

By Senator Gaetz

4-01604-12

20121628

Senate Joint Resolution

A joint resolution of apportionment; providing for the apportionment of the House of Representatives and the Senate (plans \_\_\_\_\_ and \_\_\_\_\_); adopting the United States Decennial Census of 2010 for use in such apportionment; providing for the inclusion of omitted areas; providing contiguity for areas specified for inclusion in one district which are noncontiguous; specifying that the apportioned districts constitute the legislative districts of the state; providing for severability of invalid portions; providing for application beginning in 2012.

Be It Resolved by the Legislature of the State of Florida:

Section 1. Official census for apportionment; definitions.—

(1) In accordance with Section 8(a), Article X of the State Constitution, the United States Decennial Census of 2010 is the official census of the state for the purposes of this joint resolution.

(2) The following delineation of representative and senatorial districts employs areas included within official county, voting tabulation district, tract, and block boundary descriptions used by the United States Department of Commerce, Bureau of the Census, in compiling the United States Decennial Census of 2010 in this state. The populations within these census geographic units are the population figures reported in the counts of the United States Decennial Census of 2010 provided to the state in accordance with Pub. L. No. 94-171.

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30 (3) As used in this joint resolution, the term:

31 (a) "Block" describes the smallest geographic unit for  
32 which population was tabulated in the 2010 decennial census.  
33 Blocks are nested within tracts and within voting tabulation  
34 districts. A block is identified by a four-digit integer that is  
35 unique within a tract but is not necessarily unique within a  
36 voting tabulation district.

37 (b) "Tract" describes a relatively permanent statistical  
38 subdivision of a county updated by local participants prior to  
39 the 2010 decennial census. Tracts consist of whole blocks and  
40 are nested within counties. Tracts are identified uniquely  
41 within a county by an up to four-digit integer and may have an  
42 optional two-digit suffix.

43 (c) "Voting tabulation district" describes a subdivision of  
44 a county established in Phase 2 of the 2010 Census Redistricting  
45 Data Program. Voting tabulation districts consist of whole  
46 blocks and are nested within counties. Voting tabulation  
47 districts subdivide counties in ways supervisors of elections  
48 determined are efficient for conducting elections and keeping  
49 communities whole. Voting tabulation districts are identified  
50 uniquely within a county by an up to four-digit integer.

51 Section 2. Representative districts.—For the election of  
52 members to the House of Representatives of this state, the state  
53 is apportioned into 120 consecutively numbered, single-member,  
54 representative districts of contiguous territory, to be  
55 designated by such numbers as follows:

56  
57 Section 3. Senatorial districts.—For the election of  
58 members to the Senate of this state, the state is apportioned

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59 into 40 consecutively numbered, single-member senatorial  
60 districts of contiguous territory, to be designated by such  
61 numbers as follows:

62  
63 Section 4. Territory not specified for inclusion in any  
64 district.—Any portion of the state which is not stated in this  
65 joint resolution as being included in any district described in  
66 this joint resolution but which is entirely surrounded by a  
67 district shall be deemed to be included within the surrounding  
68 district. Any portion of the state which is not included in any  
69 district described in this joint resolution and which is not  
70 entirely surrounded by a district shall be included within that  
71 district contiguous to the portion that contains the least  
72 population per legislator according to the United States  
73 Decennial Census of 2010; however, if every district contiguous  
74 to such portion has an equal population, such portion shall be  
75 included within the lowest-numbered district that is contiguous  
76 to such portion.

77 Section 5. Territory specified for inclusion in one  
78 district which is noncontiguous.—If any district described in  
79 this joint resolution is composed of noncontiguous territory,  
80 the noncontiguous portion that has the least population shall be  
81 included in the district that is contiguous to such portion and  
82 that has the least population; however, if every district  
83 contiguous to such portion has an equal population, such portion  
84 shall be included within the lowest-numbered district that is  
85 contiguous to such portion.

86 Section 6. Districts to constitute representative and  
87 senatorial districts of state.—The districts created by this

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88 joint resolution constitute and form the representative and  
89 senatorial districts of the state, and members of the  
90 Legislature shall be elected in and for these representative and  
91 senatorial districts as provided by law.

92 Section 7. Severability.—If any provision of this joint  
93 resolution or the application thereof to any person or  
94 circumstance is held invalid, or if any representative or  
95 senatorial district established in this joint resolution is held  
96 invalid, the invalidity does not affect other provisions or  
97 applications of this joint resolution, or any other districts  
98 established in this joint resolution, which can be given effect  
99 without the invalid provision or application, and to this end  
100 the provisions of this joint resolution are severable.

101 Section 8. Applicability.—This joint resolution applies  
102 with respect to the qualification, nomination, and election of  
103 members of the Legislature in the primary and general elections  
104 held in 2012 and thereafter.