUE E. GARCIA, CCR, RPR  
WA Lic. No. 2781

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WASHINGTON STATE REDISTRICTING COMMISSION

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PUBLIC MEETING

December 28, 2011

Cherberg Building  
Olympia, Washington

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Taken Before:

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of  
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APPEARANCES

- LURA POWELL - CHAIRWOMAN
- TOM HUFF - COMMISSIONER
- TIM CEIS - COMMISSIONER
- SLADE GORTON - COMMISSIONER
- DEAN FOSTER - COMMISSIONER
- RUSTY FALLIS - ASSISTANT ATTORNEY GENERAL
- GENEVIEVE O'SULLIVAN - COMMUNICATIONS DIRECTOR
- NICK PHARRIS - PROJECT ANALYST
- RACHEL GAY - OFFICE COORDINATOR
- ADAM BARTZ - ANALYST FOR COMM. FOSTER
- DON SKILLMAN - ANALYST FOR COMM. HUFF

NOTE: (As read) - paraphrased quote  
(Indiscernible) = words heard but not understood  
(phonetic) = phonetic spelling of name

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1 BE IT REMEMBERED that on Wednesday, December 28, 2011,  
2 at 11:02 a.m., at 304 15th Avenue, Olympia, Washington,  
3 the following proceedings were had, to wit:

4  
5 \* \* \* \* \*

6  
7 CHAIRWOMAN POWELL: well, good morning. And  
8 welcome this special meeting of the Washington State  
9 Redistricting Commission. My name is Lura Powell, and  
10 I'm chair of the Commission.

11 And I'd like to start out by having those of us on  
12 the dais introduce ourselves.

13 Bonnie, would you like to start, please.

14 MS. BUNNING: My name is Bonnie Bunning. And  
15 I'm the executive director for the Redistricting  
16 Commission.

17 COMM. GORTON: Slade Gorton appointed by  
18 state Senate Republicans.

19 COMM. CEIS: Tim Ceis appointed by Senate  
20 Democrats.

21 MS. O'SULLIVAN: Genevieve O'Sullivan,  
22 communications director.

23 COMM. FOSTER: Dean Foster appointed by the  
24 House Democrats.

25 COMM. HUFF: Tom Huff appointed by the House

1       Republicans.

2               MR. FALLIS: Rusty Fallis, general counsel to  
3       the Commission.

4               CHAIRWOMAN POWELL: Okay. Thank you.

5               I'd like to move straight on to Matters Pertaining  
6       to Redistricting, the next agenda item. And I believe  
7       our Senate team, which has been working on the  
8       congressional plan for the state, has something to  
9       report.

10              COMM. CEIS: We do.

11              would you like to start? Slade, go ahead.

12              COMM. GORTON: Do -- do we have a map that  
13       can be put up on the --

14              MR. PHARRIS: Yes.

15              COMM. GORTON: Okay.

16              COMM. CEIS: Go ahead.

17              MR. PHARRIS: Go ahead.

18              COMM. CEIS: Uh-huh.

19              COMM. GORTON: Commissioner Ceis and I have  
20       worked on -- on congressional districts, and this is  
21       what the -- you know, what the map, you know, looks  
22       like.

23              From the point of view of the various criteria of  
24       counties that are smaller than a congressional district  
25       that are split are -- are -- let's see -- six -- are

1 six in number plus the three large counties that are  
2 necessarily split. That is two more than under present  
3 circumstances.

4 On the other hand, currently there are 23 cities  
5 that are split between congressional districts, 21 of  
6 which were split when the plan was adopted in 2001. We  
7 are down to five.

8 CHAIRWOMAN POWELL: That's good.

9 COMM. GORTON: Only five cities split. And  
10 there might even be a technical correction that  
11 sometime in the future they can reduce that to three.  
12 So that's -- you know, that -- that's the first element  
13 of it.

14 Secondly, if you'd go back to the map --

15 MR. PHARRIS: Sorry. Get one with numbers on  
16 it.

17 COMM. CEIS: There you go.

18 COMM. GORTON: Yeah. If we go back to the  
19 map, you'll see that most of the congressional  
20 districts, in spite of the fact that we have a new one,  
21 look quite similar to what they look like now. The 5<sup>th</sup>  
22 District is retreated to the east because it had some  
23 50,000 too many people. The 4<sup>th</sup> District had to take  
24 in those areas. The 4<sup>th</sup> District took in Okanagan,  
25 Adams, and a small portion of Walla Walla County, and

1       it, therefore, had to lose roughly 150,000 people to  
2       western Washington districts. The great bulk of the  
3       population is Chelan, Kittitas, and east Wenatchee in  
4       Douglas County, which were added to the 8<sup>th</sup> District,  
5       the connector being Interstate 90. But the balance of  
6       Skamania County and Klickitat County were added to the  
7       3<sup>rd</sup> District, which lost much of the great bulk of its  
8       population in -- in Thurston County.

9             The 6<sup>th</sup> District looks very much like it looks at  
10       the present time, except that had has all of Kitsap  
11       County in it. You know, the 9<sup>th</sup> District, you know,  
12       loses much of Pierce and Thurston County but has a lot  
13       of what is presently entered in South King County. The  
14       9<sup>th</sup> District is majority-minority in its population.  
15       And the 7<sup>th</sup> District, mostly in the City of Seattle, is  
16       fairly similar to the present district.

17            The 1<sup>st</sup> District and the 2<sup>nd</sup> District are  
18       basically divided in that the 2<sup>nd</sup> District is highly  
19       urban and is saltwater, the 1<sup>st</sup> District is suburban  
20       and rural and only get the saltwater at the -- up at  
21       the Canadian border.

22            From a -- you know, from one standpoint I can say  
23       that working out the 1<sup>st</sup> District was a matter which  
24       took Commissioner Ceis and me a great deal of time. I  
25       think I can say, while we used different tests for it,

1       it may easily be the most evenly divided congressional  
2       district in the United States of America. It --  
3       certainly it's that in -- in the state of Washington.  
4       I would imagine there would -- it has no incumbent in  
5       it, and I would imagine that it will have a lot of  
6       candidates.

7                COMM. CEIS: So I think Commissioner Gorton's  
8       done a great job taking you through the map. I think  
9       from an overview what we reached is a fair and  
10      equitable balance in the redistribution of population  
11      across the state to recognize communities of interest,  
12      to keep communities together as much as possible, as  
13      you can see, resulting from the significant reduction  
14      in number of cities that are split, and recognizing,  
15      too, the public testimony that we received across the  
16      state as we traveled.

17             And particularly I'd like to point out the  
18      majority-minority district in the 9<sup>th</sup> District, which  
19      is in response to the significant public testimony that  
20      we heard related to the opportunity that that presented  
21      for people of color in the state of Washington where  
22      minority population of the state is now equal to  
23      25 percent of the total state population. And I think  
24      that is a significant step that we have taken in a  
25      bipartisan effort.

1           The 10<sup>th</sup> District, the new district that everybody  
2 was wondering about, is -- is southern in nature. It  
3 is centered on the City of Olympia, has a good portion  
4 of Pierce County, as well as almost the entirety of  
5 Thurston County, but does reach up into Shelton, and  
6 that is because of that community of interest that  
7 exists between the City of Olympia and the City of  
8 Shelton economically and socially, that relationship,  
9 and recognizing that, we wanted to put it into  
10 the 10<sup>th</sup>.

11           Again going back to Commissioner Gorton's comments  
12 about the 1<sup>st</sup> District, again it is another district  
13 without an incumbent, and it is very evenly split from  
14 a partisan standpoint. That will be a very competitive  
15 district. I tend to believe it's a swing Democrat  
16 district, and I'm sure Mr. Gorton believes it's a swing  
17 Republican district. But it will be a race to watch in  
18 2012. There is no doubt about that.

19           But again I want to remind people that this is a  
20 bipartisan commission not a nonpartisan commission.  
21 And so partisan issues are a factor in our  
22 deliberations. But also being an evenly split  
23 commission, it was obviously important that there be a  
24 congressional district that is competitive in order for  
25 us to reach consensus --

1                   COMM. GORTON: Yeah.

2                   COMM. CEIS: -- which is part of our process.

3                   COMM. GORTON: Oh, one other point: The  
4                   greatest variance in population from ideal is eight  
5                   people in all of those ten congressional districts.

6                   CHAIRWOMAN POWELL: That's impressive.

7                   well, I thank you for your hard work.

8                   As we've talked about in -- in previous hearings,  
9                   as -- as well as all of our forums, developing these  
10                  maps is quite a balancing act, and it's not a matter of  
11                  just one set of -- one criteria. There's a lot of  
12                  criterion that have to be balanced, and not the least  
13                  of which is the public comment, which has been a talked  
14                  about today. You know, we've -- we -- so there's --  
15                  there's a lot of balancing to do.

16                  And I thank you all for your efforts.

17                  Are there any -- any questions or comments from  
18                  the other commissioners?

19                  COMM. FOSTER: Not yet. I just got it,  
20                  so . . .

21                  CHAIRWOMAN POWELL: Okay.

22                  COMM. HUFF: we'll be looking at it.

23                  CHAIRWOMAN POWELL: All right. All right.

24                  Can we have a report from our House team, who's  
25                  working on the eastern Washington legislative

1 districts?

2 COMM. FOSTER: I don't have a report. I'd  
3 like to suggest we take an hour's recess.

4 CHAIRWOMAN POWELL: Okay.

5 COMM. HUFF: well, I guess -- you think an  
6 hour's enough? I suspect we could do that. I -- we're  
7 working on two different maps right now, and I haven't  
8 seen either one. Or I've seen one, but I haven't seen  
9 the other.

10 So if you think -- if Dean thinks he can get this  
11 done in an hour, that's fine with me. I -- I would  
12 just as soon adjourn this meeting and reopen it for  
13 discussion tomorrow, and in the meanwhile we can --  
14 Dean and I can look at the maps. And that's my  
15 thought.

16 COMM. FOSTER: I -- I can't yet agree to  
17 postponing another day.

18 COMM. HUFF: Okay.

19 COMM. FOSTER: That may happen later in the  
20 day, or we'll see. But I'd like to --

21 Commissioner Huff just said, we exchanged maps  
22 about 20 minutes ago, and I haven't seen it. So I'd  
23 like to look at it before we make any judgment about  
24 what -- what might happen next.

25 COMM. HUFF: Okay. If it's okay with the

1 rest of other commissioners and so forth, I have -- I  
2 have no problem with that. Just looking from a time  
3 standpoint.

4 CHAIRWOMAN POWELL: Okay. Well, it's 11:15  
5 roughly right now.

6 COMM. HUFF: Right.

7 CHAIRWOMAN POWELL: Do you want to just  
8 wait -- make it 1:00 o'clock? We do have a couple  
9 other items that --

10 COMM. CEIS: Why don't we --

11 CHAIRWOMAN POWELL: -- we're going to bring  
12 up and -- and -- and public comment.

13 COMM. CEIS: Madam Chair, I'd suggest we take  
14 the other items and public testimony --

15 CHAIRWOMAN POWELL: Yeah.

16 COMM. CEIS: -- and then reconvene at 12:30.

17 COMM. HUFF: 12:30? Okay.

18 CHAIRWOMAN POWELL: Well, let's see when we  
19 get through everything else.

20 Okay. One of the things I think we'll probably  
21 defer until we see what progress we can make at  
22 around -- by around 12:30 is sort of deciding whether  
23 we'll meet tomorrow or not.

24 But I know Bonnie Bunning, our executive director,  
25 wanted to discuss the timeline issues.

1           COMM. CEIS: Madam Chair, I'd suggest we hold  
2 that business, take public testimony, and then take our  
3 recess so that we can do as much as we can with amount  
4 of time, if that's acceptable to the other  
5 commissioners.

6           CHAIRWOMAN POWELL: Okay.

7           COMM. GORTON: Yes, I agree with Tim.

8           CHAIRWOMAN POWELL: All right. Well, then  
9 let's go to public comment. And let's see.

10          Okay. We have Cherry Cayabyab.

11          MS. CAYABYAB: Hi there. Good morning.

12          CHAIRWOMAN POWELL: Can you please just spell  
13 your name for the record.

14          MS. CAYABYAB: Sure. It's Cherry,  
15 C-h-e-r-r-y, last name Cayabyab, C-a-y-a-b-y-a-b. I  
16 represent the United for Fair Representation coalition.  
17 And I'm with the Win/Win Network, as well.

18          We are pleased that the commissioners have created  
19 what would be Washington's first historic people-of-  
20 color congressional district, just barely. That -- but  
21 still, it will promote the voting power of people of  
22 color and pushes political representatives to pay  
23 attention to the issues of our marginalized communities  
24 of interest.

25          This new district will help spur active

1 participation from our communities since it reflects  
2 the passionate input of hundreds of people of color and  
3 supporters that turned out to public hearings and got  
4 involved over the last several months. Our communities  
5 are only emboldened by seeing victories that they  
6 helped create.

7 The congressional representatives must fight to  
8 win our support and in Congress work diligently on  
9 behalf of our evergrowing communities of color to  
10 confront the disparities that exist in health,  
11 education, and income.

12 we look forward to the release of the rest of the  
13 legislative district maps and are cautiously optimistic  
14 that commissioners listened to the voices of  
15 communities of color in central Washington and created  
16 a majority-minority legislative district in Yakima  
17 County.

18 Overall this is a good starting point for the  
19 Commission and elected representatives to work with  
20 Washington's minority communities. In the future we  
21 want to ensure that not only is there fair minority  
22 representation in politics but fair minority  
23 representation in the makeup of this redistricting  
24 commission and its staff. We hope you will work with  
25 our communities to make sure this happens ten years

1 from now and thereafter.

2 Lastly, and on a related note, our coalition is  
3 engaged in introducing state legislation that, if  
4 passed this 2012 session, would be the state's first  
5 Washington -- excuse me -- would be the state's first  
6 historic Washington voting rights act. A Washington  
7 state voting rights act would further protect  
8 minorities from attempts to minimize voting power, and  
9 we hope you will join us in supporting the passage of  
10 this legislation.

11 Again, thank you for hearing our voices, and we  
12 will continue to engage in this process as it moves  
13 forward to completion this January 1<sup>st</sup>.

14 CHAIRWOMAN POWELL: Okay. Thank you for your  
15 comment.

16 This -- that was the only comment where we had  
17 someone sign up.

18 Anyone else wish to speak at this time?

19 Okay. Then I declare we are in recess --

20 Oh, we do have another person. Okay.

21 Please come forward. And would you please  
22 spell -- state and then spell your name for the record,  
23 please.

24 MR. MILES: Yes. Good morning, Madam Chair.  
25 My name is Nate Miles, and I, too, am with the win/win

1 Network. It's N-a-t-e M-i-l-e-s.

2 CHAIRWOMAN POWELL: Please continue.

3 MR. MILES: Thank you and members of the  
4 committee for all that you have done.

5 I agree with what Cherry just talked about. The  
6 fact that -- I want to reiterate the -- the fact that  
7 we were very disconcerted -- or disheartened when this  
8 process started when we looked at the makeup because,  
9 as some of you on the board know, this is my third  
10 restricting and going through restricting, and I have  
11 yet to see the -- even though our state is turning more  
12 and more, almost a third now, people of color in this  
13 state, the committee that continues to be made up of  
14 people that is not reflective of the state. And that  
15 is very disconcerting to many communities of color,  
16 that -- I think it robs the process of being able to  
17 hear some of those voices, some of those diverse  
18 voices, so that you can know firsthand what's happening  
19 in those communities where we are seeing some of the  
20 disparities, whether it's in healthcare, whether it's  
21 in economic justice, whether it's in criminal justice,  
22 because of the reputa- -- representation that is not  
23 taking place in some of those areas.

24 what we feel like is that if we had someone on  
25 commissions like this that could bring those voices to

1 the table so that it's more than just numbers,  
2 precincts, and voting patterns that are being  
3 considered, it's really the people inside of those  
4 districts, that it would really make a difference as we  
5 start moving forward.

6 And so we were very disheartened at the beginning  
7 of this process to see that for the third consecutive  
8 year that I've been doing this process that no one that  
9 looks like any of the people that we're talking about  
10 were represented.

11 But I do know many of you and have worked with  
12 some on this committee that I do know are very  
13 fair-minded people, very good-hearted people who really  
14 have proved themselves, whether in -- on the federal  
15 level, as Senator Gorton, Mr. Ceis on the local level,  
16 and all of the commissioners here at the state level,  
17 Representative Huff and -- and Foster. We know that  
18 we -- we had a chance of having a fair process to come  
19 out.

20 And so while we are disappointed and we would hope  
21 and encourage the state Democrat parties and caucuses  
22 and Republican caucuses next time to make the committee  
23 to -- to take advantage of those voices and -- and --  
24 and inputs that we can have in there, we would  
25 encourage them to do that.

1           we were very happy with what has come out of here  
2           because as we knew going in, as disheartened as we  
3           were, that it didn't -- it wasn't as reflective as it  
4           could have been, we did know that the caliber of people  
5           that were on here would be very mindful of about those  
6           things. And I think that they were, based on what  
7           we've been able to see so far. I think they've taken a  
8           lot of criticism from a lot of different corners but  
9           kept a steady focus, and -- and I think that's what  
10          we're seeing. we're very pleased.

11          we think that -- and when we look at the districts  
12          and how they've come, we asked for, as Cherry said, a  
13          district that didn't have an incumbent in it. we think  
14          that, based on what we've seen so far, that we have a  
15          chance at Adam Smith may -- who is an incumbent, may be  
16          in the district that we think will be more majority-  
17          minority. Adam Smith is an outstanding representative.  
18          It's that kind of thinking that we think --

19          Because we never wanted and said that we wanted to  
20          guarantee that a person of color would win this seat.  
21          what we wanted to do was make sure that whoever won the  
22          seat -- white, black, Asian, et cetera, et cetera --  
23          would understand that the number of people in that  
24          district dictates that they represent them in a way  
25          that is fair and effective. And so we don't care what

1 it is, but we want them to understand that there's  
2 enough people in that district that their needs need to  
3 be taken into consideration and they need to represent  
4 them.

5 And with what we think is going to happen in  
6 looking at some of the preliminary maps and so forth,  
7 is that we will have enough people in those districts  
8 that, whoever represents that district, must be fair to  
9 it and has a constituency that they're going to be  
10 responsible to being representative of. And we hope  
11 that there is --

12 Like I said, Adam Smith has proved himself over  
13 and over to be a very capable legislator, and -- but  
14 whoever it is, they have a constituency that needs them  
15 now more than ever. And like I said, from the  
16 committee standpoint, we're glad that you did take a  
17 measured approach and, in our opinion, are --

18 Right now we're very cautiously optimistic that  
19 what you've done here is really good work, and I want  
20 to commend you. I'd never do your job for all of the  
21 tea in China for what you've had to go through. But  
22 you -- you've really been introspective. And we thank  
23 you for listening to us.

24 we thank you for having extra meetings. Senator  
25 Gorton, Mr. Ceis, they've come out, and when we -- when

1 we wanted to have an extra meeting up in SeaTac, the  
2 community asked for it, they got it so that some of the  
3 people who couldn't come all the way down to Olympia  
4 were able to get their voices heard. It's that kind of  
5 fairness that I think sets Washington state apart.

6 So it doesn't really matter who this -- whose sits  
7 behind the table as long as we keep getting people who  
8 are fair-minded and who want the best for the citizens  
9 of the state. That's what we're all about.

10 So thank you for all your hard work, and I  
11 congratulate you a the process as you keep moving  
12 through it.

13 CHAIRWOMAN POWELL: Thank you very much.

14 COMM. CEIS: Mr. Miles, I -- I thought I  
15 heard you volunteering for 2021.

16 MR. MILES: I said that it would be good to  
17 have the diversity of interests. But if called, as --  
18 as many of you who have been called on over and over  
19 again, I know it's time-consuming, and it's a lot of  
20 work. But thank you for being willing to -- to put up  
21 with it and take time away from your families and give  
22 up your holidays. And, boy, you are a -- a good crew.

23 CHAIRWOMAN POWELL: Okay. Thank you very  
24 much.

25 MR. MILES: Thank you so much.

1 CHAIRWOMAN POWELL: Anyone else wish to speak  
2 at this time?

3 Okay. We're going to be moving into a recess  
4 and -- to reconvene at 12:30.

5 COMM. CEIS: Thank you.

6 (Recess.)

7  
8 CHAIRWOMAN POWELL: Okay. Thank you. We're  
9 now ready to reconvene this special meeting of the  
10 Washington State Redistricting Commission.

11 And I believe our House team called for the  
12 recess, so I'd like to ask them for an update, please.

13 COMM. FOSTER: We -- in my opinion, we're at  
14 impasse in our eastern Washington negotiations. We've  
15 made great progress over the last few days, but the  
16 last couple of days we seem to have been going  
17 backwards. We're down to three and a half days or  
18 something like that till we're done.

19 So I notified Commissioner Huff half an hour ago  
20 or so that I would be presenting a map to the entire  
21 Commission. Since we can't seem to do it, I think we  
22 need to go to work as a group to see if we can draw an  
23 eastern Washington that can be satisfactory to  
24 everybody. And I will have a map that I will pass out  
25 a little bit later to begin that dialog.

1           COMM. HUFF: Well, when Dean says we're in an  
2           impasse, I think that's only in one commissioner's  
3           viewpoint. I think a continuous discussion of the  
4           issues that are on hand are critical.

5           Now, I'll present a map, also, and I'll present a  
6           map that -- we've had a lot of discussion. We spent a  
7           lot of time. We spent weekends. And the majority of  
8           the work that we've done that Dean alluded to, I think,  
9           is good work.

10          we're hung up in a couple of districts. And one  
11          of it has to do with minority populations. The biggest  
12          advocate at this desk right now when you look at the  
13          minority-majority, or majority-minority, just look at  
14          my congressional map. That should tell you a story.

15          Now, the map that I'm going to present to the  
16          public will be the map of what I feel we've had  
17          agreement up to this point. And I'm inserting Dean  
18          Foster's September 13<sup>th</sup> map that he drew for the  
19          14<sup>th</sup> and 15<sup>th</sup>, and then we can have the public  
20          discussion on that matter.

21          we've already agreed to a majority-minority in --  
22          in the 15<sup>th</sup>; it's only to what degree. Now all you  
23          got to do is look at existing figures and what we've  
24          already indicated that we would be willing to go to.

25          I think that the intent of this commission is to

1 look at population shifts and trends and make good  
2 choices for the voice of the voter. Dean's initial map  
3 showed no interest in establishing a majority Hispanic  
4 district. It has only been during the discussions that  
5 we've had for the last few weeks that the Hispanic  
6 issue has become his prime issue. I'm pro hispanic.  
7 My history indicates that, my record indicates that,  
8 and my maps indicate that.

9 I'm deeply disappointed with this kind of a  
10 process. And all I'm saying is that I think the way  
11 you arrive at an agreement on maps and -- and movement  
12 of people and so forth is sitting down and talking  
13 eyeball to eyeball, one on one, and using facts rather  
14 than fiction and using fairness in this whole issue.  
15 And so that's what we'll be doing. We'll -- we'll  
16 counter with another map. I didn't want to do that.  
17 And you'll have a disk. And then we can -- four of us  
18 can talk it out or however we arrange to arrive at a  
19 conclusion.

20 Thank you.

21 CHAIRWOMAN POWELL: Okay. So when -- since  
22 you all want to both present maps, when will those be  
23 ready?

24 COMM. FOSTER: I have maps ready now.

25 CHAIRWOMAN POWELL: Oh, you do.

1                   COMM. HUFF: And I'll have maps ready in  
2 about five minutes.

3                   CHAIRWOMAN POWELL: Okay. Either one of the  
4 other commissioners have any comment, or . . . ?

5                   COMM. CEIS: Not at this time. I don't. I'd  
6 like to see maps.

7                   CHAIRWOMAN POWELL: Okay.

8                   COMM. GORTON: Same.

9                   CHAIRWOMAN POWELL: Okay. Dean, did you want  
10 to get started?

11                   And ten when yours come in, Tom, we'll view yours.  
12 Is that okay?

13                   COMM. HUFF: Sure.

14                   (Indiscernible) maps, too.

15                   Everybody have a disk?

16                   CHAIRWOMAN POWELL: No. Is there --

17                   COMM. HUFF: I don't need a disk.

18                   COMM. CEIS: Tom, is this your -- your map?

19                   COMM. HUFF: Yes.

20                   COMM. CEIS: Okay. Thank you.

21                   COMM. FOSTER: This is -- this is a map of  
22 eastern Washington that is largely taken from the  
23 October joint Huff-Gorton map. It has three  
24 legislative districts within Spokane County, and the --  
25 totally -- totally contained within Spokane County, and

1 the rest of the population goes into the 7<sup>th</sup> District.

2 And in the Yakima Valley district, the 15<sup>th</sup>, the  
3 15<sup>th</sup> District is a district that is 61 percent  
4 hispanic and with about 67 percent minority population.  
5 The -- the population deviation within -- within these  
6 districts is -- oh, the -- the largest one is 37 over,  
7 and the smallest one is 25 under. The -- the county  
8 splits are minimal. And I think this is a fair map to  
9 start talking about eastern Washington.

10 I would say that the map that Commissioner Huff  
11 referred to earlier that he will be talking about --  
12 and he will be taking some portions of my eastern  
13 Washington map in Yakima. And -- and he's correct that  
14 my focus in September was to have a couple of minority-  
15 majority districts in eastern Washington, so that's why  
16 those numbers are lower.

17 I've come to the conclusion that it would be  
18 better to have in a self-contained -- smaller  
19 self-contained area, in this case eastern Yakima  
20 County, the one minority district that has a higher  
21 minority population, hispanic population, rather than  
22 spread those numbers out throughout eastern Washington.  
23 So that will be the differences that we will be talking  
24 about in this -- this more open and public discussion.

25 In this particular map there are no incumbents

1 that are out of their district, and as I said, the  
2 populations and the county splits are minimal.

3 I think Adam --

4 COMM. CEIS: Is there a -- Commissioner, is  
5 there a data sheet that goes with there that shows the  
6 splits? Populations? Deviations?

7 MR. BARTZ: We could prepare it.

8 COMM. CEIS: Okay. That will be helpful.  
9 Thank you.

10 COMM. HUFF: Naturally my maps aren't here  
11 yet. I thought I saw Don a minute ago.

12 MS. GAY: He's trying to get them.

13 COMM. HUFF: Okay. So we need to delay some  
14 time so we can get the maps to you and the statistics  
15 that Tim's talking about.

16 CHAIRWOMAN POWELL: Dean, can I ask you a  
17 quick a question?

18 One of the deviations, just because I'm the  
19 Tri-Cities and I'm sensitive to that area -- and I  
20 notice that -- I believe it's -- if I'm reading the map  
21 correctly, it's a slight deviation from your plan from  
22 September -- is that the City of Pasco is in the 16<sup>th</sup>  
23 rather than in the 9<sup>th</sup> with the rest of the Franklin  
24 County.

25 COMM. HUFF: (Indiscernible).

1 CHAIRWOMAN POWELL: And am I looking at -- am  
2 I reading that correctly?

3 COMM. FOSTER: The City of Pasco is in both  
4 the 16<sup>th</sup> District and the 9<sup>th</sup>.

5 CHAIRWOMAN POWELL: It's split as opposed  
6 to -- okay.

7 COMM. FOSTER: The -- I ran into this problem  
8 in -- in the redistricting ten years ago. While we  
9 talk about the Tri-Cities, there's no way we can put  
10 'em into a single legislature district.

11 CHAIRWOMAN POWELL: Right.

12 COMM. FOSTER: And so in this particular  
13 case, the -- Kennewick and Richland are -- and then --  
14 now that it's really four cities, West Richland, that  
15 becomes a problem, too. So this is Kennewick and  
16 Richland and then the -- up above, which I believe  
17 generally we all have in our maps, is -- is essentially  
18 the -- the Hanford reservation, and that has always  
19 been, when I've talked to people in the Tri-Cities  
20 area, an area that they like to keep associated with  
21 Richland-Kennewick. So that's what that big appendage  
22 north of Richland is.

23 CHAIRWOMAN POWELL: Yeah. I mean, I guess  
24 the -- and that's very understandable. Obviously we've  
25 grown so much in the Tri-Cities, you can't do that.

1 It's just the -- I know the city council in Pasco and  
2 the school district both wanted to have all of that in  
3 with Franklin County. I realize there's always --

4 COMM. CEIS: Uh-huh.

5 CHAIRWOMAN POWELL: -- tradeoffs that have to  
6 be made, but . . .

7 COMM. HUFF: I'd like to make a comment.

8 It's interesting that all the information is on  
9 the screen and so forth. We had our most recent  
10 meeting with Dean and so forth to discuss the two plans  
11 we put together and exchanged this morning. And, of  
12 course, my plan was different than plans we looked at,  
13 and Dean, certainly his numbers changed considerably.  
14 And -- and here I see -- it looks like it's well-  
15 scripted. All the maps are out here. Commission staff  
16 has the information and so forth.

17 And when I met with Dean before when we had a  
18 break is when he announced that we're not going any --  
19 anywhere, we're making no progress, and that he was  
20 going to make his proposal. So it looks like it's been  
21 well-scripted. And I appreciate that. He's been on  
22 the Commission before. And -- and I don't know if he  
23 played that game before.

24 But this really perturbs me big time. And I don't  
25 think it's fair. I don't think it's fair to our

1 citizens. And it's certainly not fair to the  
2 Commission system. And that's the end of my comments.

3 COMM. CEIS: I would just comment that I  
4 think that if we're at a point of impasse, that the  
5 only place we're going to be able to resolve that is in  
6 public with the Commission, and I think that's what the  
7 purpose of the Commission is for.

8 And I, for one, appreciate the opportunity to see  
9 these maps. And I'm looking forward to seeing yours,  
10 Commissioner Huff, in the next few minutes so that we  
11 can compare them and offer our opinions about the  
12 respective maps.

13 COMM. GORTON: I'll wait to see the next map.

14 MS. GAY: We're ready.

15 MR. PHARRIS: Ready.

16 COMM. HUFF: I'll explain this map. Of  
17 course, the purple area in the middle, that's Foster's  
18 13th -- 9/13 map. And we superimposed that on the  
19 map. Everything else I had pretty much considered and  
20 I think we considered that it was pretty much complete.  
21 Only contingency, that we hadn't arrived at a final  
22 solution on 14 and 15.

23 And so what you're looking at here on the main map  
24 is what we have been talking about for the last weeks,  
25 and most recent area we were talking about is 14 and

1 15.

2 I might add one more thing. As western Washington  
3 was being negotiated, the Senate, of course, Ceis and  
4 Slade, went from Canada down to King County, and we  
5 went from Pierce County around the horn and all the way  
6 up into the peninsula and so forth. And I know that  
7 in -- in the Senate case, I think Ceis was allowed to  
8 pretty much draw tenth -- ten Democratic districts  
9 in -- in the Seattle area.

10 And, of course, you come to western Washington,  
11 the scene changes considerably. It's pretty much  
12 western -- it's pretty much Republican territory. And  
13 we pretty much made an agreement to start with that we  
14 would draw eastern Washington with -- with -- with Dean  
15 drawing the 3<sup>rd</sup> District. And, of course, this map  
16 does look differently than what -- what Dean proposed.

17 So I guess as we study ourselves -- study these  
18 maps further, that's what comes into discussion what we  
19 finally end up with. So there you are.

20 COMM. CEIS: In this map the 15<sup>th</sup> is a  
21 majority-minority district?

22 COMM. HUFF: Yeah. No.

23 COMM. CEIS: What are the -- what are the  
24 percentages?

25 COMM. HUFF: No. These are Dean's 9/13 maps.

1                   COMM. CEIS: That doesn't say anything to me.  
2 I'm sorry. I'm --

3                   COMM. HUFF: I'm sorry. Those are the maps  
4 he initiated and rolled out on 9/13.

5                   COMM. CEIS: I -- yeah, I appreciate that.  
6 I'm asking what -- is there any information about  
7 this map that you can provide that is comparable to  
8 what Commissioner Foster provided us for his map?

9                   COMM. HUFF: Well, yeah.  
10 Is it here? Do we have it?

11 I think you got to realize that we weren't totally  
12 prepared for this as Dean was.

13                   MR. SKILLMAN: The 15<sup>th</sup> is 46.97 percent  
14 hispanic.

15                   COMM. HUFF: Yeah. We need a -- we need stat  
16 sheet.

17                   COMM. CEIS: Is --

18                   COMM. HUFF: That's what Ceis --

19                   COMM. CEIS: Is there -- is there any  
20 district that's majority latino, majority minority in  
21 this map?

22                   COMM. GORTON: I think that's majority.

23                   MR. SKILLMAN: It is majority-minority. Yes,  
24 the 15<sup>th</sup> is.

25                   COMM. HUFF: No question about it. Yes.

1                   COMM. CEIS: And what -- what are the  
2 numbers?

3                   MR. SKILLMAN: I can get the numbers.

4                   COMM. CEIS: That will be helpful. Thank  
5 you.

6                   And do we have detail in the Spokane County area  
7 that we can see? Can that be blown up?

8                   COMM. HUFF: Majority-minority figures, as  
9 they exist today, it's 58 percent -- 56.29, rather.  
10 I'm sorry. 56.29.

11                  COMM. CEIS: And that's total minority?

12                  COMM. HUFF: Yes.

13                  COMM. CEIS: And what's the latino?

14                  COMM. HUFF: Latino is 47.61.

15                  COMM. CEIS: So it's majority-minority, but  
16 it's not majority latino? Okay.

17                  COMM. HUFF: It's majority-minority, but it's  
18 not currently hispanic majority. That's correct.

19                  COMM. CEIS: So we have --

20                  This map divides the latino population between how  
21 many districts?

22                  COMM. HUFF: Just talking about -- I was just  
23 talking about 15.

24                  COMM. CEIS: No. I understand that.

25                  But there is a geographic density in central

1       washington of latino population that in various  
2       different iterations have either been within a district  
3       or within two districts. And here it's a majority --  
4       it's not a majority latino district in any single  
5       district.

6               So that's why I'm asking: what's the dispersion  
7       of the latino population?

8               COMM. HUFF: well, I think you have that  
9       information already on the stat sheet.

10              COMM. CEIS: (Indiscernible) the districts  
11       here in central washington. 'Cause again I have  
12       seen --

13              I proposed a map earlier that had two majority  
14       latino legislative districts, and I have seen other  
15       variations, including the one Commissioner Foster just  
16       presented, that had a single majority latino district.  
17       But this map does not have a majority latino district  
18       of any kind.

19              COMM. HUFF: Say that again.

20              COMM. CEIS: I have seen versions of central  
21       washington districts that have had a single majority-  
22       latino-in-population legislature district, much like  
23       the one Commissioner Foster just presented. I have  
24       also seen one that I proposed earlier in this process  
25       that was a public map that had two majority latino

1 districts.

2 And you're presenting right now -- and I'm just  
3 asking for clarification -- a legislative proposal in  
4 central Washington that does not have a single, not  
5 one, majority-Latino-population legislative district.  
6 Is that correct?

7 COMM. HUFF: I think if you go back to  
8 Senator Gorton's initial map, he had a majority  
9 Hispanic map, number one. 15 has always been pretty  
10 much for some time now a majority-minority district,  
11 number one. The map that you remember is 10/14, is the  
12 one that you issued has part of a joint map where you  
13 displaced half the legislators in the state.

14 COMM. CEIS: So the -- I -- I'm assuming the  
15 answer is that there is not a majority Latino district  
16 in this map. And -- from that. And again I would like  
17 to see how the Latino population is dispersed among the  
18 legislative districts in this map.

19 COMM. HUFF: Well, we can certainly get you  
20 the statistics. I -- I don't have them in front of me  
21 right now.

22 MR. SKILLMAN: They're being sent to the  
23 Commission staff --

24 COMM. CEIS: Thank you.

25 MR. SKILLMAN: -- on Dean Foster's map of

1 9/13.

2 COMM. GORTON: Are we going to --

3 COMM. CEIS: Right. It would be helpful to  
4 have that for both maps. I agree with that, that we  
5 need the data.

6 COMM. GORTON: Yeah.

7 COMM. CEIS: So perhaps it would be  
8 worthwhile to recess for a few minutes while that data  
9 is put together? would that make sense?

10 COMM. GORTON: I think so.

11 COMM. CEIS: And continue our work after  
12 about a half an hour?

13 COMM. GORTON: Yeah.

14 CHAIRWOMAN POWELL: would that be an adequate  
15 time to get the data and . . . ?

16 COMM. HUFF: Certainly.

17 CHAIRWOMAN POWELL: Okay.

18 COMM. CEIS: All right. So we'll reconvene,  
19 Madam Chair, at 2:15?

20 CHAIRWOMAN POWELL: That sounds -- that okay  
21 with everyone?

22 Okay.

23 (Recess.)

24

25 CHAIRWOMAN POWELL: Okay. We're going to

1 reconvene the this special meeting of Washington State  
2 Redistricting Commission.

3 And when we recessed, it was to get some more  
4 additional information in front of us about the -- the  
5 proposed map options as well as accompanying data. And  
6 we do have before us a copy of Commissioner Huff's map.  
7 But we don't have data in front of us for either one of  
8 them, unless that's available to be distributed  
9 (indiscernible).

10 COMM. FOSTER: I have data for mine.

11 COMM. HUFF: Don outside there?

12 COMM. CEIS: I've got that one.

13 CHAIRWOMAN POWELL: A copy?

14 COMM. CEIS: I'm fine.

15 CHAIRWOMAN POWELL: Tom, is yours on the way,  
16 or . . . ?

17 COMM. HUFF: I guess so.

18 CHAIRWOMAN POWELL: Okay. Well, we can go  
19 ahead and --

20 COMM. HUFF: Where's our stat sheet, Don?

21 MR. SKILLMAN: Yeah. I got it here.

22 MR. PHARRIS: Yeah. It's just -- it's --

23 MR. SKILLMAN: Map.

24 MR. PHARRIS: Yeah.

25 MR. SKILLMAN: Okay.

1                   COMM. HUFF: well, let me just make a  
2                   comment.

3                   I know we're in serious differences here. We've  
4                   already proposed a majority latino district. That's  
5                   not really the question as to what degree as you look  
6                   at existing and so forth.

7                   I would prefer that we let this cool off a little  
8                   bit. I -- I would move to adjourn, if that's possible,  
9                   and I'd like to reconvene tomorrow at whatever's the  
10                  most convenient time for this commission, whether it's  
11                  10:30 or 11:00 o'clock. And -- and then I think we can  
12                  resolve this issue and move on. And that was my  
13                  proposal.

14                 COMM. FOSTER: I have a couple of things I'd  
15                 like to say before we do whatever we're going to do  
16                 next.

17                 Commissioner Huff put out a map this morning in  
18                 which he showed a map that I had drafted on  
19                 September 13<sup>th</sup>, and he said that it was a 48.7 --  
20                 46.97 hispanic district and 55.58 minority district,  
21                 and that's absolutely accurate.

22                 what's left out of that equation, however, is  
23                 there was also another majority-minority district in  
24                 eastern washington, and I called it the 9<sup>th</sup> District.

25                 So what -- what is on the table here is one

1 district that is a higher percentage hispanic and  
2 minority or two districts that are a little bit lower  
3 hispanic percentages, maybe not even 50 percent.

4 And as we had conversations, I think in both cases  
5 we moved toward a district that had a larger percentage  
6 of hispanic people and a larger minority number. So  
7 that was the -- that was the -- the difference in my  
8 map.

9 So I'm just suggesting it's not fair to only look  
10 at Yakima County when you look at my map of  
11 September 13<sup>th</sup>. And I wasn't sure if I -- this  
12 morning when I --

13 we've now passed out a full map of eastern  
14 Washington. In this case my hispanic district is  
15 61.46, and the minority district is 67.25. The --  
16 both -- both -- all of that data has, I think, been  
17 passed out to everybody now.

18 CHAIRWOMAN POWELL: Commissioner Huff placed  
19 a motion on the floor to adjourn until tomorrow. So as  
20 a motion, that does not -- I believe it was a motion.

21 COMM. HUFF: Yes.

22 CHAIRWOMAN POWELL: Is that correct?

23 As a motion that does not require a second. But  
24 I'd like to ask for any further discussion on that  
25 motion.

1           COMM. CEIS: I'm not prepared to accept that  
2 motion at this time. I've still got some clarifying  
3 information I'd like to talk about receiving. I'd also  
4 have something of my own I'd like to put on the table.  
5 And I'd also like to talk about how we're going to work  
6 through this from a process standpoint before we come  
7 back together tomorrow.

8           COMM. GORTON: Good. Let's hear it.

9           COMM. CEIS: Okay. So -- and I'm not  
10 expecting answers today.

11           But I appreciate the demographic, if we could go  
12 back to that shot, please, Nick, that Commissioner Huff  
13 has provided us. I would like to see the rest of the  
14 data sheets, though, about city and county splits. If  
15 we could have that tomorrow, that would be great, so we  
16 can have a side-by-side comparison of the two  
17 proposals.

18           Secondly, while we have been entirely focused on  
19 discussing central Washington districts, I also have  
20 some issues with what's occurring in Spokane County.  
21 So I would like to spend some time discussing that  
22 tomorrow, as well. Be prepared for that.

23           And lastly, I am interested in taking another look  
24 at the joint Democrat proposal we made back on 10/14,  
25 where there were two majority latino districts in

1 central washington, the 9<sup>th</sup> and the 15<sup>th</sup>, in that --  
2 in that configuration. And so I would like -- and it  
3 kept Pasco together, kept the rest of the Tri-Cities,  
4 the four Tri-Cities, together in the 8<sup>th</sup> except for  
5 Pasco, but put Pasco in with Franklin County district  
6 in the 9<sup>th</sup>. So I would like to have that on the table,  
7 as well, if we're going to have this discussion.

8 And then the process issues, I think, we need  
9 discuss here jointly.

10 COMM. GORTON: Yeah. I -- I'm glad we got  
11 this extra information out. And I'd like to have till  
12 tomorrow to see whether I can't come up with something  
13 that resolves these differences. But it's too early to  
14 do that in this afternoon.

15 So I thank Tim for his contribution. And we don't  
16 have much more time. We really better get through it  
17 tomorrow.

18 CHAIRWOMAN POWELL: Yes.

19 COMM. CEIS: So, Madam Chair, on the process  
20 question for tomorrow -- I know I'm putting you on the  
21 spot here. But do you have new thoughts on that?

22 CHAIRWOMAN POWELL: Well, sure. Absolutely  
23 because I think we need to be as expedient with this as  
24 we can.

25 And I think once we have all the data, I think

1 we're going to have to try to see if there are any maps  
2 that we can actually either coalesce around --

3 COMM. GORTON: Yes.

4 CHAIRWOMAN POWELL: -- and, you know, some of  
5 you may have your own thoughts and bring something with  
6 you --

7 COMM. GORTON: That's exactly the purpose.

8 CHAIRWOMAN POWELL: -- so that we can, you  
9 know, just try to get something that's --

10 And I don't know how we sort of -- I don't -- I  
11 don't have any data, background data, on, for example,  
12 how the districts are divided up as far as, you know,  
13 politically or whatever. I just don't know that  
14 information. That's probably available with some of  
15 the maps that you all will bring. And you can figure  
16 out how do we do a balance. And I think that's part of  
17 what it's all about. So --

18 COMM. CEIS: Yes, I think that's true.

19 CHAIRWOMAN POWELL: So I think if you can  
20 just bring your best ideas, and we'll just try to, I  
21 think, hammer it out tomorrow.

22 Now, we have our -- our meeting scheduled for  
23 10:30 a.m., and that's fine. We -- because it's less  
24 than 24 hours, we can't start any earlier than that.

25 COMM. CEIS: 10:30's fine.

1                   COMM. GORTON: 10:30's fine. Yeah.

2                   CHAIRWOMAN POWELL: We just start -- we just  
3 start at 10:30. We do have an agenda out on the wire.  
4 So that -- that is available.

5                   Are there any other suggestions anyone has? I'm  
6 open for suggestions.

7                   COMM. CEIS: Just one thing:

8                   Nick, I want to ensure that the versions that we  
9 have so far are posted on the website so that people  
10 who have been watching this or hearing about it are  
11 going to be able to access Mr. Huff's and Mr. Foster's  
12 maps.

13                   MR. PHARRIS: Yes.

14                   COMM. CEIS: Okay.

15                   CHAIRWOMAN POWELL: The other thing is -- is  
16 we did have public comment earlier today, and we will  
17 be -- we're -- we're not -- at this point in time  
18 we're -- we're going to just hold any additional  
19 comment online or public comment until tomorrow unless  
20 someone has --

21                   COMM. GORTON: Yeah.

22                   Okay. And I think -- so, you know, sort of hold  
23 your -- hold your thoughts. And those that are here,  
24 you know, on the record, we're going to make those  
25 available to the commissioners, and we will look

1 forward to hearing your comments tomorrow. Give you  
2 chance to take a look at maps.

3 COMM. HUFF: I just want to --

4 Tim, you're looking for the stat sheet on the map  
5 that I handed out? Is that what you're looking for?

6 COMM. CEIS: Yeah, Tom, similar to -- along  
7 the lines that -- that Dean sent out where we --

8 COMM. HUFF: That's okay. Where is that,  
9 Don?

10 COMM. CEIS: -- the city splits, county  
11 splits, that kind of thing.

12 MR. SKILLMAN: Being sent to Nick right now.

13 COMM. HUFF: Being sent to Nick?

14 COMM. CEIS: And that's okay. This afternoon  
15 or whatever. So we have it tomorrow morning when we're  
16 looking at that all together. That would be great.  
17 Thank you.

18 CHAIRWOMAN POWELL: Okay. So is there  
19 anything else we need to consider right now before we  
20 adjourn for the day?

21 COMM. FOSTER: Well, the only thing left --  
22 the other thing left on the table is still  
23 reconciliation in western Washington.

24 And I notice, Nick, we keep getting notes from  
25 people. At some point I'm hoping there will be a

1 pretty full presentation about the kinds of things that  
2 we're getting either from the auditors or -- or other  
3 people.

4 CHAIRWOMAN POWELL: Okay.

5 COMM. CEIS: And then one last thing, too,  
6 Madam Chair, I think that tomorrow we need to be  
7 prepared to decide if we're working through the weekend  
8 based upon how far we get.

9 COMM. GORTON: (Indiscernible). Yeah.

10 CHAIRWOMAN POWELL: Yeah.

11 COMM. HUFF: I didn't -- I didn't hear that.  
12 what was that?

13 COMM. CEIS: -- which I hope we can avoid.

14 CHAIRWOMAN POWELL: I think we all do. But I  
15 think we just have to get the job done.

16 COMM. GORTON: Yeah.

17 CHAIRWOMAN POWELL: And we have to have views  
18 from others about the maps --

19 COMM. CEIS: I understand.

20 CHAIRWOMAN POWELL: -- the map that you  
21 presented today. So -- and hopefully we can get that  
22 resolved.

23 COMM. CEIS: You mean the congressional map?

24 CHAIRWOMAN POWELL: The congressional map.  
25 But we need to get some auditor input and some public

1 input on that, as well.

2 COMM. GORTON: well, it's available to them  
3 now?

4 CHAIRWOMAN POWELL: Yes, it is.

5 COMM. CEIS: It is.

6 CHAIRWOMAN POWELL: It is.

7 MS. BUNNING: And they're looking at it.

8 COMM. CEIS: So when we take public testimony  
9 tomorrow, can we divide it between the congressional  
10 map and the legislature maps so we're a little more  
11 organized, if we could call for testimony on one or the  
12 other separately? Is that appropriate, or is that a  
13 bad idea?

14 COMM. HUFF: Sounds good to me. I have no  
15 problem with that.

16 COMM. FOSTER: Fine with me.

17 COMM. GORTON: That's appropriate.

18 CHAIRWOMAN POWELL: I think here in person  
19 it's a little easier than someone --

20 COMM. CEIS: I understand that.

21 CHAIRWOMAN POWELL: -- some of the online.  
22 But we'll do our best and try to sort things out  
23 because I think it will help clarify things.

24 COMM. CEIS: I just don't want to get the  
25 issues confused between the two and --

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CHAIRWOMAN POWELL: Yep. We'll -- let's do our best to do that. I think that would help make things a little bit smoother.

Any other thoughts before we adjourn for the day?

Okay. Then we stand adjourned until we'll reconvene at 10:30 a.m. tomorrow.

(Proceedings concluded at 2:36 p.m.)