

HOUSE APPORTIONMENT COMMISSION  
PUBLIC HEARING

ORIGINAL

HELD AT: The Missouri State Capitol  
200 East Capital Avenue  
House Hearing Room #3  
Jefferson City, Missouri

THURSDAY, APRIL 28, 2011  
1:00 P.M.

REPORTED BY:

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HOUSE COMMISSIONERS

- 1
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- 5 Nick Myers, Secretary
- 6 Marlene Davis
- 7 Trent Skaggs
- 8 Todd Patterson
- 9 W. Mitchell Elliott
- 10 Nate Kennedy
- 11 David Courtway
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- 14 James Thomas, III
- 15 Jo Ann Karll
- 16 Cheryl Hibbeler
- 17 Paula Willmarth
- 18 Cindy O'Laughlin
- 19 Chuck Caisley
- 20 Eddy Justice
- 21
- 22 Representatives from Office of Administration
- 23 Matt Hesser and Kristina Jenkins
- 24
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## P R O C E E D I N G S

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CHAIRMAN MAXWELL: I'm going to call this meeting to order. We'll begin by introductions which will also stand for the roll. We will begin, Mr. Thomas, with you. We'll go down this row, then the vice chair and myself will introduce ourselves and state our name. This will stand for the roll to determine a quorum.

Mr. Thomas?

COMMISSIONER THOMAS: James Thomas, 6th District.

COMMISSIONER MYERS: Nick Myers, 7th District.

COMMISSIONER CORBETT: Violet Corbett,  
4th District.

COMMISSIONER WILSDON: Tom Wilsdon, 1st District.

COMMISSIONER COURTWAY: David Courtway,  
3rd District.

COMMISSIONER KENNEDY: Nate Kennedy,  
8th District.

COMMISSIONER ELLIOTT: Mitch Elliott,  
5th District.

VICE CHAIRWOMAN WAGNER: Ann Wagner,  
2nd District.

CHAIRMAN MAXWELL: Joe Maxwell, 9th District.

COMMISSIONER DAVIS: Marlene Davis, 1st District.

COMMISSIONER SKAGGS: Trent Skaggs, 6th District.

COMMISSIONER PATTERSON: Todd Patterson, the

1 7th District.

2 COMMISSIONER KARLL: Jo Ann Karll, 3rd District.

3 COMMISSIONER HIBBELER: Cheryl Hibbeler,

4 2nd District.

5 COMMISSIONER WILLMARTH: Paula Willmarth,

6 4th District.

7 COMMISSIONER O'LAUGHLIN: Cindy O'Laughlin,

8 9th District.

9 COMMISSIONER JUSTICE: Eddy Justice,

10 8th District.

11 COMMISSIONER CAISLEY: Chuck Caisley,

12 5th District.

13 CHAIRMAN MAXWELL: A quorum being established,

14 the Commission is now called to order. I want to thank

15 everybody for coming here today. We accept the

16 responsibility that we have which is very pressing.

17 Several legislators have asked us to have a

18 hearing during the session. In the past they have not done

19 this, but we're very glad to see so many of you here.

20 Obviously there was a reason we were asked to do this and

21 we're glad that we could accommodate you.

22 I'm going to -- without objection, I'm going to

23 go to the order of business for open -- for public comment

24 for one testimony. We have a chairman here of a committee

25 and I'm going to allow him to testify without objection and

1 then we'll return to the order of business on the agenda,  
2 approval of the minutes.

3 Is there any objection?

4 VICE CHAIRWOMAN WAGNER: No.

5 CHAIRMAN MAXWELL: Seeing none, will you please  
6 proceed?

7 REPRESENTATIVE GATSCHENBERGER: Yes. My name is  
8 Chuck Gatschenberger, District 13, which is Wentzville,  
9 Lake St. Louis district. Currently, my district has 72,300  
10 and some change people in there. It makes up two basic  
11 geographic areas.

12 What I would like to see done or happen is just  
13 to come down Highway 61 from north of Lincoln where it goes  
14 into Lincoln County straight down Highway 61, heading down  
15 to Washington County, and that would give me basically the  
16 size that it would need to be for the new district. It  
17 might even have to come around there. And then the new  
18 district would be Wentzville and maybe hook down at the  
19 bottom of there coming down maybe close to the Weldon  
20 Springs area.

21 (AN OFF-THE-RECORD DISCUSSION WAS HELD.)

22 CHAIRMAN MAXWELL: We are recording these and  
23 there will be a transcript for the Commissioners, so if you  
24 don't see everybody taking meticulous notes, it's because  
25 we've asked for this to be transcribed so that we can go

1 back and go through this.

2 Go ahead.

3 REPRESENTATIVE GATSCHENBERGER: Okay. And  
4 another reason why also, in the Wentzville area I'm a  
5 sophomore this year, and the amount of people that have --  
6 it has expanded since the last time I ran, is probably, oh,  
7 I don't know, anywhere somewhere around 12,000, 10 to  
8 12,000. The majority of that is in the Wentzville area.

9 So I think if you come down 61, that gives a  
10 pretty good clean break to the area. And Wentzville is  
11 growing faster than Lake St. Louis in the low area. It's  
12 not growing as fast but still growing as well. And I would  
13 like to have a regular-size district.

14 CHAIRMAN MAXWELL: Any questions of the witness?  
15 Representative, we thank you very much.

16 REPRESENTATIVE GATSCHENBERGER: Thank you very  
17 much for letting me go first. And my witness form is here.

18 CHAIRMAN MAXWELL: Thank you.

19 REPRESENTATIVE GATSCHENBERGER: Thank you.

20 CHAIRMAN MAXWELL: Now returning to the order of  
21 business as stated on the agenda, approval of the minutes  
22 from April 5th, 2011.

23 I believe those have been distributed, is that  
24 correct, Mr. Secretary?

25 SECRETARY MYERS: They have, and I know of one

1 correction. I've misspelled the vice chairwoman's name.

2 VICE CHAIRWOMAN WAGNER: Oh. No, it's quite all  
3 right.

4 CHAIRMAN MAXWELL: The congress woman would like  
5 to have it corrected for the record.

6 VICE CHARWOMAN WAGNER: Just an extra go. So go  
7 Wagner is what it says.

8 CHAIRMAN MAXWELL: Okay. Would we -- we're  
9 presented -- the secretary presents the minutes as written  
10 with the one correction. Are there any other additions or  
11 corrections?

12 COMMISSIONER WILSDON: Mr. Chairman, I move they  
13 be approved.

14 CHAIRMAN MAXWELL: Mr. Wilsdon moves that they be  
15 approved. Is there a second?

16 UNIDENTIFIED SPEAKER: Second.

17 CHAIRMAN MAXWELL: It's been moved and seconded.  
18 All those in favor signify by saying aye.

19 (NUMEROUS AYES.)

20 CHAIRMAN MAXWELL: Opposed no?

21 (NO RESPONSE.)

22 CHAIRMAN MAXWELL: The ayes have it. Minutes  
23 approved.

24 Now back to the order of business for public  
25 comment.

1 Representative Franklin, and I believe you have  
2 your commissioner with you; is that correct?

3 Would you like to come forward? Your county  
4 commissioner is welcome.

5 REPRESENTATIVE FRANKLIN: Thank you very much.  
6 Representative Franklin from the 155th, which is Camden  
7 County, Lake of the Ozarks. And my commissioner and I have  
8 looked at a map that he's put together and we like this  
9 map, so we want to present that to you and let you know  
10 that we are -- we feel that this would be a very good map  
11 for the district, and I'll let him --

12 CHAIRMAN MAXWELL: Mr. Commissioner?

13 MR. FRANKEN: I appreciate the opportunity. I  
14 just wanted to --

15 CHAIRMAN MAXWELL: If you could just state your  
16 name and the county you're from for the record.

17 MR. FRANKEN: Yes. My name is Kris Franken. I'm  
18 the Presiding Commissioner, Camden County, Missouri.

19 CHAIRMAN MAXWELL: Thank you, sir. Proceed.

20 MR. FRANKEN: I just wanted to go through a few  
21 things that I think validate our request in these  
22 representative district lines.

23 As many of you are probably aware, we have been  
24 lumped in as a lake area because basically through  
25 legislative or executive branch things have been going on.

1 through DNR and wastewater issues, and we think that it's  
2 important that we try to create the districts around the  
3 Lake in such a way that the Lake is represented well by as  
4 many representatives as possible.

5           Currently Camden County, as drawn, is represented  
6 by three different districts. We are currently represented  
7 by the 115th, 155th and the 146th. Our proposal basically  
8 holds Camden County borders intact giving us a holistic  
9 district for the 155th which is representative Franklin's  
10 that encompasses our county borders.

11           We followed VTD lines, or voter district lines,  
12 that were already established and were able to stay within  
13 the proper population deviations that were set up, I  
14 believe, that were under 5 percent on our population  
15 deviation.

16           And what that did was created two districts in  
17 Camden County. The remainder of Camden County being moved  
18 to the 116th, which is the Benton County area, and picks up  
19 the higher mile markers in the Lake of the Ozarks area  
20 which would probably be basically the -- around the 40-mile  
21 marker to the Truman Dam area.

22           Discussions with the current incumbent for the  
23 116th have indicated that she may be amenable to that, and  
24 hopefully we'll be able to get some verification for that  
25 also.

1 I would like to, if at all possible, submit  
2 evidence in writing and also in map form. Would that be  
3 acceptable, Mr. Chairman?

4 CHAIRMAN MAXWELL: Yes, I'll accept both. We  
5 will mark those for exhibit purposes so that they are of  
6 the record. And if you would present those separate, the  
7 map separate of the written testimony, I would appreciate  
8 it.

9 MR. FRANKEN: Yes, sir, I can do that. And also,  
10 I do want to further note that we have taken communities of  
11 interest into account. We have not split any city limits  
12 and we have -- really we don't have a lot of harsh  
13 demographic at the Lake, but we have taken both VTD lines,  
14 which at the Lake in the lake area in Camden County are  
15 really mandated by geographical anomalies like the lake  
16 itself, highways and items like that.

17 So when you look at the map, you'll see that it's  
18 very straightforward. There's no special interest in here.  
19 We're not trying to draw a district just to try to make it  
20 safe. We are trying to maximize the representation for  
21 Camden County and the Lake of the Ozarks. I appreciate  
22 your consideration.

23 CHAIRMAN MAXWELL: Thank you. Are there any  
24 questions of these witnesses, either one?

25 Would you please hand me the documents that you

1 have, Mr. Franken?

2 OA, how would you like me to receive these for  
3 the record for the custodian of records? Do we want to --

4 MS. JENKINS: Just label them by last name and  
5 numbers.

6 CHAIRMAN MAXWELL: Last name and number of what?  
7 No. 1, 2 for this hearing?

8 MS. JENKINS: For that witness, yes.

9 CHAIRMAN MAXWELL: For that witness. I will do  
10 that.

11 And it's F-r-a-n-k-e-n; is that correct?

12 MR. FRANKEN: Yes. Franken and Franklin.

13 CHAIRMAN MAXWELL: Yeah. The one thing I would  
14 say or -- you know, my wife is from Camden County, so I'll  
15 get a little pressure, but -- so I want to acknowledge that  
16 publically to everybody.

17 But just be sensitive to the fact that wherever  
18 we start, it causes -- you know, when you get what you  
19 want, then everybody else in this room has to accept what  
20 we just did to them. But we were very sensitive.

21 Appreciate you coming, Mr. Commissioner, and providing this  
22 map.

23 MR. FRANKEN: Thank you.

24 CHAIRMAN MAXWELL: Thank you.

25 Can I give these to someone as a group? This

1 will be the witness forms as well as the two documents  
2 submitted as evidence for their testimony.

3 Paula, this might be a good time in that I now  
4 know the system. You have some written testimony; is that  
5 correct?

6 COMMISSIONER WILLMARTH: I do. I would like to  
7 enter into the record written testimony that I received  
8 from Gary Gregsby in the 4th Congressional in Warrensburg,  
9 Missouri. And, Mr. Chairman, I would like to submit this  
10 for the record.

11 CHAIRMAN MAXWELL: Okay. And would you fill out  
12 a witness form and we'll attach his witness form to it so  
13 we're consistent?

14 COMMISSIONER WILLMARTH: I will.

15 CHAIRMAN MAXWELL: Representative Dugger.

16 REPRESENTATIVE DUGGER: Thank you, Mr. Chairman.  
17 My name is Tony Dugger. I represent the 144th District  
18 which is all of Wright County and all of Douglas County and  
19 I have a portion of Texas County.

20 And I just want to convey to the Committee today  
21 how I would like to keep that district together as it is a  
22 like district. Wright and Douglas County have pretty much  
23 always been together.

24 Along the Wright/Douglas County line we have  
25 three school districts, the Mountain Grove School District,

1 the Norwood and the Mansfield. And those school districts  
2 all overlap into both counties. So I think it's important  
3 that we keep those two counties together, and that's what I  
4 want to convey today.

5 Also the City of Mountain Grove, which is the  
6 largest city, splits between Wright and Texas County, and  
7 so I think that's why I have that portion of Texas County.  
8 And it's important that we -- I would like to keep that  
9 district together.

10 While I do -- I had some growth in my district,  
11 but I'm going to have to pick up a few more people, and I  
12 would like to do that in Texas County. So with that I  
13 would be glad to answer any questions.

14 CHAIRMAN MAXWELL: Any questions of the witness?

15 VICE CHAIRWOMAN WAGNER: How much population are  
16 you down? How much do you have to pick up?

17 REPRESENTATIVE DUGGER: I think it's around  
18 2,000.

19 VICE CHAIRWOMAN WAGNER: Thank you.

20 CHAIRMAN MAXWELL: Any further questions? Seeing  
21 none. Thank you very much, and I have your witness form.  
22 We appreciate it.

23 Did you finish filling out your witness form,  
24 Paula?

25 REPRESENTATIVE HOLSMAN: Mr. Chairman, can we

1 submit written testimony at a later point in time?

2 CHAIRMAN MAXWELL: Without objection, we will  
3 accept testimony. Let's put a date to close out this  
4 process. I'll give you the name of a person in a minute.  
5 It will go in the record. We'll give you the name to  
6 submit it to and I'm going to give you a date and a time  
7 that testimony must be submitted. Next Friday I think is  
8 the 6th of May --

9 VICE CHAIRWOMAN WAGNER: Yes.

10 CHAIRMAN MAXWELL: -- at five p.m.

11 And, Matt, who can I -- be the depositor?

12 MR. HESSER: They can send it to me. So Matt  
13 Hesser, Office of Administration, Division of Budget and  
14 Planning, Capitol Room 124, Jefferson City, Missouri 65101,  
15 or they can e-mail it to Matt, M-a-t-t, dot Hesser,  
16 H-e-s-s-e-r, at OA dot m-o dot g-o-v.

17 CHAIRMAN MAXWELL: Five p.m., May the 6th at that  
18 office or postmarked by that date addressed to that office.  
19 That's for the record without objection.

20 Seeing no objection then we will allow for that  
21 written testimony to be submitted as it was indicated here  
22 in this hearing.

23 I'm going to submit this written testimony as  
24 presented by Paula for Mr. Gary Gregsby; is that correct?

25 COMMISSIONER WILLMARTH: Yes.

1           CHAIRMAN MAXWELL:  OA, can you-all come and get  
2   that for me, please?  I'm wanting you-all to keep this once  
3   I get it out because I'm liable to do something foolish,  
4   like lose it.

5           You want to testify, sir?  You just walked in.  I  
6   apologize I didn't stop you before.

7           REPRESENTATIVE KORMAN:  I'm representative Bart  
8   Korman, the 99th District.  I'm here to thank you, the  
9   Committee, for coming out here and hearing testimony today  
10  out of all your other activities that you do.

11           Just to let you know, I represent Montgomery and  
12  Warren Counties for the most part with small portions taken  
13  out of each, but those two counties have been together for  
14  quite some time and work well together.

15           And I'll answer any questions.  I believe we have  
16  about 6,000 people out of that district that need to go  
17  into a different district.  You heard Representative  
18  Gatschenberger's testimony.  He neighbors my district on  
19  part of that, so that creates a challenge for you guys, and  
20  so I'm here to answer any questions if you have any  
21  questions about the district.  And if you have any  
22  questions after this, feel free to contact me and I'll be  
23  glad to answer them.

24           CHAIRMAN MAXWELL:  Any questions of the  
25  representative?  Seeing none, we thank you very much,

1 Representative, for being here.

2 REPRESENTATIVE KORMAN: Thank you for your time.

3 CHAIRMAN MAXWELL: Thomas Long. I think he just  
4 walked in. I'm trying to keep you-all moving.

5 Please state your name and proceed.

6 REPRESENTATIVE LONG: Thank you members of the  
7 Committee. My name is Thomas Long and I represent the  
8 constituents of 134th which is southwest Springfield,  
9 Battlefield, Republic and Ash Grove, basically western  
10 Greene County.

11 I have a good problem or a bad problem depending  
12 on which way you look at it. We're about 9,500 over  
13 variance. And so obviously I have to shrink and when  
14 you're thinking about losing constituents that you've  
15 worked with and that you dearly love, that's a painful  
16 process.

17 I live in the Battlefield portion of the  
18 district. Battlefield is split between the Springfield and  
19 the Republic School Districts, and so based on that, if we  
20 could possibly keep as much of southwest Springfield, and  
21 then Battlefield and Republic together, I think that would  
22 be beneficial.

23 Because unless we can figure out how to move  
24 Battlefield over to one school district or another, which  
25 is a local issue, I'm going to need to be involved in both

1 of those school districts as much as possible in  
2 representing them. With that I would take any questions.

3 CHAIRMAN MAXWELL: Any questions of the  
4 representative? Seeing none we thank you very much,  
5 Representative.

6 REPRESENTATIVE LONG: Thank you for your time.

7 CHAIRMAN MAXWELL: Linda Black.

8 REPRESENTATIVE BLACK: Thank you, Chairman. For  
9 the record, my name is Representative Linda Black, District  
10 107, St. Francois County.

11 I just want to bring to you some concerns that I  
12 have with the 107th District that I represent. I would  
13 like to see it stay as intact as possible. I do have an  
14 overage on population by about 2 to 3,000.

15 There are some natural -- there's a natural  
16 ability to separate that overage through some Park Hills,  
17 Missouri precincts that lay south of State Highway O.

18 And State Highway O is important in the fact that  
19 there are a lot of new developments south of State Highway  
20 O that were not there during the last census year. These  
21 are new home development areas, and those citizens have a  
22 Farmington, Missouri zip code. They have -- the students  
23 there attend Farmington School District, Farmington  
24 telephone numbers, but yet they are in the 107 District  
25 which covers most of northern and southwestern St. Francois

1 County.

2 So as of right now I am their representative, but  
3 their school district actually lays outside of my district,  
4 and also those citizens most closely relate with the  
5 Farmington area which is not in my district.

6 So I'm just requesting that you would look at  
7 State Highway O as a natural dividing line between the  
8 overage that I have. And those people who live in that  
9 area who go in Park Hills have also contacted the  
10 St. Francois County Clark, Mark Hedrick, and have also  
11 requested that they vote in Farmington which would move  
12 them to the 106th District, a neighbor district.

13 If there are any questions, I would be happy to  
14 answer those, but that is my request for the 107th  
15 District.

16 CHAIRMAN MAXWELL: Thank you. Any questions of  
17 the representative? Seeing none we thank you very much for  
18 your testimony.

19 REPRESENTATIVE BLACK: Thank you.

20 CHAIRMAN MAXWELL: Clem Smith, Representative.

21 REPRESENTATIVE SMITH: Good afternoon. I'm  
22 Representative Clem Smith from St. Louis County out of the  
23 71st District. Unfortunately I'm in one of these districts  
24 that has a population problem due to the increased size of  
25 the district and some population loss.

1 I believe I lost about 2,000 residents from the  
2 older district, and then with the new size I think I'm  
3 somewhere at around 5,600 people I need. And in this  
4 section of St. Louis County we're kind of all in the same  
5 issue. The person to the north, the person to the south of  
6 me, the person east and west are the same thing. But the  
7 71st District is a very diverse group racially. When it  
8 comes to economics, very good district.

9 Another issue or challenge with that district is  
10 currently I have 22 municipalities and about 12 different  
11 police forces. It's probably the most populous as far as  
12 different local government districts in St. Louis, but I  
13 have been able to work with those different governments  
14 very, very well.

15 And I know there will have to be expansion. I  
16 have no problem taking on more, whatever it is, but the  
17 district -- the vibe of the district has always been good  
18 traditionally from Representative Haywood on to this point.

19 You know, we would kind of like to see it  
20 together and not really diced up, because there's been a  
21 good relationship with the University that should stay in  
22 the district and with a growing business part in the  
23 district also. So if you-all have any questions, I'd love  
24 to answer them.

25 CHAIRMAN MAXWELL: Any questions of the

1 representative? Seeing none, thank you, Representative.

2 REPRESENTATIVE SMITH: Thank you.

3 CHAIRMAN MAXWELL: Representative Nichols.

4 REPRESENTATIVE NICHOLS: Good afternoon. I'm  
5 Representative Mary Nichols from the 79th District, and  
6 that includes the City of Maryland Heights and it includes  
7 some unincorporated area south of Maryland Heights.

8 My concern is the City of Maryland Heights. It's  
9 never really had one person to represent it except for the  
10 state representative. Right now we have -- we're in two  
11 congressional districts. We're in the 1st and the 2nd.  
12 The map that was drawn up and approved last night for the  
13 new congressional district, again, we're in the 1st and the  
14 2nd.

15 Senatorial districts are divided. We're in the  
16 24th and the 7th.

17 The school districts, it's divided between  
18 Pattonville and Parkway North.

19 Fire districts, we've got four fire districts.  
20 We've got Maryland Heights, Creve Coeur, Pattonville and  
21 Monarch Fire District. So having the one state  
22 representative for the City I think is beneficial to the  
23 people.

24 And will let you use your wisdom on what you do  
25 outside of the 27,000 in Maryland Heights, but I would

1 appreciate keeping that together. Thank you. Any  
2 questions?

3 CHAIRMAN MAXWELL: Any questions of the  
4 representative? Seeing none, thank you very much.

5 Representative Sifton. I have two other  
6 representatives to go here. I do have a witness that needs  
7 to leave, so I may slip her in here, but go right ahead,  
8 Representative.

9 REPRESENTATIVE SIFTON: Okay. Thank you. I'm  
10 Representative Scott Sifton, State House District 96,  
11 unincorporated St. Louis County.

12 I'm in a part of the county where the communities  
13 of interest really are the school districts. I have a  
14 couple of small municipalities in my district, but by and  
15 large it's all unincorporated.

16 My primary concern is for the Bayless School  
17 District. That's a 1,600 student district. It's very  
18 compact, maybe five square miles. It just received  
19 accreditation with distinction for the first time this  
20 year, amid very challenging finances.

21 They are 45 percent English language learners,  
22 heavy Bosnian population, some Vietnamese. I think it's  
23 very important to the greatest extent possible the Bayless  
24 School District have it's own state representative. I'm  
25 fearful -- it's a small enough district that if it's

1 subdivided, I'm fearful that it won't get adequate  
2 attention, and I think it needs to stay in one. They don't  
3 have buses. They have financial problems. It's a concern  
4 to me.

5           The other neighboring school district, Affton,  
6 which I served on the board for nine years, has always had  
7 multiple representatives. Currently it has five different  
8 state representatives. There's almost no way -- things are  
9 so compact through there, there's almost no way to avoid  
10 subdividing the Affton School District in some respect.

11           Currently the primary line of division is  
12 Gravois, and I think that's as good as any that you're  
13 likely to find with the Affton School District. But Affton  
14 and Bayless really do view themselves as part of the  
15 greater Affton community. It's all the same zip code, same  
16 Chamber of Commerce, 63123.

17           So I think keeping Bayless as its own -- in its  
18 own district all together is impossible. In keeping it  
19 with at least part of Affton I think will serve both  
20 communities very well. Thank you.

21           CHAIRMAN MAXWELL: Any questions of the  
22 Representative?

23           VICE CHAIRWOMAN WAGNER: Yes. Representative,  
24 what are your population differences right now? Have you  
25 lost or gained?

1 REPRESENTATIVE SIFTON: I have gained people but  
2 because of the state population gain, my district needs to  
3 pick up about 3,000 people.

4 VICE CHAIRWOMAN WAGNER: 3,000.

5 REPRESENTATIVE SIFTON: Okay. Thank you.

6 CHAIRMAN MAXWELL: Any other questions? Seeing  
7 none, thank you very much.

8 Representative Jones.

9 REPRESENTATIVE JONES: Hello.

10 CHAIRMAN MAXWELL: Hi, Representative.

11 REPRESENTATIVE JONES: Good afternoon. I'm  
12 Representative Tishaura Jones. I represent the 63rd  
13 District which consists of all of downtown St. Louis,  
14 several historic neighborhoods south of downtown.

15 The aldermen from St. Louis would appreciate the  
16 Soulard, Lafayette Square, Gate District, Benton Park and  
17 Park West, Shaw and Botanical Heights. And I'm sorry, I'm  
18 missing one, but several -- I'm sorry. Tiffany. Actually  
19 I don't have Compton Heights. It skips over Compton  
20 Heights, and that's probably where I would like to see  
21 some -- something done.

22 I actually gained a percent population over the  
23 last redirecting or last census, and most of that  
24 population probably moved downtown or into the historic  
25 neighborhood south of downtown where we see a lot of

1 economic development. The Loft district downtown, for  
2 example, is one of them.

3 But like I said, my district skips over Compton  
4 Heights, and right now I'm on the edge. If I cross the  
5 street, I'm out of my district, but it picks up several  
6 blocks east, so -- but then there's a hanging chad, so to  
7 speak, on the southern end of my district, and it would  
8 probably make more sense to pick up Compton Heights and  
9 then take off that chad and send it south to the 59th, but  
10 I just wanted to give you my thoughts.

11 CHAIRMAN MAXWELL: Thank you.

12 REPRESENTATIVE JONES: Thank you.

13 CHAIRMAN MAXWELL: Any questions of the  
14 representative?

15 Thank you very much, Representative.

16 REPRESENTATIVE JONES: Thank you.

17 CHAIRMAN MAXWELL: We won't have any chad  
18 discussion.

19 Representative Pace --

20 REPRESENTATIVE PACE: Yes.

21 CHAIRMAN MAXWELL: -- would it be all right if I  
22 went to Ms. Kirkpatrick who needs to leave?

23 REPRESENTATIVE PACE: Uh-huh.

24 CHAIRMAN MAXWELL: Susan Kirkpatrick. And,  
25 Susan, I have attached to your witness form written

1 testimony; is that correct?

2 MS. KIRKPATRICK: Yes.

3 CHAIRMAN MAXWELL: Are you wanting to submit  
4 that?

5 MS. KIRKPATRICK: Yes.

6 CHAIRMAN MAXWELL: And for the record, we'll  
7 receive the written testimony.

8 Please proceed. State your name.

9 MS. KIRKPATRICK: Okay. I'm Susan Kirkpatrick.  
10 I represent the people -- the 20,000 people in Morgan  
11 County, Missouri which is half Lake of the Ozarks or part  
12 Lake of the Ozarks, part farming community. And my  
13 testimony is not so specific as what the representatives  
14 have just told you, but we're in a district that is --  
15 excuse me -- largely conservative but not entirely. We  
16 have elected officials from both parties.

17 However, in recent years it's been harder and  
18 harder to field candidates from both parties for all the  
19 different offices that are available. And I'm concerned  
20 that this kind of situation is one that causes voters to be  
21 less interested which causes a downward spiral in the whole  
22 political process in Missouri. And I'm asking you to, as  
23 much as possible, see if you can't make sure that the new  
24 districts are represented -- that there will be a  
25 contentious race.

1 I'm concerned that there's been so many unopposed  
2 Missouri House and Senate races in our state. Over recent  
3 election years more than 50 percent of the Senate races  
4 have been unopposed. And in the 2010 election 61 of the  
5 163 House seats, I believe, were unopposed. And my -- in  
6 my district, which is the 115th, we had only one candidate.  
7 Obviously he ran unopposed.

8 And I'm here because I'm less concerned today  
9 about who is elected than I am about the voters and their  
10 feeling that they have a say in what happens in the  
11 election.

12 I often talk with people who say, oh, I don't  
13 vote. It doesn't make any difference. And this is not  
14 good for voters. It's not good for the political process.  
15 It's certainly not good for you-all who are elected, and  
16 the relationship between the voter and the elected  
17 representative becomes very frayed.

18 Without competition there's fewer voters. And as  
19 an example, again, in Morgan County, State Senator Mike  
20 Kehoe, who ran unopposed, receive 5,848 votes in the last  
21 election, but there were 7,185 people who voted in the  
22 election. And people say, they're unopposed. There's no  
23 need for me. Well, if you have a number of unopposed  
24 people, then there's no need for me to go to the polls.  
25 This is really a bad thing.

1           As I said, fewer voters means that they have less  
2 sense of ownership in what happens in the elections, and  
3 because they have less sense of ownership, they have a  
4 growing sense of powerlessness. And you can see that all  
5 over the country.

6           Along with that, that leads to an even less  
7 interest in voting and a disconnection between the voters  
8 and their representatives.

9           I'm a former wife of a man who was elected in a  
10 very contentious election, and I remember picking up the  
11 telephone time and again having people say, where is he?  
12 I've got to talk to him. I voted for him and he's not  
13 doing what I want. And I'm sure you-all get that kind of  
14 conversations. But that's a good thing. And there needs  
15 to be an assurance that that will happen in the future.

16           The situation, like I said, is not good and I  
17 urge you to take that into consideration as much as you can  
18 in your deliberations. Thank you very much.

19           CHAIRMAN MAXWELL: Thank you. Are there any  
20 questions of the witness?

21           COMMISSIONER THOMAS: I do.

22           CHAIRMAN MAXWELL: Yes.

23           COMMISSIONER THOMAS: I'm not sure that drawing  
24 politically competitive districts is within the parameters  
25 of what our duty is to do on this board.

1 MS. KIRKPATRICK: I lived in --

2 COMMISSIONER THOMAS: We are supposed to draw  
3 districts that are based upon population numbers. We have  
4 to make them as compact as possible. We have to address  
5 community of interest, but political competitiveness or  
6 having candidates for both sides, I don't understand. That  
7 is the failure on the part of the local political  
8 organization, not on the part of how the district is drawn.

9 MS. KIRKPATRICK: All right. This is a plea as I  
10 said. It's a general plea.

11 COMMISSIONER THOMAS: Okay. But I don't  
12 understand. That's not part of our duties.

13 MS. KIRKPATRICK: Wait. I moved here -- I'm a  
14 Missourian by birth all my life, except I lived in  
15 southeast Texas for a few years. I lived in a district in  
16 Beaumont, Port Arthur, which you may not be familiar with,  
17 congressional district, that after the redistricting in the  
18 last election -- I mean in the last census, it was  
19 redistricted for Tom Delay's benefit. And it was a  
20 district about a hundred miles long and four miles wide.  
21 You can do something about that kind of a situation.

22 COMMISSIONER THOMAS: Okay. But we draw state  
23 representative districts --

24 MS. KIRKPATRICK: I understand that.

25 COMMISSIONER THOMAS: -- with populations of

1 about, what 37, 38,000 target. How are we supposed to  
2 address what you're talking about in that kind of range?  
3 How would -- where would we go get voters for Morgan County  
4 from in order to make it a 50-50 district?

5 Where do we go get those people in a way that's  
6 consistent with contiguous, compactness in the  
7 constitutional obligation that we have that are separate  
8 from what you're asking for? I think you're asking for  
9 something that's not part of our directive.

10 MS. KIRKPATRICK: I think it's -- if I can --

11 CHAIRMAN MAXWELL: Yeah, please respond.

12 MS. KIRKPATRICK: I understand it's not top of  
13 mind, but I think --

14 COMMISSIONER THOMAS: It's not top of mind isn't  
15 the question. Is it part of our duty, a constitutional  
16 duty? Is it part of our constitutional duty?

17 MS. KIRKPATRICK: What can I say? I haven't read  
18 the Missouri Constitution in several years.

19 COMMISSIONER THOMAS: Okay.

20 MS. KIRKPATRICK: But the word gerrymander was  
21 something I learned in grade school.

22 COMMISSIONER THOMAS: Okay. But --

23 MS. KIRKPATRICK: And I would hope that that is  
24 also not part of what you're doing.

25 COMMISSIONER THOMAS: But what you're asking me

1 to do though, I think, is you're asking if you want Morgan  
2 County to work, you want me to go find other (inaudible) to  
3 make it work.

4 CHAIRMAN MAXWELL: Commissioner -- Commissioner,  
5 I think the witness understands the point.

6 COMMISSIONER THOMAS: But she --

7 CHAIRMAN MAXWELL: We can -- we can -- we,  
8 ultimately, have to make a decision, I think, as  
9 commissioners, what we decide to use and not use. I think  
10 she said she's not read the constitution recently; however,  
11 she's asked that we would consider parameters that would  
12 allow her area to have more competitive districts and I  
13 accept that.

14 MS. KIRKPATRICK: I appreciate that. I think I  
15 began by saying we do have representatives -- we do have  
16 elected officials from both parties in Morgan County.

17 COMMISSIONER THOMAS: And if that's a failure of  
18 your political parties, it's not part of our --

19 CHAIRMAN MAXWELL: We can have a debate today  
20 about how much partisanship plays in drawing boundaries,  
21 but I would rather not do that today.

22 COMMISSIONER THOMAS: Okay. Well, I didn't bring  
23 up the issue, so . . .

24 CHAIRMAN MAXWELL: I understand. We appreciate  
25 it. Thank you very much.

1 MS. KIRKPATRICK: Thank you very much.

2 CHAIRMAN MAXWELL: And I have accepted written  
3 testimony, and I would like to submit that then -- she had  
4 submitted written testimony, Ms. Kirkpatrick. We'll mark  
5 that for the record.

6 MR. HESSER: Thank you.

7 CHAIRMAN MAXWELL: Representative Pace.

8 REPRESENTATIVE PACE: Good afternoon.

9 CHAIRMAN MAXWELL: Please proceed.

10 REPRESENTATIVE PACE: Thank you. My name is  
11 Sharon Pace. I'm representative of the 70th District, and  
12 that's North County and it covers the areas of Northwoods,  
13 Jennings, Berkeley, Ferguson, Kinloch, Country Club Hills  
14 and Flordell Hills.

15 We do have a diverse community. I have lost some  
16 population. Roughly, I believe about 3,000 in that  
17 particular area. We have about three high schools in my  
18 district, and also the children do attend the University  
19 and Normandy High School.

20 The district is drawn to a degree where  
21 Northwoods begins north of Lucas and Hunt and then it jumps  
22 over from the 71st District, jumps over Northwoods to  
23 Jennings and Jennings -- not Jennings, I'm sorry -- to Pine  
24 Line and Pine Line is the 71st District too. So that's one  
25 area that it jumps and comes across since the last time the

1 map was drawn. I don't know if that is something you need  
2 to look at or what have you here, but that is a suggestion  
3 as well.

4 I would certainly like to see that our district  
5 remain the same as does everyone else here, and I ask for  
6 your consideration in doing what you can. And I thank you  
7 so much for your time.

8 CHAIRMAN MAXWELL: Thank you, Representative.  
9 Any questions of the representative?  
10 Seeing none, we thank you very much for your  
11 time.

12 REPRESENTATIVE PACE: Thank you.

13 CHAIRMAN MAXWELL: Jane Whitesides.

14 MS. WHITESIDES: I'll just submit written  
15 testimony in the interest of time.

16 CHAIRMAN MAXWELL: Just submit the written  
17 testimony.

18 Jane has submitted written testimony. I will  
19 accept it in for the record. I'll mark it as Whitesides 1.

20 Thank you for that. Due to time, I greatly  
21 appreciate it.

22 Bob Johnson.

23 (AN OFF-THE-RECORD DISCUSSION WAS HELD.)

24 CHAIRMAN MAXWELL: Are you wanting to submit  
25 this -- these documents for the record or are these just

1 for our --

2 MR. JOHNSON: Yes. Well, actually they're for  
3 your perusal right now.

4 CHAIRMAN MAXWELL: Okay. Thank you very much.

5 MR. JOHNSON: Mr. Chair, thank you. Ladies and  
6 gentlemen of the Commission, my name is Bob Johnson. I  
7 previously served in the legislature for a total of 23  
8 years as a republican member of the -- of actually both  
9 bodies. I was elected first in 1972. I served four years  
10 then in the House and then 15 years in the Senate. And  
11 then I came back in the early 2000 cycle and served another  
12 four years in the Missouri House.

13 So I have been through this process before, and  
14 frankly as a Senate member actually engaged in lobbying  
15 commission members in 1980 and 1990 on Senate boundaries.

16 I'm going to mention one other thing, although it  
17 doesn't seem like it's relevant, but I am not through with  
18 my public service experience. I enjoy it. I am presently  
19 on the Lee's Summit City Council. I only mention that  
20 because I'm going to make some suggestions to you today  
21 that I think I ought to be expected to live under the same  
22 suggestions I'm going to make.

23 Our city council also has a council -- assistant  
24 committee redrawing our council boundaries, and they have  
25 agreed not to look at the addresses of all the eight city

1 council members, and I think that's fair. I think they  
2 ought to ignore where we live as they draw their  
3 boundaries.

4 But that's it. I'm here today to represent a  
5 broad group of citizens and organizations called Let  
6 Missourians Decide. You have a little packet that contains  
7 some of our information.

8 Our view is that Missourians don't want  
9 politicians dictating the terms of their own reelection.  
10 And I will admit to you that I have done what I'm asking  
11 you not to do, because I've lobbied numbers of commissions  
12 in the past.

13 We want to make sure that democracy works for our  
14 citizens. We want to have districts that are most  
15 competitive. And I'll answer some questions in advance  
16 here in a moment. We want districts that are fair  
17 division. We want districts that do not give unfair  
18 advantages to incumbents.

19 Obviously it's your responsibility today, a once  
20 in a decade responsibility, that allows you to draw  
21 boundaries that will be in existence for the next ten years  
22 for the Missouri House.

23 It was kind of mentioned earlier a moment ago,  
24 but I want to reiterate that in November 2010, the November  
25 2010 general election shows what we view as a continuing

1 problem, and that's been said before this afternoon.

2           Ninety-five of the 163 House Districts -- in 95  
3 of those 163 House races the winners received two-thirds or  
4 more of the vote in those districts, including 61 of those  
5 districts where there's only one candidate on the ballot.

6           Now, in a great many instances, especially  
7 for the 61, their decision was affect -- their election  
8 was affectively dictated in August. And, of course,  
9 traditionally August has a smaller number of voters.  
10 Interest groups and party officials have more to say in  
11 August elections than they do in November elections.

12           And certainly in the suburban areas of Kansas  
13 City, as I've followed the last several years, people are  
14 dropping out of primaries. They just don't vote in very  
15 large numbers in primaries. They do come back in November,  
16 but by that time because of the propensity of the district  
17 boundaries in many cases one party or the other doesn't  
18 feel strong candidates. And our view is we want  
19 competitive elections for -- in November.

20           Also, in 2010 in the Missouri Senate races 10 of  
21 the 17 Senate races saw the winner take more than 70  
22 percent of the vote. I understand you're drawing House  
23 lines and not Senate, but I wanted to point out it's not  
24 just House.

25           As a matter of a fact, in the last ten years --

1 well, last eight years I should say, 356 of the 652  
2 elections for the House were noncompetitive by our  
3 definition. That's, again, where the winner takes more  
4 than two-thirds of the votes.

5 That's 55.3 percent of all House races in the  
6 last eight years were viewed as noncompetitive by our  
7 group. Similar situation in the Senate. It was viewed  
8 that 42 percent of those Senate races in the last eight  
9 years were noncompetitive.

10 What we're asking for this committee to do is to  
11 prepare and present legislative maps to the citizenry of  
12 Missouri that again encourages competition, real  
13 competition in November. And we would like you to do this  
14 by making -- as a goal to have a meaningful vote. Your  
15 goal is to have meaningful votes in November, competitive  
16 votes.

17 I think Missourians want this. They expect this.  
18 And we also, of course, understand constitutional  
19 requirements, judicial decisions. We want to make sure  
20 that demographic and voting characteristics of Missouri  
21 voters are honored, situations such as communities of  
22 interest, well known boundaries. I want to make sure they  
23 be included.

24 And in closing let me answer a question that was  
25 asked earlier. There are certainly ways to draw compact

1 and contiguous races. You know, we have today in Missouri  
2 in the House we have square districts. We have rectangular  
3 districts. We have some that have moon districts. You had  
4 one today in St. Louis that suggested they had a hanging  
5 chad district.

6 So until somebody brings an action, you really  
7 don't know what's compact and contiguous. Mostly from a  
8 common sense standpoint I think we know, but you can draw  
9 rectangles and squares that hopefully can be more of a  
10 competitive standard. With that, that's the conclusions of  
11 our organization and I would be glad to certainly answer  
12 any questions.

13 COMMISSIONER THOMAS: I have a question.

14 CHAIRMAN MAXWELL: Yes. I cut you off a while  
15 ago, so I'll let you go ahead.

16 COMMISSIONER THOMAS: If you look at a map of the  
17 democrat versus the republican, I assume that's the  
18 competitive that you're talking about?

19 MR. JOHNSON: Yes. And let me say that we know  
20 that statewide you can't get to a 50-50.

21 COMMISSIONER THOMAS: Because for Morgan County  
22 where would I find more democrats to put in this district?

23 MR. JOHNSON: Yeah. Again, I want you to  
24 understand that we're not suggesting all 163 districts can  
25 be 50-50.

1 COMMISSIONER THOMAS: Okay.

2 MR. JOHNSON: Or 48-52.

3 COMMISSIONER THOMAS: Okay.

4 MR. JOHNSON: We understand. The core of the two  
5 metropolitan cities, probably not going to happen.

6 COMMISSIONER THOMAS: But if I look at the red  
7 and the blue on a map, you know, one of the more different  
8 ones, which is, you know, the 2010 map, it's much more red  
9 and less blue. You find the blue is concentrated in the  
10 urban areas and the red is in the suburban and rural areas.  
11 Now, there's exception to that rule, but you kind of look  
12 at a map and that's kind of what you see.

13 How can I draw districts that are compact and  
14 that are contiguous, the requirements that I  
15 constitutionally have to look at, and then somehow find  
16 where I can get a very dark blue district somehow broken up  
17 so that it's got some dark red districts in it so that it's  
18 mixed together without stretching it all the way, you know,  
19 across the state when I'm only talking about a House  
20 District that is relatively small in population?

21 MR. JOHNSON: Certainly.

22 COMMISSIONER THOMAS: I mean, 37, 38,000 people,  
23 how do I do that?

24 MR. JOHNSON: Again, we understand that in  
25 certain areas, certainly urban areas in Kansas City and

1 St. Louis it's probably tough to draw a purple district.  
2 In southwest Missouri probably tough to draw a purple  
3 district.

4 COMMISSIONER THOMAS: And where would --

5 MR. JOHNSON: In suburbia -- in suburbia, east  
6 and west you can find those. In the City of Lee's Summit,  
7 which right now is all red by your definition, there are  
8 pockets that can come together in a compact and contiguous  
9 point of view that at least makes it a 50-50 district.

10 That's really all we're asking. And I think for  
11 the most part the reality is the suburban districts around  
12 our core cities are probably where this definition may  
13 come.

14 COMMISSIONER THOMAS: Where do you base your  
15 50-50 analysis on? Where would I look to --

16 MR. JOHNSON: I would look for historic  
17 down-ballot races over the last whatever number you want to  
18 talk about, last four cycles maybe, down-ballot statewide  
19 races.

20 COMMISSIONER THOMAS: Down-ballot statewide  
21 basis?

22 MR. JOHNSON: Yes.

23 CHAIRMAN MAXWELL: Commissioner, the vice chair  
24 would like to ask a question. Would you mind yielding for  
25 a minute?

1 COMMISSIONER THOMAS: No. I'm sorry.

2 VICE CHAIRWOMAN WAGNER: Thank you. Thank you,  
3 Mr. Commissioner.

4 And I'm glad you're here, Mr. Johnson. We worked  
5 together --

6 MR. JOHNSON: In 1990.

7 VICE CHAIRWOMAN WAGNER: -- in the early '90s on  
8 redistricting --

9 MR. JOHNSON: Yes, we did.

10 VICE CHAIRWOMAN WAGNER: -- two decades ago. I  
11 commend you for your service to the State and certainly to  
12 your community. And perhaps the question before this  
13 Commission would be, how do you define this term of  
14 political competitiveness?

15 You know, we are -- we, as a commission, have a  
16 certain mandatory criteria that we have to look at and  
17 we've talked about it. You know, it's in terms of  
18 population, deviation and --

19 MR. JOHNSON: Oh, certainly.

20 VICE CHAIRWOMAN WAGNER: -- compactness and  
21 contiguousness and all of this.

22 There is a secondary level of criteria that has  
23 to do with communities of interest.

24 MR. JOHNSON: Yes.

25 VICE CHAIRWOMAN WAGNER: And then there's this --

1 (AN OFF-THE-RECORD DISCUSSION WAS HELD.)

2 VICE CHAIRWOMAN WAGNER: And then this sense of  
3 political competitiveness, I guess what's of concern is it  
4 seems to be such a subjective criteria.

5 MR. JOHNSON: Right.

6 VICE CHAIRWOMAN WAGNER: And I'm not sure how one  
7 quantifies it. In a very independent swing state like  
8 Missouri where races can turn out very differently in terms  
9 of their outcome and party affiliation.

10 MR. JOHNSON: Right.

11 VICE CHAIRWOMAN WAGNER: How does one measure  
12 this? I would bet that there are no two people or no one  
13 on this commission or no one in this room that could come  
14 up with a definition that wasn't extremely subjective  
15 and --

16 MR. JOHNSON: Sure.

17 VICE CHAIRWOMAN WAGNER: -- as a commission what  
18 we're trying to do is follow the constitution, both the  
19 U.S. and the Missouri Constitution --

20 MR. JOHNSON: Sure.

21 VICE CHAIRWOMAN WAGNER: -- and follow the kinds  
22 of guidelines, the deviations, et cetera that have been  
23 laid out. So this is the difficulty and my question to  
24 you.

25 MR. JOHNSON: What I would do on that -- and I'm

1 not engaged in this process, never have been -- although  
2 let's be real, when I was here those 23 years, I engaged in  
3 partisan discussions about boundaries.

4 In those days the philosophy was you would take  
5 statewide races that were relatively noncompetitive, that  
6 maybe had an incumbent of one party over the other and the  
7 secondary party in that race didn't file, didn't feel the  
8 strong candidate. So you take statewide races that, again,  
9 were relatively noncompetitive, and you see what base votes  
10 are.

11 You would take the assumption -- you would make  
12 the assumption that in that race the republican vote is  
13 probably a base vote or the democratic vote is probably a  
14 base vote. And if you do a couple of those, however you  
15 define relatively noncompetitive statewide races, which  
16 they're there every cycle, and look at it over the last  
17 four statewide cycles, you can probably determine what base  
18 votes are in -- by precinct or by ward. At least that's  
19 the way I would approach it if I were going to do this.

20 VICE CHAIRWOMAN WAGNER: And should that take a  
21 precedent over the mandatory criteria that we have laid out  
22 towards the constitution?

23 MR. JOHNSON: Again, and I think we'll agree that  
24 there are districts today that are compact and contiguous,  
25 but they can be squares and they can be rectangles and they

1 can be circular. They're there. So it hasn't seemed to be  
2 a problem in the past nor do I think it is a problem.

3 VICE CHAIRWOMAN WAGNER: Are you going to  
4 submit --

5 MR. JOHNSON: Yes.

6 VICE CHAIRWOMAN WAGNER: -- some kind of a  
7 definition of political competitiveness?

8 MR. JOHNSON: We will submit our idea of a  
9 statewide map in the May meetings. And obviously that  
10 takes -- we'll have to defend what the competitive  
11 structure is.

12 CHAIRMAN MAXWELL: Okay. Commissioner Davis.

13 COMMISSIONER DAVIS: Thank you, Chairman. I  
14 don't specifically have a question I would like to ask, but  
15 the privilege of making a statement.

16 One of the things that I like in this kind of  
17 process is the ability for the public to make comments  
18 and/or suggestions, and most especially give your passion.  
19 And we as commissioners know our duty and we will follow  
20 them according to the constitutional guidelines that are  
21 given to us.

22 But it is important for public comment to be very  
23 public, because all of us serve in various positions  
24 throughout the State of Missouri. And when we go back into  
25 those various arenas, we'll be able to take back some

1 interests from these hearings, and that's what I'm looking  
2 forward to.

3 I'm not here today to challenge your thoughts and  
4 processes about competitive races nor am I here to educate  
5 you on that, because you know the rules probably better  
6 than I do based on your history. So I appreciate your  
7 comments today, and I also look forward to your  
8 organization working very hard in making sure that we do  
9 have competitive races.

10 CHAIRMAN MAXWELL: Commissioner Wilsdon.

11 COMMISSIONER WILSDON: Bob, the question I would  
12 have is your communities of interest, you know, cities,  
13 counties, school districts, fire districts, different  
14 neighborhoods or maybe other natural boundaries like  
15 railroad tracks or whatever --

16 MR. JOHNSON: Rivers.

17 COMMISSIONER WILSDON: -- rivers or creeks --  
18 right now the Meremac is very up high -- be divided to  
19 accomplish more potentially competitive districts, or is  
20 that -- you know, I mean, you should have -- like our State  
21 Representative Mary Nichols was saying, we don't want  
22 cities and things cut in half like in St. Louis County and  
23 stuff. Those don't necessarily follow square boundaries.

24 MR. JOHNSON: No. And, again, I want to  
25 reiterate, squareness isn't necessarily compact and

1 contiguous. I mean, circles have been suggested for that.  
2 And I think in some of the information we have given you we  
3 talk about keeping together of communities, keeping  
4 together communities of interest and using well-known  
5 boundaries.

6 And I think in the 23 years I was here, I would  
7 always think school districts as a legitimate community of  
8 interest. City boundaries are legitimate. Railroad  
9 tracks, rivers, major highways, I think that's a legitimate  
10 defining point in drawing these maps.

11 So I don't want you to think I think they all  
12 have to be square, all 163. They don't. We're not  
13 suggesting that.

14 COMMISSIONER WILSDON: It's just that we have a  
15 challenge in St. Louis County because we have 91  
16 municipalities. We had 24 fire districts. We had 24  
17 school districts. So I don't know how that becomes  
18 competitive. With your square blocks, I don't know how  
19 that all --

20 MR. JOHNSON: Again, I'm not suggesting square  
21 blocks.

22 COMMISSIONER WILSDON: Okay.

23 MR. JOHNSON: It can be rectangular. It can be  
24 circular. Obviously highways, major interstates are  
25 circular.

1           And, you know, I come from a suburban area,  
2 a metropolitan area too, so -- the school district in  
3 Lee's Summit is intersected by several House Districts. I  
4 mean, it's not any different in our area than it would be  
5 in the St. Louis area.

6           Let me tell you this. I'm now a member of the  
7 Medicare generation. I want age as a community of  
8 interest, so let's have districts for older folks.

9           CHAIRMAN MAXWELL: I'm getting near that too.  
10           Commissioner Justice.

11           COMMISSIONER JUSTICE: Councilman, I have two  
12 short questions for you. Just for clarification of what  
13 you were saying, should districts be drawn to be less  
14 compact and less equal in number of population to be more  
15 politically competitive; is that what you're saying?

16           MR. JOHNSON: No. You're never going to hear  
17 from me that I think fewer population is legitimate. I  
18 understand you're working with a 10 percent ratio, and I  
19 think that's way too high.

20           VICE CHAIRWOMAN WAGNER: Yep.

21           MR. JOHNSON: So I don't want population to --  
22 frankly more than 1 percent is about all I would really  
23 want to consider if I was in your position, but, no, I  
24 have -- you know, I have -- you can get compactness -- you  
25 can define compactness and contiguousness in a lot of ways.

1 And they are on the maps today.

2 So I'm just saying if they're on the maps today  
3 and we define a semicircle as compact and contiguous, then  
4 I guess we continue to do that. If that's the case, then  
5 try to -- whatever calculation we use to construct  
6 base-vote concepts, then that's what you use to add  
7 together within the communities of interest which also  
8 include boundaries.

9 COMMISSIONER JUSTICE: And you gave us the  
10 material from Let Missourians Decide. Can you tell us who  
11 funds your organization?

12 MR. JOHNSON: Actually we don't have much funding  
13 now. We're trying to raise it. We are basically a  
14 creature of the AARP, League of Women Voters and the NAACP  
15 and we are trying to collect dollars now.

16 COMMISSIONER JUSTICE: Thank you.

17 COMMISSIONER MYERS: Are you a 501C-3?

18 MR. JOHNSON: I believe we -- I know we file all  
19 our -- is it 501C-3? 501C-4.

20 COMMISSIONER MYERS: C-4. And what's your  
21 position?

22 MR. JOHNSON: I'm titled as president. There's  
23 no compensation if that's what you're asking.

24 COMMISSIONER MYERS: No, I'm not asking that.

25 MR. JOHNSON: Oh. President.

1           COMMISSIONER MYERS: You're the president, how  
2 are you elected?

3           MR. JOHNSON: By a board.

4           COMMISSIONER MYERS: What's your board consist  
5 of?

6           MR. JOHNSON: I think we just did this recently.  
7 I think it's -- I'm thinking seven members, and I don't  
8 know all of them to be honest about it.

9           COMMISSIONER MYERS: You were in the General  
10 Assembly and you don't know who elected you; is that right?

11          MR. JOHNSON: I can't give you the specific names  
12 if that's what you're asking. Because a lot of our  
13 business is done by conference call because we're citizens  
14 across the state.

15          COMMISSIONER MYERS: Could you provide that to  
16 us? Who --

17          MR. JOHNSON: The board?

18          COMMISSIONER MYERS: Your board and --

19          MR. JOHNSON: I would be glad to.

20          COMMISSIONER MYERS: -- who they are and how  
21 you're selected, your office?

22          MR. JOHNSON: Yeah. Certainly.

23          CHAIRMAN MAXWELL: And the one thing I want to do  
24 is I want to be fair for every witness. The standards we  
25 set for this witness, we're going to set for everyone.

1 COMMISSIONER MYERS: I think that's appropriate.

2 CHAIRMAN MAXWELL: So let's be careful what we're  
3 doing today.

4 Are there any other questions?

5 MR. THOMAS: I have one follow-up question.

6 CHAIRMAN MAXWELL: Oh, I'm sorry. Then we're  
7 probably going to move on.

8 Go right ahead, Commissioner.

9 MR. THOMAS: Mr. Johnson, I'm not sure about in  
10 your analysis that you would like us to think about, even  
11 though I'm not sure it's a constitutional-permitted basis,  
12 how do you factor in that some races are not competitive  
13 because of a breakdown in the political party system not  
14 recruiting, and, you know, supporting candidates to be  
15 successful in races rather than how the boundaries are  
16 drawn?

17 Because historically in Platte County we were a  
18 democrat forever, okay, and we were a swing county, but now  
19 it has a tendency to swing republican but still a swing  
20 county, but that's driven by hard work and effort and  
21 recruiting and it's not necessarily driven by necessarily  
22 the demographics of the community. How do you account for  
23 that?

24 MR. JOHNSON: I guess -- and, again, you know,  
25 eastern Jackson County is very similar to Platte County,

1 but you have statewide races, and the total votes from  
2 statewide races sometimes you can lead to the point that  
3 they're relatively close but General Assembly makeup is  
4 much wider than that. So I would ask, is it because of --  
5 again, the State is an aggregate so of the component parts,  
6 we'll say the 163 House Districts, are they drawn in such a  
7 way that fosters preferential party voting? And that's all  
8 I'm asking you to look at.

9 COMMISSIONER THOMAS: So if I were to pretend  
10 that doing what you want is permissible, you want me to  
11 look at people below the Senate and governor, like  
12 governor -- lower races on a statewide basis and calculate  
13 that differential somehow?

14 MR. JOHNSON: I don't know what you mean by  
15 differential, but I certainly -- you can look at base votes  
16 by precinct, by township, however you want to do this.  
17 Once you determine what a noncompetitive state race -- this  
18 is my perception --

19 COMMISSIONER THOMAS: Okay.

20 MR. JOHNSON: -- what a noncompetitive state race  
21 is.

22 COMMISSIONER THOMAS: I guess what I'm getting at  
23 is, I don't think I can do what you're asking me to do, but  
24 even if I wanted to, I'm not sure how to do what you're  
25 asking me to do.

1 MR. JOHNSON: Well, you know --

2 CHAIRMAN MAXWELL: We can discuss that.

3 Any other -- you know, one of the decisions we've  
4 got to make is what criteria do we use.

5 COMMISSIONER THOMAS: The Constitutional one, I  
6 assume.

7 CHAIRMAN MAXWELL: Yeah. Well, I hope that  
8 that's what we do so we don't -- if we actually decide on a  
9 map, we don't wind up in the courts and it gets thrown out  
10 after all the pain and suffering.

11 Two, you know, we'll have to discuss that in a  
12 workshop or however we do that at the end of this hearing,  
13 but obviously we have the ability to look at anything we  
14 want, and hopefully it passes the mustard.

15 Any other questions of this witness?

16 Seeing none, thank you very much.

17 MR. JOHNSON: Thank you.

18 CHAIRMAN MAXWELL: Did you want any evidence put  
19 in or is this just for our information?

20 MR. JOHNSON: That's just for your information.

21 As I said, in May we plan to -- hopefully we'll have some  
22 maps.

23 CHAIRMAN MAXWELL: Thank you very much.

24 Yes.

25 Go ahead, Nancy.

1 MS. COPENHAVER: Thank you, Mr. Chair. Nancy  
2 Copenhaver from Moberly, Missouri. I am here today  
3 representing the League of Women Voters of the State of  
4 Missouri. I'm legislative director of League.

5 And League is and always has been an organization  
6 that supports and encourages citizen participation in  
7 government. Our name actually implies that, that voting is  
8 crucial to this process. And we're committed to getting  
9 more people involved in the process of voting as well as  
10 educating them to be responsible voters.

11 But critical to this mission is redistricting  
12 that draws competitive districts fairly representing  
13 demographics, communities of interest and use of well-known  
14 boundaries. And I think that all of those things are  
15 important when you redraw a district.

16 I kind of want to address that competitive thing  
17 as we were talking about before. I don't know that it's  
18 going to be easy to do competitive districts, but I think  
19 there are little things that can be done to tweak things  
20 that make them a little bit more competitive.

21 It's kind of like the old saying is, I know it  
22 when I see it. And I can tell what gerrymandering is when  
23 I see it. I think if you look in your book at House  
24 District 9, that would be a good example of one that was  
25 drawn such that -- and there's probably history behind

1 that, but it is really a silly-looking district. And I  
2 think if we avoid those kinds of things, that would be very  
3 helpful in drawing districts.

4 In communities of interest I think that it is  
5 also important that you look at school districts, because  
6 that is a community of interest in many areas, not only --  
7 as some of the representatives mentioned, it is in the  
8 metropolitan areas and it also is in the rural districts  
9 particularly. It's particularly in those districts that  
10 are very large districts.

11 I also think it's important that we look at the  
12 state as a whole, not just each district as an entity in  
13 itself so that we're looking at the balance of the state as  
14 a whole when we draw those districts. And I know it's not  
15 an easy job.

16 I would also think that it might not be smart to  
17 look at districts as they are now, because some of them may  
18 have been distorted somewhat in the last cycle. I don't  
19 know how you start from -- where you start from. We have a  
20 problem and we have to start from somewhere, and  
21 unfortunately we can't go grab counties out of Iowa and  
22 Illinois and that kind of thing, but I don't envy your job,  
23 but I do ask that you look at all those things when you do  
24 it..

25 CHAIRMAN MAXWELL: Are there any questions of the

1 witness?

2 COMMISSIONER THOMAS: I have a question.

3 CHAIRMAN MAXWELL: Yes, Commissioner.

4 COMMISSIONER THOMAS: House District 9, do I  
5 understand is the one you expressed concern about?

6 MS. COPENHAVER: Yeah.

7 COMMISSIONER THOMAS: It groups, what, Monroe,  
8 Howard, Randolph, Boone and Audrain Counties?

9 MS. COPENHAVER: Yeah. Notice how it goes  
10 (indicating).

11 COMMISSIONER THOMAS: Yeah, I notice that, but in  
12 order to find 30-some-thousand people --

13 CHAIRMAN MAXWELL: Could you turn on your  
14 microphone and speak into the microphone, please?

15 COMMISSIONER THOMAS: In order to find  
16 30-some-thousand people in central Missouri, how else would  
17 you draw that district with the goal of keeping counties  
18 together to the extent they're small enough that they could  
19 stay together? I mean, you mentioned that as an example.

20 MS. COPENHAVER: Well, it would be -- actually  
21 would have been easier to have kept counties together and  
22 found those -- that population than to do it the way it was  
23 in that particular district.

24 COMMISSIONER THOMAS: Okay. You read history  
25 books of gerrymandering examples --

1 MS. COPENHAVER: I think that's --

2 COMMISSIONER THOMAS: -- and this doesn't look  
3 like one, so that's what I'm confused about.

4 CHAIRMAN MAXWELL: Any other questions?

5 Yes, Commissioner Myers.

6 SECRETARY MYERS: I just want to say, one of the  
7 problems we have in southwest Missouri is we have Oklahoma,  
8 Kansas and Arkansas and we can't go any further. So even  
9 though our primary purpose is contiguous and compact, we do  
10 keep them contiguous, so . . .

11 CHAIRMAN MAXWELL: Any other questions of the  
12 witness?

13 Seeing none, we thank you very much for your  
14 testimony.

15 MS. COPENHAVER: Thank you.

16 CHAIRMAN MAXWELL: Is there any other witnesses?

17 Okay. Mr. Skaggs.

18 COMMISSIONER SKAGGS: Mr. Chairman, members of  
19 the Commission.

20 CHAIRMAN MAXWELL: Proceed.

21 You all will need to fill out witness forms in  
22 that you are making testimony.

23 COMMISSIONERS SKAGGS: Even as commissioners?

24 CHAIRMAN MAXWELL: Yes.

25 COMMISSIONER SKAGGS: Trent Skaggs, Commissioner

1 along with Commissioner Davis. And we have met, Ms. Davis  
2 and myself, and have talked to numerous commissioners  
3 individually as well as non-commissioners, talked to people  
4 from across the state, talked to minority groups. We've  
5 talked to cities, talked to counties, and have come up with  
6 a map as a starting point that we wanted to share with the  
7 Commission.

8 And, again, I want to make sure I note this  
9 upfront. This is not a perfect map. It's just a map.  
10 It's a starting point that we hope will give us the ability  
11 of when we start talking about maps and we talk about  
12 redistricting, gives people an idea and allows people to  
13 give us feedback.

14 It's no different than the congressional  
15 redistricting that they did in the Missouri House. They  
16 presented a bill. They presented a map and then from that  
17 map they started to change that map around. So that's why  
18 we're presenting this map, just as a starting point, a  
19 starting base.

20 When Commissioner Davis and I did speak to  
21 individuals across the state, we heard really three things;  
22 one was that we need to have a minority. We need to pay  
23 attention to minority/majority districts. And I'm happy to  
24 say that I think this map meets that test.

25 As a matter of a fact, we have, for the first

1 time in Missouri history, we have a district with a  
2 puerility 40 percent Hispanic. We also have about four or  
3 five seats with 10 percent or more Hispanic.

4 We also, when we talked to individual  
5 commissioners and other people, the second item that they  
6 discussed was communities of interest and political  
7 boundaries and cities, which I think we've talked about  
8 already. And we do think this map meets that test.

9 A third thing that we heard continuously and  
10 throughout the process is, you know, we need to draw  
11 districts for the people of Missouri. We don't need to be  
12 protecting existing incumbents. We want to make sure that  
13 the people have a voice in Jefferson City. And, again, we  
14 think that map meets that test from the individuals that we  
15 spoke to.

16 And then the fourth thing that -- just as a  
17 constitutional test that Ms. Davis and I tried to  
18 particularly pay attention to was consolidating condensed  
19 districts. Again, we think this map meets that test.

20 Again, I will say in my concluding remarks that,  
21 as I said when I started, it's not a perfect map. It's  
22 just a map. It's a starting point. And we would hope and  
23 encourage anybody that has any -- wants to give us feedback  
24 during this process, to be able to look at our starter map  
25 and be able to then work on developing those districts that

1 meet those four criteria that we laid out. Again,  
2 minority/majority districts, communities of interest,  
3 trying to not necessarily protect existing incumbents, and  
4 then consolidating the condensed district.

5 CHAIRMAN MAXWELL: Okay.

6 COMMISSIONER ELLIOTT: Chairman, I --

7 CHAIRMAN MAXWELL: Just one moment. I think  
8 Ms. Davis wants to provide some information.

9 Please proceed, and state your name again and  
10 you'll have to fill out a witness form, Commissioner.

11 COMMISSIONER DAVIS: Yes, sir. I'm Marlene  
12 Davis, I represent the 1st District.

13 Mr. Chairman, Madam Co-Chair, Fellow  
14 Commissioners and those of interest in this public hearing,  
15 one thing I wanted to do is express something about this  
16 Commission.

17 This Commission is comprised of current elected  
18 officials, former elected officials, long-time public  
19 advocates from grass roots to U.S. appointments. We have  
20 those who have interests in both parties, majority parties,  
21 I'll put that very clear, but we are commissioners.

22 And so in all of our deliberations we will do the  
23 best that we can to meet our obligation, most especially in  
24 hearing from those who are serving.

25 Now, one of things I wanted to give is a little

1 more background, because I know all of us have a lot of  
2 work to do in our various endeavors every day, and most  
3 especially to those representatives who are currently  
4 elected, and we're talking about how they serve and who  
5 they will serve.

6 And just giving a few statistics for you to be  
7 aware of as we are trying to go somewhere from this point  
8 on with this starter map, because that's all it is. This  
9 is not gospel. This is not the last chance for anything.  
10 This is just a starter map.

11 But if you look at the state average change,  
12 there was 7 percent of population. When we look at the  
13 City of St. Louis, it lost population. St. Louis County  
14 lost population. St. Charles County gained tremendously.  
15 Boone County gained. Clay County gained.

16 But if you look at the change overall, it was as  
17 high as 41 percent in some areas, and that's a big change.  
18 But when you break it down to counties and you have to look  
19 at it differently, statistically, and you have nine or ten  
20 counties that have over 20 percent increase. And you have  
21 just the opposite, nine or ten counties, with 5 percent or  
22 less in decrease.

23 So when you're looking at that, it's hard for us  
24 to be able to say some absolutes as we have heard earlier  
25 in testimony. People would definitely like to see it stay

1 the same, but that is absolutely impossible based on what  
2 we have before us.

3 So what I would like to end with is that we're  
4 going to use the numbers that we have before us. We're  
5 going to use all of the interests and concerns that we have  
6 presented to us today in moving forward in our other public  
7 hearings around the state. And we hope that everyone  
8 understands when they leave this room, this is a starter  
9 map.

10 CHAIRMAN MAXWELL: Before I go out for questions,  
11 I have a -- I want to clarify something, Commissioner. You  
12 stated you talked to commissioners, now my understanding is  
13 you briefed me this morning on this map, which I greatly  
14 appreciate, but my understanding is that you've only talked  
15 to the democrat commissions; is that correct?

16 COMMISSIONER SKAGGS: That's correct.

17 CHAIRMAN MAXWELL: Okay. I just want to clear  
18 that up for the record.

19 The other thing is, is that there's been a group  
20 of individuals on the east and on the west that's been  
21 working on this; is that correct? So the commissioner --  
22 Mitch has been working on it with you, Commission Elliott?

23 COMMISSIONER ELLIOTT: Correct.

24 CHAIRMAN MAXWELL: And then you've been --  
25 Commissioner Davis, you met with Commissioner Karll and

1 Hibbeler; is that correct?

2 COMMISSIONER DAVIS: Right. And I've also taken  
3 all phone calls from any elected officials no matter what  
4 party they're from.

5 CHAIRMAN MAXWELL: Yeah, I'm not suggesting you  
6 didn't meet with other people, I'm just, for the other  
7 commissioners here, I wanted to make sure that we got that  
8 talked about.

9 The other thing is there's been questions about  
10 whether or not we can meet as a caucus and I also want to  
11 clarify --

12 COMMISSIONER DAVIS: No caucus.

13 CHAIRMAN MAXWELL: Yeah, I want to clarify that  
14 there's not been a caucus meeting that drew a map and  
15 suddenly we had a bunch of litigation or concerns out  
16 there, so that's another reason I wanted to state that for  
17 the record.

18 Eventually we all need to sit down and figure out  
19 whether we can meet as caucuses or not.

20 In that Commissioner Elliott assisted you, I  
21 would like to go to him first if I might, and then I'll go  
22 to the vice chair.

23 Commissioner Elliott.

24 COMMISSIONER ELLIOTT: When the two of us spoke  
25 there were only the two of us?

1 COMMISSIONER SKAGGS: That's correct.

2 COMMISSIONER ELLIOTT: And I hadn't seen the maps  
3 until late this morning; is that right?

4 COMMISSIONER SKAGGS: That's right.

5 COMMISSIONER ELLIOTT: Now, when we discussed  
6 Kansas City in particular, one of our interests was the  
7 minority community. We have a large Hispanic community.  
8 We have a large African-American community. And we wanted  
9 to protect them, but in your opinion and your testimony has  
10 been to that, that you have followed the constitutional  
11 guidelines in developing the starter map; is that true?

12 COMMISSIONER SKAGGS: From my understanding, from  
13 our conversations and from your briefing of me on some of  
14 the minority/majority districts and how we needed to  
15 structure those, yes.

16 COMMISSIONER ELLIOTT: But nothing in this map  
17 would constitute racial gerrymandering, would it?

18 COMMISSIONER SKAGGS: No, absolutely not.

19 COMMISSIONER ELLIOTT: We've attempted not to  
20 disrupt the communities of interest or the nonracial basis  
21 of identity; is that a true statement?

22 COMMISSIONER SKAGGS: Yeah. That's fair, yeah.  
23 Absolutely.

24 COMMISSIONER ELLIOTT: So you believe that all  
25 the constitutional issues have been considered in drafting

1 this starter map?

2 COMMISSIONER SKAGGS: Absolutely.

3 COMMISSIONER ELLIOTT: The issue of  
4 minority/majority district and compactness and  
5 contiguousness --

6 COMMISSIONER SKAGGS: And communities of  
7 interest.

8 COMMISSIONER ELLIOTT: -- and communities of  
9 interest --

10 COMMISSIONER SKAGGS: Sure.

11 COMMISSIONER ELLIOTT: -- and those have been  
12 considered?

13 COMMISSIONER SKAGGS: Yes, sir. Yes, sir.

14 COMMISSIONER ELLIOTT: I have no further  
15 questions.

16 COMMISSIONER SKAGGS: And, again, I appreciate  
17 your insistence on that.

18 CHAIRMAN MAXWELL: I'm going to go to the vice  
19 chair.

20 VICE CHAIRWOMAN WAGNER: While I certainly  
21 appreciate, you know, the efforts that you've put together  
22 here, I guess I have some concern that at best maybe I  
23 perhaps consider this premature and at worst perhaps out of  
24 order.

25 I thought it was our constitutional duty and as

1 commissioners that -- that we really needed to hear the  
2 testimony. You know, the reason for these public hearings  
3 was to, in fact, hear the testimony of the citizenry across  
4 the State of Missouri before we embarked upon drawing maps.  
5 And so I don't know -- have any of my fellow commissioners  
6 been --

7 COMMISSIONER WILSDON: I was never contacted. I  
8 knew nothing about this until you just brought it up.

9 VICE CHAIRWOMAN WAGNER: Well, you know, in any  
10 event, I -- so I just --

11 COMMISSIONER WILSDON: I'm shocked.

12 VICE CHAIRWOMAN WAGNER: -- offer it as an  
13 observation that I would hope in doing our duty as -- to  
14 the citizenry of the State that we certainly take into  
15 account all public testimony before we begin presenting a  
16 map.

17 COMMISSIONER SKAGGS: If I may, Mr. Chairman?

18 CHAIRMAN MAXWELL: Yeah.

19 COMMISSIONER SKAGGS: I appreciate that. I want  
20 to say we thought through that process, because we had the  
21 same concern, but then we actually followed the same  
22 process that the Missouri House followed when they started  
23 the redistricting process. And that process is they  
24 present a -- they present a concept and then they work from  
25 that concept in order to make changes of that concept.

1 I'm afraid if we go to Springfield, Kansas City  
2 and St. Louis and just like some of the testimony we heard  
3 today, people weren't able to give us specifics or be able  
4 to react from -- from a document. And so that's what I'm  
5 hoping this document will serve as is something that we can  
6 react to just like we did in the Missouri House when we did  
7 the congressional redistricting this last session.

8 VICE CHAIRWOMAN WAGNER: I believe the  
9 congressional redistricting also conducted a number of  
10 hearings, Commissioner, before embarking, and I would  
11 submit that their legislative priorities may be a little  
12 different than the citizen commission as such though, but I  
13 appreciate your comments.

14 CHAIRMAN MAXWELL: Thank you.

15 Yes. Mr. Courtway.

16 COMMISSIONER COURTWAY: I have just a couple of  
17 questions. I believe you said that you considered  
18 community of interest in proposing this map?

19 COMMISSIONER SKAGGS: Yes.

20 COMMISSIONER COURTWAY: Can you tell me how you  
21 weighted the metrics and what the metrics were? Did school  
22 districts weigh heavily?

23 COMMISSIONER SKAGGS: Sure.

24 COMMISSIONER COURTWAY: Cities weigh heavier?

25 COMMISSIONER SKAGGS: Sure.

1 COMMISSIONER COURTWAY: And how you determined  
2 that? Who gave you authority to do it?

3 COMMISSIONER SKAGGS: Sure. Well, again, the  
4 authority was --

5 CHAIRMAN MAXWELL: One of the things I might add  
6 is, I would accept a map from any commissioner. I think we  
7 have an authority to present to this body as any other  
8 citizen, I mean, if you're getting feedback from your area.

9 What I want to clarify as chair, I believe we  
10 have an authority to submit maps, and so I don't want  
11 anybody to feel that they don't have -- and I don't think  
12 I'm wrong in the legal authority for us to be able to do so  
13 as individuals. I have some changes I'm probably going to  
14 submit to this map.

15 COMMISSIONER DAVIS: I know I am.

16 Mr. Chairman, I --

17 CHAIRMAN MAXWELL: No. I cut off the  
18 Commissioner. I just --

19 COMMISSIONER DAVIS: Oh, all right.

20 CHAIRMAN MAXWELL: -- want to be clear that I  
21 think we have that authority. I think that's very  
22 important. Ultimately, we've got to produce a map.  
23 There's got to be some process to do that. I don't know  
24 how it's --

25 VICE CHAIRWOMAN WAGNER: After the hearings.

1 COMMISSIONER WILSDON: Yeah, after the public  
2 hearing. That's what I feel. This is not the place nor  
3 the time for this, because we're supposed to get stuff from  
4 the public and from other people and stuff to be open.

5 When we had the House congressional districts,  
6 there was no map. There was just an open thing for the  
7 public. There were no maps whatsoever until after the  
8 public hearings were done. This was totally out of order.  
9 St. Louis County looks horrible. What are you doing to  
10 poor Mary Nichols' district?

11 CHAIRMAN MAXWELL: Well, here's what we'll do --

12 COMMISSIONER COURTWAY: Again, that was where I  
13 was headed with my question is, I thought we had an  
14 understanding that we were going to proceed --

15 COMMISSIONER DAVIS: Mr. Chairman --

16 CHAIRMAN MAXWELL: Order. One of the things, I  
17 have accepted this testimony. If you would want to file an  
18 objection to it, I will accept that objection. I accept  
19 this testimony as any other citizen that's came here and  
20 submitted a map. And it has that much weight to it.

21 I do not discount what the commissioners have  
22 said, that it gives people in the next three hearings  
23 something to respond to, but I have accepted this. And if  
24 they submit this as evidence, I will do it allowing any  
25 commissioner to file an objection if they would choose.

1 And if at the next hearing you want to submit a map, I  
2 would be happy to accept that map.

3 That was pretty much what you wanted to ask about  
4 though?

5 COMMISSIONER COURTWAY: Well, I had a couple of  
6 questions.

7 CHAIRMAN MAXWELL: Yeah, please proceed.

8 COMMISSIONER COURTWAY: But I would like to hear  
9 the answers first.

10 COMMISSIONER DAVIS: I'd like to continue, sir.

11 CHAIRMAN MAXWELL: Yeah, go ahead.

12 COMMISSIONER DAVIS: One of the things that I  
13 remember in our last meeting, we talked about we needed to  
14 look at all the statistics and most especially we were  
15 going to look at the numbers just to see where the basic  
16 mathematical changes could be without looking at all of the  
17 parameters in a very specific way. And then we would move  
18 from there with our public hearing and make determinations  
19 as we move along and get more interest.

20 And we also said that those -- those members who  
21 have been assigned to the task would be working on that  
22 every day. We all had the opportunity to infuse at any  
23 point in time, and that was where I was working from to  
24 have that understanding. And I worked every day listening  
25 to people, taking their phone calls, taking notes, calling,

1 passing it on to here and hoping that that would help the  
2 people who were working on it.

3 Because this is just basically mathematical more  
4 than anything else with a little bit of the other things  
5 that we have to consider, because until the whole  
6 commission and all of the public hearing is considered, it  
7 is absolutely impossible for you to have a map that we can  
8 discuss in full detail.

9 So, again, I go back to what we said, we have a  
10 starting point. That's all we're representing. We're not  
11 representing a map to be deliberated on, voted on or  
12 anything like that. It is a starting point.

13 It will also help those who are here today who  
14 have special interests and those in the future as we move  
15 around for them to say, okay, well, the numbers are here,  
16 but maybe if we tweak this here or we tweak that there,  
17 then I can live with it. And that's all you've got to do  
18 is continue to work on it until we're done.

19 COMMISSIONER WILSDON: But you're --

20 CHAIRMAN MAXWELL: One at a time. We're still on  
21 Commission Courtway.

22 COMMISSIONER COURTWAY: I'm still back to my  
23 basic question. You said you used community of interest.  
24 How was it weighted and what were the metrics you used?

25 COMMISSIONER SKAGGS: What I am proposing at the

1 end of this meeting that I'm going to work with Chairman to  
2 provide this in a -- some type of Google Earth so you can  
3 go down and you'll be able to --

4 COMMISSIONER COURTWAY: Do you not have an Excel  
5 listing of what community interests were, how you weighted  
6 it or any kind of -- any kind of report? What were the  
7 community of interests?

8 COMMISSIONER SKAGGS: Sure I do. Sure I do. And  
9 I can give that file -- I'm going to work with the  
10 commissioner in OA in making sure that all the  
11 commissioners have access to that file so you can see those  
12 weights. You can see the streets. You can see every bit  
13 of data that we looked at when we prepared this map.

14 Because I agree. I want the commissioners to  
15 have that information, because, again, I want to be able to  
16 look at this map and I want to be able to change lines and  
17 be able to say, maybe this isn't a community interest,  
18 maybe the 5th District is -- they might see something  
19 that's a little different, and I would expect that.

20 So, yes, Commissioner, I will make sure I work  
21 with the chairman and that everybody has access to that.  
22 And would like to see the file on some type of Google Earth  
23 or something like that to where we can drill down like they  
24 did on the congressional redistricting.

25 COMMISSIONER COURTWAY: Couple more.

1 CHAIRMAN MAXWELL: Go right ahead.

2 COMMISSIONER COURTWAY: So can you tell me, do  
3 you know as we sit here now, whether any school districts  
4 or cities that were moved to different legislative  
5 districts or split?

6 COMMISSIONER SKAGGS: I mean, you want to go down  
7 all 163?

8 COMMISSIONER COURTWAY: Well, I'm just asking.

9 COMMISSIONER SKAGGS: I mean, it will be --  
10 absolutely, I know.

11 COMMISSIONER COURTWAY: So you did take that upon  
12 yourself to go ahead and split school districts and move  
13 school districts or cities?

14 COMMISSIONER SKAGGS: No, I didn't move cities  
15 and I didn't move school districts.

16 COMMISSIONER COURTWAY: So they have all stayed  
17 within the current legislative districts that they're in  
18 right now?

19 COMMISSIONER SKAGGS: I guess I don't understand  
20 your question.

21 COMMISSIONER DAVIS: I don't either.

22 CHAIRMAN MAXWELL: His question is --

23 COMMISSIONER COURTWAY: If you're truly looking  
24 at a community of interest and you're already allocating  
25 different districts --

1 COMMISSIONER SKAGGS: If you're asking me if I'm  
2 protecting incumbencies, the answer is no.

3 COMMISSIONER COURTWAY: No, I'm not. If you  
4 split any school districts or any city. I mean, I don't  
5 know how else to ask the question.

6 COMMISSIONER SKAGGS: Well, of course I split the  
7 city. I mean, Kansas City has about 20 districts in it,  
8 so, of course. So I guess I don't understand. You know,  
9 Columbia has several districts that feed into it.  
10 St. Louis has 30 districts that feed into it, so of course  
11 I split cities, so I guess that's why I don't understand  
12 your question.

13 COMMISSIONER COURTWAY: You answered it. Thank  
14 you.

15 COMMISSIONER SKAGGS: Okay. Thank you.

16 COMMISSIONER COURTWAY: And the final question I  
17 have: Did you look at or did you consider competitiveness  
18 of race?

19 COMMISSIONER SKAGGS: Did I --

20 COMMISSIONER COURTWAY: Competitiveness of races?

21 COMMISSIONER SKAGGS: Oh, political --

22 COMMISSIONER COURTWAY: Political  
23 competitiveness.

24 COMMISSIONER SKAGGS: I will tell you this: When  
25 we looked at the first map and we started drawing the

1 districts, that was not a factor.

2 We started to draw the districts and try to get  
3 population and tried to get numbers. Subsequently I can  
4 tell you by looking at this map, you know, absolutely. And  
5 in those files that you have you'll be able to see exactly  
6 what percentage is republican and what percentage  
7 democratic, so you will have that information, yes.

8 COMMISSIONER CAISLEY: Mr. Chairman?

9 CHAIRMAN MAXWELL: Yeah, back here.

10 Commissioner.

11 COMMISSIONER CAISLEY: Thank you, Mr. Chairman.  
12 Just a point of clarification from earlier. You said that  
13 you would accept this as evidence. I guess my question is:  
14 Are you accepting it as evidence equal weight to any other  
15 evidence that might be added to any subsequent public  
16 hearing?

17 CHAIRMAN MAXWELL: That is correct.

18 COMMISSIONER CAISLEY: So it's not as a starting  
19 point map necessarily?

20 CHAIRMAN MAXWELL: Well, I'm accepting this as  
21 evidence from two commissioners who I think have a right to  
22 submit a map no different than anybody. I'll place their  
23 name on it. I mean, if they -- I'm not sure how to do  
24 this. It's a pretty big document, but, you know, I'll --  
25 we'll write their name, put a number one on it and submit

1 it for the record as the -- as I indicated with the other  
2 evidence I've accepted today, and I --

3 COMMISSIONER CAISLEY: So it would be -- I'm  
4 sorry. I didn't mean to interrupt, Mr. Chairman.

5 CHAIRMAN MAXWELL: In the future if a  
6 commissioner wants to submit evidence or join in with a  
7 member of their area and submit it, you know, I'm going to  
8 accept it the same way.

9 I think ultimately we are supposed to have a map,  
10 but I think today is a little premature to say this is the  
11 map. I don't think anybody is trying to do that. I'm  
12 still with this Commissioner and then I'm going to go with  
13 Commissioner Myers, he had his hand up, and then I'll go to  
14 Commissioner Justice, then I'll come over here to  
15 Commissioner Karll, okay? That way --

16 (AN OFF-THE-RECORD DISCUSSION WAS HELD.)

17 (EVERYONE TALKING AT ONCE.)

18 CHAIRMAN MAXWELL: Commissioner Caisley is still  
19 on.

20 COMMISSIONER CAISLEY: I'm still trying to  
21 clarify something here and then I will have a question or  
22 two.

23 CHAIRMAN MAXWELL: Yes.

24 COMMISSIONER CAISLEY: So then my follow-up  
25 question, just to make sure I understand, we have a court

1 reporter here and I want the record to be perfectly clear  
2 on this point.

3 So if I had a map constructed in a similar manner  
4 that I wanted to present either later today or at a  
5 subsequent hearing, it's your opinion as chair that it  
6 would be accepted with equal evidence and be able to be  
7 considered in the same manner by people to react to or in  
8 preparing this Commission's first map to react to?

9 CHAIRMAN MAXWELL: Yeah. Absolutely. I mean,  
10 I'm not sure in the end -- and I told the vice chair  
11 eventually her and I have got to get together and figure  
12 out how you really -- she's done this before. I haven't.

13 There's obviously going to have to be maps. Each  
14 one of us probably can't -- we can't all have a map, but  
15 eventually, hopefully, we narrow it down to a few maps and  
16 then we can get in a room and we figure this out.

17 I think it's naive, and I don't accept the fact  
18 that everybody that's hounding this competitiveness are  
19 going to look at votes, whether that's democratic or  
20 republican, and I think -- I go on the record to say that,  
21 you know, ultimately, you know, I think that record will be  
22 considered by every commissioner here. We're appointed  
23 as -- through a partisan process. The whole system in OA  
24 is set up with votes, democrat and republican, and I think  
25 it's wrong of us to indicate to the public today that

1 that's not the way it is.

2           However, hopefully it will be open, equally  
3 weighted, hammered out as much in public as the law  
4 requires and -- but, yes, my intent is to accept  
5 everybody's map and then try to work out a way, okay, we've  
6 got this many maps, now how do we ultimately have one or we  
7 go to the courts.

8           But, yes, sir, if you have a map, Chuck, I'll be  
9 happy to accept that.

10           COMMISSIONER CAISLEY: I appreciate that.

11           CHAIRMAN MAXWELL: Yeah.

12           COMMISSIONER CAISLEY: Hold on.

13           CHAIRMAN MAXWELL: I'm sorry.

14           COMMISSIONER CAISLEY: I have a couple of  
15 questions I want to ask real quick.

16           Commissioner, witnesses, dual roles today. I  
17 appreciate your effort. I know that many of the  
18 commissioners here have been having conversations with  
19 elected officials concerning Missouri citizens.

20           One of the questions I have specifically is in  
21 preparation of this map you manifested, factors you  
22 considered, and there's been a little discussion about what  
23 weight was given and all that. Those are all certainly  
24 things I think we should consider as a commission, but I  
25 have, I guess, a little more mundane questions to ask.

1           And those would be -- I think one of the benefits  
2 of having a public hearing like this that is posted that  
3 people can know to show up to that is on the record, that  
4 it creates a very transparent process that a court  
5 ultimately could evaluate, that us, as commissioners, can  
6 go back and evaluate, that everybody gets to hear, and even  
7 those folks who aren't in the room today can avail  
8 themselves of Missouri law and look up and see exactly what  
9 facts that were considered here.

10           So in evaluating any map, one of things that I  
11 will put great emphasis on is that transparency, so the  
12 people of Missouri can know exactly what was said.

13           COMMISSIONER DAVIS: Sure. We can put it online.

14           COMMISSION CAISLEY: And so my question to you  
15 is: In putting this map together, you mentioned that you  
16 met with a lot of elected officials. And so did you keep  
17 any formal kind of recordkeeping as to who you met with and  
18 what they said and what their concerns were and how they  
19 were incorporated into this map?

20           COMMISSIONER DAVIS: I'm going to answer that. I  
21 probably keep the best records of anybody in town, okay?  
22 I'm a process person. But what I'll share with you is that  
23 this is not the map of this Commission as a whole. I'm  
24 sitting here as one person who happened to have worked  
25 jointly with one other person to give a presentation of

1 interest, and that is all. I am not representing this  
2 Commission as a whole today.

3 COMMISSIONER CAISLEY: Oh, absolutely.

4 COMMISSIONER DAVIS: Nor do I expect anyone to  
5 take this in that way. What I do expect is to have my  
6 interests heard, recognized and documented. I expect to  
7 move forward and work with the Commission as a whole in  
8 making sure that we get to the place that we need to be and  
9 we have a map that we can vote out and send on to represent  
10 this state.

11 So when you talk about transparency then in a  
12 public hearing, all documents that you have to present go  
13 into record. And however you would like for that record to  
14 be presented to the public as a whole, we can make that  
15 decision as a body to do that.

16 So if every document that we accept in from these  
17 public hearings, if we would like to put it online for the  
18 entire State of Missouri to see, if we would like to have a  
19 public place where you can go and view it in its paper  
20 form, if we would like to do any number of things, then we  
21 can choose to elect to do that and we can carry that  
22 forward in our public hearing.

23 But I am not sitting here representing the  
24 Commission. And so as we move forward as we all will have  
25 new and different ideas, and most especially when we talk

1 about the area I'm representing, I intend to have some  
2 changes, okay? I want to see some different things from  
3 what is represented here. So that is fine with me.

4 But we were basically trying to have a starting  
5 point for all of us to work from and that it has those  
6 factors there, but they can't be as strong as what you were  
7 talking about until you do get all that other information  
8 in.

9 But the numerics are the strongest things that  
10 you can work with right now. It's the most common thing in  
11 all the process.

12 COMMISSIONER CAISLEY: And I understand that,  
13 ma'am. And I'm not trying to be confrontational with you,  
14 but my question goes to the strength of the map. If you're  
15 suggesting we use it as a starting point and you're saying  
16 that these things were considered and people were contacted  
17 and discussed, then the credibility of the map and the  
18 strength of the map outside the numbers does absolutely  
19 have to do with who was talked to, what input they gave and  
20 how did that go into shaping the lines that are on that  
21 map.

22 And as a result, really what I'm interested in  
23 is: If you kept records, and if you kept those records,  
24 are you willing to make them public so that everybody can  
25 understand what the inputs were to this, as transparent

1 here in this proceeding? That's really -- that's really  
2 one point.

3 COMMISSIONER SKAGGS: Sure.

4 CHAIRMAN MAXWELL: One of the things I'm --  
5 before she answers is, I don't plan on keeping any records  
6 of individual conversations that I have and do not want to  
7 set precedence. I'm not a good record keeper. I don't  
8 want to be accused of not having submitted a conversation  
9 to this body as a whole. I'll let each commissioner do  
10 what they want, but I don't want to --

11 Again, the questioning we had before, I think we  
12 have to be very consistent. I've been in these tough times  
13 before, and I find consistency allows all of us to survive.  
14 So I think each commissioner can submit records that they  
15 want, conversations that they had, but I want to have --  
16 you know, I don't want us to set a standard though that if  
17 I have a meeting with -- because I know this map, I got  
18 introduced to it this morning. There's going to be people  
19 back home when I arrive want to talk to me. I am not going  
20 to keep a record of that conversation. I may be able to  
21 regurgitate kind of how it went. I can probably do that  
22 right now. It's not going to be as fun on my end as I  
23 would like.

24 But understand, and I'll let the Commissioner  
25 answer, but I do not want -- if we want to vote on that,

1 but I am not in favor of establishing today that a  
2 commissioner has a separate meeting with a local mayor,  
3 commissioner, republican committee woman or -- I'm a DNC  
4 member. You know, I don't want to set that standard. So  
5 I'm going to let them answer, but -- and you're not  
6 suggesting that we have to keep this?

7 COMMISSIONER CAISLEY: No, I'm not suggesting  
8 that. What I am suggesting --

9 CHAIRMAN MAXWELL: Yeah, I'm going to let her  
10 answer. I appreciate what you're asking.

11 COMMISSIONER CAISLEY: If I can make clear to  
12 kind of respond to my question prior and if I could just  
13 respond to you?

14 CHAIRMAN MAXWELL: Yeah.

15 COMMISSIONER CAISLEY: No, you're right. I'm not  
16 suggesting that. What I am suggesting though is if this  
17 map is being put forward as a place to start and it is  
18 being manifested to have the credibility of those things,  
19 which is not something that I'm doing today, then the  
20 people of Missouri have a right to know what that's  
21 predicated for.

22 COMMISSIONER SKAGGS: Sure.

23 COMMISSIONER CAISLEY: And if it's not, then the  
24 map stands on its own without the credibility of all those  
25 conversations and all those things and we have to look at

1 it and determine that.

2 CHAIRMAN MAXWELL: Yeah. Thank you. I just want  
3 to make sure we're careful how we approach that.

4 COMMISSIONER CAISLEY: Certainly, Mr. Chairman.

5 CHAIRMAN MAXWELL: Proceed.

6 COMMISSIONER SKAGGS: Chuck, I'm glad we get to  
7 serve on this committee together. I know your wife served  
8 on it ten years ago, so I'll be learning from you on this.

9 As I said in my testimony, and maybe I wasn't  
10 clear, we did talk to all the commissioners on our side,  
11 and even had conversations just in the community, and there  
12 were three guiding principles that guided us. That was the  
13 feedback that we got. And that's how this map was put  
14 together.

15 So if I met with Commissioner Patterson,  
16 Commission Patterson and I had discussions about what he  
17 thought the map should look like. I met with other  
18 commissioners. I met with -- and when we had those  
19 conversations, the three common themes that came back was  
20 we want to have minority/majority districts. We want to  
21 have communities of interest and political boundaries that  
22 are recognized. And we want to draw maps -- because of  
23 term limits, we want to draw maps that no longer  
24 continually protect incumbents. So those are the three  
25 principles.

1           That's what this map here represents. It doesn't  
2 represent any one person coming to me and saying,  
3 Commissioner Skaggs, I would like to see this district  
4 drawn exactly this way. Instead it represents those three  
5 items; minority/majority districts, communities of interest  
6 and not protecting incumbents like we've done in the past.

7           CHAIRMAN MAXWELL: I've got to move along if I  
8 might. Commissioner Myers is next. I do need to get over  
9 to Commissioner Karll after that.

10           SECRETARY MYERS: Earlier you said you had your  
11 first meeting. When did you-all start drawing your map?

12           COMMISSIONER SKAGGS: At our first meeting? I  
13 think she meant --

14           Go ahead.

15           COMMISSIONER DAVIS: I was referring to the April  
16 meeting that we had jointly, we had this conversation.

17           SECRETARY MYERS: No. There was another  
18 reference to a first meeting.

19           COMMISSIONER DAVIS: Oh, I'm not -- I didn't --  
20 maybe that was something else.

21           SECRETARY MYERS: Commissioner Skaggs, you made  
22 reference to a first meeting you had with somebody. I was  
23 wondering when that was and who the individuals were?

24           COMMISSIONER SKAGGS: I agree. Maybe we can go  
25 back and check the minutes when they're done. We can clear

1 that up in May, but I thought -- I was -- when I was  
2 referring to the first meeting, that was the meeting we had  
3 in April.

4 SECRETARY MYERS: How many meetings did you have?

5 COMMISSIONER SKAGGS: Oh, the two of us?

6 SECRETARY MYERS: No. I'm asking how many  
7 meetings did you have with the other commissioners to  
8 draft?

9 COMMISSIONER SKAGGS: Oh, sure. Again, we had  
10 conversations. I will say Mitch and I have met. I know we  
11 met one time. Mitch told me the items that he was  
12 interested in.

13 I know Commissioner Patterson had conversations  
14 with Commissioner Maxwell. I know Commissioner Davis had  
15 conversations with the other members, and we fed that  
16 information back, and that's how we came up with the map  
17 based on those three principles.

18 SECRETARY MYERS: So you're saying the two of you  
19 had meetings with every other single democrat commissioner;  
20 is that right?

21 COMMISSIONER DAVIS: No. No. And I can assure  
22 you that I did not, number one. And secondly, I had  
23 probably more input from statewide elected officials than I  
24 did from anyone else.

25 SECRETARY MYERS: But do you-all -- I'm trying to

1 understand who you -- how you drafted that.

2 CHAIRMAN MAXWELL: Maybe I can help.

3 SECRETARY MYERS: Okay.

4 CHAIRMAN MAXWELL: I don't know that this will  
5 help. I was contacted and had a conversation with  
6 Commissioner Skaggs about the need to have a map, a  
7 starting point. The concept is if you go through three  
8 hearings and nobody has anything to respond to, then how  
9 does this process work?

10 I said, well, I don't know how it works. I don't  
11 know. We collect a bunch of paper and get together  
12 afterwards. I said, but if you-all want to start working  
13 on something, you know, we've got to start somewhere.

14 And so I did not have any input into any of the  
15 lines on this map nor did I see this map until this  
16 morning, but I did respond to Commissioner Skaggs' question  
17 of how you do the process. I didn't realize this would be  
18 this big of a concern, but --

19 SECRETARY MYERS: I'm just trying to understand.

20 CHAIRMAN MAXWELL: Well, because I don't think  
21 they're trying to present this as their map or the map.  
22 They're presenting it as theirs. They did work very hard.

23 COMMISSIONER WILSDON: I am very concerned with  
24 St. Louis County.

25 CHAIRMAN MAXWELL: Okay. Well, I think they did

1 meet as democrat commissioners separately, not all in one.

2 SECRETARY MYERS: That's what I'm trying to  
3 establish. Everybody is saying we met with all the other  
4 commissioners. I'm not sure --

5 CHAIRMAN MAXWELL: And I think that's probably  
6 why we see the pullout here on St. Louis and Kansas City.  
7 I'm not opposed to this. I'm actually thankful they have  
8 done it.

9 SECRETARY MYERS: I'm not saying I'm opposed. I  
10 just want to understand.

11 CHAIRMAN MAXWELL: Yeah. The reason I say that  
12 is, is because somebody has got to do something to get us  
13 off the dime and obviously today we're clearly off the  
14 dime, but I do want -- you know, I did have that  
15 conversation.

16 I told them it made sense to start in the urban  
17 areas. That's where they wanted to start because of the  
18 minority population, and they wanted to protect those  
19 districts. So with that, they have presented this map,  
20 but, again, they are not presenting this as a commission  
21 map or a democrat map. It's two commissioners who want to  
22 present a map and I feel very comfortable with them doing  
23 that. But when he says met with me, those were the kind of  
24 conversations.

25 COMMISSIONER SKAGGS: It was one-on-one

1 conversation.

2 CHAIRMAN MAXWELL: As a matter of fact, I have  
3 two democrat legislators, maybe the last two in north  
4 Missouri, as far as I know, that are drawn together on this  
5 map, and I have some concerns about that, but they tell me  
6 incumbent protection wasn't in their mindset, and believed  
7 in that.

8 Go right ahead. Okay. I'm going to let  
9 Commissioner Myers finish. I promised Commissioner Karll.

10 COMMISSIONER ELLIOTT: Can I interject one thing?

11 CHAIRMAN MAXWELL: Could we let Commissioner  
12 Myers finish?

13 COMMISSIONER ELLIOTT: Would you let --

14 CHAIRMAN MAXWELL: Would you let Commissioner  
15 Elliott make a brief statement?

16 COMMISSIONER ELLIOTT: The thing that I wanted to  
17 say is, the reason for this map, as far as I'm concerned,  
18 has been obvious, and I would like the record to show that  
19 people from the public and the House of Representatives  
20 have charged this map and started photographing it because  
21 they are interested. And now they have something from  
22 which to work. That's all I have.

23 SECRETARY MYERS: Well, there's basically a  
24 defined map --

25 CHAIRMAN MAXWELL: I'm going to go in order here.

1 SECRETARY MYERS: All right.

2 CHAIRMAN MAXWELL: And then everybody is going to  
3 get one more chance and we're probably going to move on.

4 Commissioner Myers, go ahead.

5 SECRETARY MYERS: We've got legal boundaries of  
6 the State of Missouri from the census population. Now,  
7 what is the -- tell me, again, you met with every democrat  
8 commissioner is what you've said here today?

9 COMMISSIONER DAVIS: No. No, we didn't say that.

10 SECRETARY MYERS: One or both of you together did  
11 not talk to every democrat commissioner?

12 COMMISSIONER DAVIS: I don't know if we did  
13 collectively. I think we missed a few.

14 SECRETARY MYERS: That was your statement  
15 earlier.

16 COMMISSIONER DAVIS: I missed a few.

17 COMMISSIONER SKAGGS: I have had conversations  
18 with all the commissioners except for one, and I know that  
19 Ms. Davis has taken care of some of the other  
20 commissioners.

21 SECRETARY MYERS: So it would be safe to say that  
22 between the two of you you discussed this map with every  
23 democrat commissioner.

24 Have you discussed it with any republican  
25 commissioner?

1 COMMISSIONER SKAGGS: No. I think we  
2 already addressed that.

3 COMMISSIONER WILSDON: And why not?

4 COMMISSIONER SKAGGS: I'm presenting it -- that's  
5 why I'm presenting it here.

6 SECRETARY MYERS: That's really all I had at this  
7 point, Chairman.

8 CHAIRMAN MAXWELL: Commissioner Karll is next.  
9 Did you want to go though?

10 VICE CHAIRWOMAN WAGNER: I want to wrap up at  
11 some point, yes.

12 CHAIRMAN MAXWELL: Okay. Commissioner Karll, I  
13 told her I would get to her.

14 COMMISSIONER KARLL: And I will yield to  
15 Commissioner Patterson.

16 COMMISSIONER PATTERSON: Thank you, Commissioner  
17 Karll.

18 CHAIRMAN MAXWELL: Wait just one minute.  
19 Okay. Commissioner Patterson.

20 COMMISSIONER PATTERSON: To follow up just  
21 quickly with what Commissioner Myers was saying. The  
22 conversation that Mr. Skaggs had with me was specifically a  
23 question about Christian County. It was not a southern  
24 district-wide conversation and not necessarily geared  
25 toward this map. Because as we all know, Christian County

1 could receive another new district or two considering the  
2 population growth there.

3 Secondly, to Commissioners Skaggs and Davis, for  
4 Commissioner Myers and I, and everyone here actually, I  
5 would -- a minor note if I may indulge, Mr. Chairman?

6 We need to see also a breakout of the Springfield  
7 metro area and what your thoughts are there. I'm probably  
8 as curious about that as anyone in this room, so -- and  
9 second only perhaps to Mr. Myers.

10 SECRETARY MYERS: Well, I'm not really too  
11 interested in this map. I understand we have a population  
12 of the State of Missouri and we have legal boundaries in  
13 the State of Missouri and we're charged to make a  
14 contiguous and compact map. That's what I heard in the  
15 last meeting and that's kind of what I'm thinking.

16 CHAIRMAN MAXWELL: Commissioner Karll.  
17 Yes, Commissioner Patterson.

18 COMMISSIONER PATTERSON: Mr. Chairman, I'm  
19 through.

20 CHAIRMAN MAXWELL: Okay. Commissioner Justice.

21 COMMISSIONER JUSTICE: I have a couple of quick  
22 questions. I don't want to go into the specifics of the  
23 map just because of the way it is and being presented, but  
24 one point of clarification, you made the assertion earlier  
25 that the congressional restricting was done with a map as a

1 starter map, quote unquote, in place.

2 Commissioner Kennedy and I both attended the  
3 public hearing for the congressional map in Poplar Bluff  
4 and there was no map there. So the assertion that they  
5 have done it this way I think might be a little bit off of  
6 the actual --

7 COMMISSIONER SKAGGS: Maybe -- again, the process  
8 in the House is they -- when session -- when they came into  
9 session, they might have done some pre-maps, some  
10 pre-meetings.

11 COMMISSIONER WILSDON: No.

12 COMMISSIONER SKAGGS: They didn't have any  
13 meetings? They had public hearings.

14 (INAUDIBLE WITH NUMEROUS SPEAKERS AT ONCE.)

15 CHAIRMAN MAXWELL: All right. All right.

16 COMMISSIONER SKAGGS: They had public meetings.  
17 Maybe I didn't clarify.

18 COMMISSIONER WILSDON: There was no starter,  
19 quote unquote, map, prior to the public hearing that I  
20 attended.

21 COMMISSIONER SKAGGS: Sure.

22 COMMISSIONER WILSDON: I want to clarify that.

23 COMMISSIONER SKAGGS: Sure. But let me say, the  
24 legislature does have a map. They have one that they  
25 worked from that they present that then allows people to

1 get feedback into that map so they can change lines.

2 COMMISSIONER JUSTICE: But my point of  
3 clarification was that at the public hearing I attended and  
4 Commissioner Kennedy attended there was no map presented as  
5 a, quote unquote, starter map.

6 COMMISSIONER SKAGGS: Okay. No, I think that's  
7 fair.

8 CHAIRMAN MAXWELL: And that's been recorded.

9 COMMISSIONER JUSTICE: Right. And that was the  
10 point of clarification I was trying to make.

11 Now, my second point is, who drew this map? Was  
12 it you? Was it the two of you together? Was it OA? Who  
13 drew this map?

14 COMMISSIONER DAVIS: It was a combination of all  
15 of the above, because that's basically the only way it  
16 could have been done. Because we use a database that we  
17 are all going to work from and that's -- and the assistance  
18 that we are all going to use in this process.

19 What I would like to also share with you is, what  
20 piqued my interest in doing this, I'm also involved on the  
21 local level in the redrawing of our district for the  
22 automatic process in the City of St. Louis.

23 COMMISSIONER JUSTICE: That answers my questions.

24 COMMISSIONER DAVIS: And a couple of people sat  
25 down and came up with a beginning. And then you just grow

1 out of that process, but you had to start somewhere.

2 COMMISSIONER JUSTICE: Now, my last point is  
3 this: You made it very clear and specific that you are  
4 presenting this map as a private citizen and not as a  
5 commissioner, right?

6 COMMISSIONER DAVIS: I am sitting here as an  
7 individual who has worked jointly on a process that I  
8 believe is a place to start.

9 COMMISSIONER JUSTICE: Okay.

10 COMMISSIONER DAVIS: But that is up to this  
11 Commission whether they ever look at this again or not.

12 COMMISSIONER JUSTICE: Okay. The reason I'm  
13 bringing it up is --

14 COMMISSIONER DAVIS: Because we have to work  
15 together as a body.

16 COMMISSIONER JUSTICE: -- for a very short point  
17 and then yield back to the chairman. I would say that we  
18 need to be very careful about labeling this a starter map  
19 if you are presenting this as an individual and not as a  
20 commissioner, but if you are presenting this as a  
21 commissioner and going to label it a starter map --

22 VICE CHAIRWOMAN WAGNER: Then we take a vote.

23 COMMISSIONER JUSTICE: -- then we take a vote and  
24 have to go through the process.

25 But we need to be very specific about this

1 because procedurally we've got an issue if it's a map  
2 that's not by a private citizen. Do you see where I'm  
3 coming from?

4 COMMISSIONER DAVIS: I absolutely do.

5 COMMISSIONER JUSTICE: I need to know, are you  
6 presenting this -- you know, if somebody else came in here  
7 and presented a map --

8 CHAIRMAN MAXWELL: I've accepted it as citizen,  
9 not in an official capacity.

10 COMMISSIONER JUSTICE: Okay. Then I say we need  
11 to make sure we don't label this a starter map.

12 CHAIRMAN MAXWELL: I told you I was going to use  
13 their last names, put one on it, just as I took everybody  
14 else's testimony.

15 COMMISSIONER JUSTICE: Right. And nobody else's  
16 maps are being labeled a starter map, so then this one  
17 doesn't need to be labeled a starter map either.

18 CHAIRMAN MAXWELL: I didn't say I was going to,  
19 did I?

20 COMMISSIONER DAVIS: That was my statement.

21 COMMISSIONER JUSTICE: I'm just making a point  
22 for the record.

23 CHAIRMAN MAXWELL: You can keep making the point  
24 for the record and I'll keep saying, I'm going to accept  
25 this map, put their last names on it, put number one on it

1 just as I've accepted testimony all the way through today  
2 and as I would accept your-all's in the future.

3 COMMISSIONER JUSTICE: Right.

4 CHAIRMAN MAXWELL: And it's not being presented  
5 as a commission map nor democrat caucus map.

6 COMMISSIONER JUSTICE: Okay. That's clear. Now,  
7 one short question and I'm done. What's the deviation --  
8 average deviation on your map, please?

9 COMMISSIONER SKAGGS: The data file that you will  
10 receive will have all of the variations. There's a few  
11 districts -- if I recall, I'm -- one was about 4 or 5  
12 percent, I think, was the highest. We can go up to 10, but  
13 I'm not even comfortable with 4 or 5. I would like to have  
14 it be closer.

15 In that data file you have and that you will  
16 receive that I will work with Mr. Chairman and hopefully OA  
17 to somehow get that disseminated to the Commissioners. It  
18 will have all that information for you.

19 COMMISSIONER JUSTICE: Thank you, Mr. Chair.

20 CHAIRMAN MAXWELL: Vice Chair.

21 VICE CHAIRWOMAN WAGNER: Thank you. Matt, that  
22 leads me to my question. Do the Office of Administration  
23 draw this map and do they have the data for this map?

24 COMMISSIONER SKAGGS: They do not, but that's why  
25 I'm saying after presenting it --

1           VICE CHAIRWOMAN WAGNER: So the Office of  
2 Administration did not draw this map and they do not have  
3 the data on the map?

4           COMMISSIONER SKAGGS: They do not have the data.

5           CHAIRMAN MAXWELL: Give it to --

6           COMMISSIONER JUSTICE: She just told me that she  
7 did.

8           COMMISSIONER DAVIS: No. I said jointly  
9 information --

10          CHAIRMAN MAXWELL: They're presenting it as  
11 individual citizens. I don't care where they got the data.  
12 They have offered to put it into OA or to Google whatever  
13 so we can all have access to it.

14          My opinion is as individual commissioners we can  
15 have maps in OA. If you-all want to object to that, let me  
16 know.

17          VICE CHAIRWOMAN WAGNER: No. I think we should  
18 have maps in OA. I wondered if the Office of  
19 Administration had the map and --

20          COMMISSIONER SKAGGS: They do not. But I want to  
21 make sure that the Commissioners have it.

22          VICE CHAIRWOMAN WAGNER: Do you have the  
23 information today to distribute to this Commission that has  
24 everything on it from communities of interest deviation, et  
25 cetera.

1           COMMISSIONER SKAGGS: It will be in that data  
2 file that I'm going to work with OA. That's what I'm going  
3 to work with chairman to make sure that gets distributed.

4           VICE CHAIRWOMAN WAGNER: And I wanted to say for  
5 the record that as vice chairman of the Commission I have  
6 strong objection to -- even as private citizens you are  
7 still also two commissioners on this -- you know, dually  
8 constitutional appointed commission submitting a map prior  
9 to full testimony of the citizens of the State of Missouri.

10           And that's all I have, Mr. Chairman.

11           CHAIRMAN MAXWELL: Thank you. It is my intent to  
12 get this data over to OA so that we all can have it in data  
13 sets. My intent is that if any other commissioner wants to  
14 work directly with OA as we said in the last meeting, they  
15 don't have to make that available to all the Commission,  
16 but if you come and you present it, then it will be my  
17 expectation that that data has to be available to us as a  
18 Commission.

19           Mr. Myers.

20           SECRETARY MYERS: Are we expecting OA to certify  
21 this information in the original data file as being valid?  
22 Are they going to rework the map? What -- where are the  
23 numbers coming from and how is OA going to -- are they just  
24 going to receive and transmit or are they going to verify  
25 or --

1 CHAIRMAN MAXWELL: I think we each have our own  
2 OA -- do each of us have a person in OA, the democrats and  
3 the republicans each have a separate person or is it all  
4 just one?

5 MS. JENKINS: We're nonpartisan.

6 COMMISSIONER DAVIS: Just one.

7 CHAIRMAN MAXWELL: Then what I expect to do is  
8 give that to OA in whatever data set and make sure that if  
9 they can -- however you do that or whatever.

10 SECRETARY MYERS: Are they going to represent the  
11 numbers are accurate that are being put forward? Are they  
12 going to --

13 CHAIRMAN MAXWELL: Well, we can ask them to do  
14 that.

15 COMMISSIONER DAVIS: That's a good idea.

16 SECRETARY MYERS: That's my question. Are they  
17 going to put it across with the census numbers and the  
18 county. It sounds like a pretty daunting task, but we've  
19 got a big budget, right?

20 CHAIRMAN MAXWELL: You know, I think if we want  
21 to have access to it, then I'm going to ask them, yes, I  
22 think they should verify the data so that it doesn't  
23 inaccurately represent --

24 SECRETARY MYERS: We would expect them to do that  
25 to every map that's submitted to the Commission?

1 VICE CHAIRWOMEN WAGNER: They will have to.

2 COMMISSIONER DAVIS: They will have to. That's  
3 the best way to do it.

4 CHAIRMAN MAXWELL: Yeah. Ultimately if we have a  
5 map, it's got to be a map in OA. My thought is and what I  
6 was told when I took over this chairmanship I was -- in a  
7 quick little phone call they told me, yeah, we've got to be  
8 the official map keeper, if we will. I mean, if we have a  
9 map, it's got to be through their data in the end.

10 SECRETARY MYERS: Let's say we have a citizen  
11 from Barry County submit a map that it uses Google Earth in  
12 the census file, et cetera --

13 CHAIRMAN MAXWELL: No.

14 SECRETARY MYERS: -- are we going to expect --  
15 Okay.

16 CHAIRMAN MAXWELL: I mean, I would think that --  
17 I don't know what Google Earth is. I mean, if it fits in  
18 the parameters, I guess so. I don't know what Google Earth  
19 is. I mean, I don't know how the data sets are. I don't  
20 want to create a system where I agree today that you can  
21 come in here, any citizen come in here with any kind of  
22 data formatted and that we're going to have OA somehow  
23 reformat that so it works.

24 SECRETARY MYERS: So if this data is not in a  
25 really workable format, OA could report that and say, go

1 back and clean that up for us?

2 CHAIRMAN MAXWELL: That's right. That would be  
3 what I would think, yes. Because otherwise if I say yes,  
4 the other question, my gosh --

5 SECRETARY MYERS: I've got some folks that will  
6 send you maps.

7 CHAIRMAN MAXWELL: Yeah, that's what I'm  
8 thinking. My thought is they have the ability to say this  
9 is not a workable format. It has to be put in format X, Y,  
10 Z, so that it is manageable.

11 But if it is manageable, it is my intent to ask  
12 OA to get that to us so we can look at it online or on the  
13 screen and manipulate it. Like Camden County presented a  
14 map today that I'm planning on asking OA to tell me what  
15 that looks like. They took the time to draw a map, I want  
16 to take the time to look at what they think.

17 SECRETARY MYERS: I'm just trying to draw a  
18 distinction here between citizens and a commissioner. If  
19 we -- if the Commission sends that information or drawing  
20 or maps, forwards that to OA, I would expect them to do  
21 every effort to produce that to the Chairman, but --

22 CHAIRMAN MAXWELL: Well, no. I stated last time,  
23 unless I'm told otherwise -- I stated at the last meeting  
24 that every Commissioner has the right -- and if we run out  
25 of money, I guess we do, but I think every -- I don't know

1 how you do this job unless you have access to the  
2 technology to do it.

3 And what we said at the last meeting was every  
4 commissioner has a right to go into OA or wherever and draw  
5 a map. And I think you have to, you know, either as  
6 groups, individuals, whatever. I don't know how else you  
7 ever get there unless we draw a map.

8 So I said at the last meeting, the vice chair and  
9 I agreed, that you have a right and if OA is prepared to  
10 accommodate you and -- now if you present it, we're setting  
11 the standard today that unless it is a voted-on map, then  
12 we're not going to accept it as a commission map, if you  
13 will. We're going to accept it -- if you're out working  
14 with people and you want to draw a map, then we will accept  
15 it in your individual capacity as a citizen.

16 SECRETARY MYERS: In this case we have two  
17 citizens, commissioners submitting a map?

18 CHAIRMAN MAXWELL: That's correct. And once it  
19 comes in as testimony, then I told them this morning that  
20 if it comes in here, then it's going to be -- it's public.  
21 I mean, I think you can probably draw a map and not ever --

22 VICE CHAIRWOMAN WAGNER: Everything at the  
23 hearing comes in.

24 CHAIRMAN MAXWELL: That's right. So the minute  
25 it's presented -- I mean, even the citizen has a right to

1 know or every House member here has a right to know what it  
2 did to their district and respond to that. And so we'll  
3 try -- that should be -- that's going to be made available  
4 to every citizen in the State. I don't know how we do  
5 that, but --

6 SECRETARY MYERS: Let me restate this one other  
7 way. So if my friend from Barry County brings in the map,  
8 it's going to become public record. It may not go through  
9 the OA criteria, but it would have as much validity as  
10 testimony to this group as that.

11 COMMISSIONER DAVIS: Oh, definitely.

12 CHAIRMAN MAXWELL: Yeah. And I'll speak to that  
13 a little bit. And I don't know how we do this. In the  
14 end -- and we will listen to the testimony. I'll accept  
15 this map. I accepted Camden County's. I'll accept any of  
16 your-all's idea. I don't know -- ultimately -- and I want  
17 to have them. I think everybody here does, or why are we  
18 spending all this time. I know how difficult that can be.

19 So ultimately though I think we in this room or  
20 behind these desks we give it as much weight as we want.  
21 I'm not saying -- I mean, you know, unless it's voted on --  
22 the way I understand the Constitution and everything,  
23 unless it's voted on as the map, the tentative map, then we  
24 have another hearing, then it has as much weight.

25 I do appreciate testimony and we have to worry

1 about the Constitution, but it's us that have to weight  
2 that out. It's not some magical group of people. We're  
3 looking at it.

4 And Madam Vice Chair, and then Commissioner  
5 Thomas has been holding his hand up for some time.

6 VICE CHAIRWOMAN WAGNER: Go ahead, James.

7 COMMISSIONER THOMAS: Just to be clear, we are  
8 going to refer to his as something like the Davis/Skaggs or  
9 the Skaggs/Davis Map No. 1, and that would be an  
10 appropriate reference to it?

11 VICE CHAIRWOMAN WAGNER: Not a Commission starter  
12 map.

13 CHAIRMAN MAXWELL: Yes. I'm accepting it and I  
14 will probably put the Skaggs/Davis. I hadn't thought about  
15 that, but he started the process.

16 COMMISSIONER THOMAS: I just wanted to know how  
17 to correctly refer to it. So this is the Skaggs/Davis Map  
18 No. 1 --

19 CHAIRMAN MAXWELL: That is correct.

20 COMMISSIONER THOMAS: -- and that would be the  
21 correct reference, okay.

22 CHAIRMAN MAXWELL: And that's how I'm receiving  
23 it into evidence and it will be presented. And I would  
24 think anybody wanting to refer to it, that's how they would  
25 refer to it. Now Commissioners may say their starter map.

1 I'm not going to oppose their -- you've got to start  
2 somewhere.

3 COMMISSIONER THOMAS: Okay. I just wanted to be  
4 clear what the correct reference was.

5 CHAIRMAN MAXWELL: Okay.

6 COMMISSIONER THOMAS: Now, I'm a little  
7 disappointed because, you know, I thought we were going to  
8 hear public testimony and then we were going to have a  
9 workshop or something and work on a map, but I understand  
10 what you're talking about, but I did not think that was  
11 consistent with what we were doing, and I'm disappointed in  
12 that.

13 But I do have a question though. In her  
14 testimony as an individual person, Ms. Davis indicated that  
15 she had some objections to this map and it was not  
16 acceptable to her. And so is even the submission of this  
17 proposed map premature because the presenter herself does  
18 not find it acceptable?

19 CHAIRMAN MAXWELL: I would say that --

20 COMMISSIONER DAVIS: May I respond?

21 CHAIRMAN MAXWELL: You may respond. If I may,  
22 I've accepted it as evidence. Its weight is its weight  
23 among those of us who will make the final decision.

24 Yes, Commissioner Davis.

25 COMMISSIONER DAVIS: Well, I just wanted to give

1 a couple more points on my statement. I am not in any  
2 position to have any absolutes at this point. And I do  
3 know some of the other challenges that are there. And I  
4 also want to absolutely wait for me to say I accept this  
5 until after I have a public hearing in City of St. Louis  
6 and the other surrounding areas. So as a commissioner that  
7 would be my responsibility to be in that position at this  
8 time.

9 COMMISSIONER THOMAS: Okay. You were wearing a  
10 different hat a moment ago.

11 COMMISSIONER DAVIS: Right.

12 COMMISSIONER THOMAS: That's what I'm trying to  
13 understand. A moment ago you were sitting over there and  
14 you were an individual giving testimony on a map that  
15 during the course of your testimony you said that you have  
16 some adjustments to it that you don't think are appropriate  
17 in your area that you are most familiar with.

18 COMMISSIONER DAVIS: Absolutely.

19 COMMISSIONER THOMAS: So I guess I'm a little  
20 confused about whether even submitting that is premature,  
21 because you stated yourself that you didn't find it to be  
22 acceptable to you already.

23 CHAIRMAN MAXWELL: Well, here --

24 COMMISSIONER DAVIS: And I indicated at least  
25 three times that it was a starter map for me. That's what

1 I said.

2 COMMISSIONER THOMAS: Okay.

3 COMMISSIONER DAVIS: That clarifies my statement.

4 COMMISSIONER THOMAS: Okay. Skaggs dash Davis  
5 Map No. 1 is a starter map for the two of you, and you  
6 still aren't sure that you are completely acceptable with  
7 that map?

8 COMMISSIONER DAVIS: Because the process has a  
9 long way to go. And I'm going to do my due diligence to  
10 make sure that when I do get to the point where I can make  
11 a statement of acceptable for my area, that we have  
12 received enough information for me to do that. I would not  
13 prematurely say that.

14 COMMISSIONER THOMAS: It is inconsistent though.

15 CHAIRMAN MAXWELL: I've got to move on.

16 Okay. I've got Commissioner Karll that hasn't  
17 spoken yet.

18 Are you wanting to speak?

19 COMMISSIONER KARLL: Yes.

20 CHAIRMAN MAXWELL: Are you wanting to speak? You  
21 did waive yours a while ago, but go ahead.

22 COMMISSIONER KARLL: A couple of points, one  
23 being that I believe we all heard here today that Senator  
24 Johnson intends to submit a map to us. And I would hope  
25 that we would treat him with a little more civility than I

1 hear today that we are treating the individuals who have  
2 presented this map to us.

3 And I appreciate the work -- the extra work that  
4 Commissioner Skaggs and Commissioner Davis put into giving  
5 us something to look at other than what's current and is  
6 not acceptable.

7 We all know what is current is not acceptable.  
8 When I met with Commissioner Davis, our main area of  
9 discussion was what are we going to do with this loss of  
10 population in St. Louis City and St. Louis County. So we  
11 worked very -- very much in, where do you start? Where do  
12 you start?

13 Well, you start with just pure numbers. How do  
14 we weigh these districts to add population where they need  
15 to have population and take from districts that have grown  
16 and redistribute these districts in what, again, an initial  
17 glance at having equal districts population-wise.

18 So, again, I think it's something more to look at  
19 than our current seats that we know are absolutely not  
20 going to cut the mustard.

21 And also the point that there were 17 witnesses  
22 here today who either testified or submitted evidence.  
23 Eight of those witnesses stated, I want to keep my district  
24 intact. That's not very helpful to us, is it?

25 If we were asking all 163 members of this body,

1 what would you like us to do, I bet we would hear the same  
2 thing. Keep my district intact. We can't do that.

3 So I for one thank you for your extra effort and  
4 I love it as a place to begin our gathering of information.

5 CHAIRMAN MAXWELL: Commission Kennedy.

6 COMMISSIONER KENNEDY: I would just like to say  
7 that comparing this process to the congressional  
8 redistricting process is like apples to oranges. And there  
9 is no precedent to do that.

10 I believe ten years ago when the State  
11 Legislature Redistricting Committee was meeting there was a  
12 map presented at the first hearing. That's my  
13 understanding. So to say that it's premature, there's  
14 really no precedence to say that.

15 CHAIRMAN MAXWELL: Commissioner Wilsdon.

16 COMMISSIONER WILSDON: I would take exception to  
17 that, because it is not -- we have three more public  
18 hearings and then we go to select maps. I think that is  
19 really denigrating any of the public hearings for the City  
20 of Springfield, for the St. Louis area and for Kansas City  
21 by coming up and saying, this is my starter map without  
22 having talked to half of the other commissioners. That's  
23 ludicrous.

24 I mean, we are -- with all congressional  
25 hearings, Skaggs, I was at three of them. Commissioner

1 Skaggs, I was at the one at Springfield and I was at both  
2 in St. Louis and testified in that and there were no maps  
3 whatsoever. It was an open hearing. It was supposed to be  
4 transparent for all of the citizens and anyone that wanted  
5 to speak at the public hearing. It wasn't about us or  
6 about individual citizens coming up with their own maps.  
7 That is not what we're -- this is a public hearing for the  
8 people.

9 CHAIRMAN MAXWELL: I'm going to -- I told  
10 Commissioner O'Laughlin I would get to her. She's not  
11 spoke yet.

12 Please proceed.

13 COMMISSIONER O'LAUGHLIN: Well, first of all,  
14 this is being presented as a magnanimous gesture and a lot  
15 of work when it's really a preemptive strike. And I think  
16 we should all acknowledge that.

17 If the goal here is for us to represent all of  
18 Missourians and try to get as fair a map as we can, then  
19 what should have been done, what could have been done --  
20 and I'm disappointed that the Chairman did not make sure  
21 that this was done -- both sides should have been consulted  
22 or at the very least the Co-Chairman should have been  
23 informed that there would be a map presented and she should  
24 have been given the opportunity to perhaps ask her people  
25 if they would like to present a map. That is a statement

1 that I wanted to make.

2 Secondly, I would like to file a formal objection  
3 to this map, and I do not believe that it should be taken  
4 to the other hearings and put up as whatever you want to  
5 call it.

6 VICE CHAIRWOMAN WAGNER: It's not a commission  
7 map.

8 CHAIRMAN MAXWELL: That's right.

9 COMMISSIONER O'LAUGHLIN: It's not a commission  
10 map. It's been accepted here from you as something that  
11 they want to suggest, that's fine for today, but it  
12 certainly does not represent anything that the Commission  
13 has worked on a group.

14 VICE CHAIRWOMAN WAGNER: Clarify that.

15 CHAIRMAN MAXWELL: It will not be presented.

16 COMMISSIONER O'LAUGHLIN: Good.

17 CHAIRMAN MAXWELL: Okay.

18 COMMISSIONER O'LAUGHLIN: Thirdly, if there is  
19 going to be this kind of thing done and you are going to be  
20 a successful chairman and this group is going to work  
21 together, then this kind of thing cannot happen.

22 And I would ask that you give the respect to the  
23 Co-Chairman that I believe she deserves and the other side  
24 of the room and let them know when things are going to  
25 happen and we all try to work together as a group;

1 otherwise, we're all going to end up doing nothing and it  
2 won't matter what the public presents because we will not  
3 be able to work together. And I know that you knew full  
4 well before this happened that this would be the response.  
5 That is my statement.

6 CHAIRMAN MAXWELL: Okay. I did indicate I was  
7 briefed on the map this morning. I did know in advance.

8 COMMISSIONER O'LAUGHLIN: Well, at that point  
9 then I would say that you should have said, I have not  
10 talked with anyone else about it. Every other  
11 commissioner --

12 CHAIRMAN MAXWELL: I understand. I accept that.

13 COMMISSIONER O'LAUGHLIN: -- was talked with and  
14 it's inappropriate.

15 CHAIRMAN MAXWELL: I accept that.

16 Okay. Is there anyone else here to testify  
17 today? Anyone else here to testify?

18 Seeing none, the Chair would ask for a motion to  
19 adjourn.

20 UNIDENTIFIED SPEAKING: So adjourned.

21 CHAIRMAN MAXWELL: I apologize. Did you have an  
22 announcement that you were supposed to make before I accept  
23 that vote?

24 MR. HESSER: You might, if you have the dates and  
25 times there for the other meetings, if you could read those

1 and I'll pass out the information that you had requested  
2 from the first meeting that we had.

3 CHAIRMAN MAXWELL: Yeah. I apologize. The  
4 March -- May 23rd -- I broke my glasses here in all of  
5 my -- and a little screw fell out.

6 One p.m. at Plaster Student Union, Ballroom East,  
7 Missouri State University, 901 South National Avenue in  
8 Springfield on May the 23rd.

9 May 24th at nine a.m in Pierson Auditorium,  
10 University Center, University of Missouri-Kansas City,  
11 5000 Holmes, Kansas City, Missouri.

12 May 25th at nine a.m, Student Center  
13 Multi-Purpose Room, St. Louis Community College, Florissant  
14 Valley, 3400 Pershall, Ferguson, Missouri.

15 My understanding on the St. Louis one there's  
16 been a complaint filed by two of the commissioners that  
17 that is getting too far south and isn't truly reflective of  
18 the St. Louis region.

19 OA has been asked to review that and to see if  
20 there cannot be another location. They were going to have  
21 it at Forest Park, but they got bumped, and at this late  
22 date it's hard to find adequate space. But they will look  
23 at it and if there's a change in location, they will  
24 forward that to each of the Commissioners.

25 I think all the Commissioners have been provided

1 with expense reports. If anybody is missing one of those,  
2 they are at the front of the desk. Remember that you have  
3 to have those in by June something or another for the first  
4 set of hearings. And if we are fortunate to go forward,  
5 we'll have them after the July 1 meetings and will be --  
6 can be all accumulated for one filing.

7           There you go. That was the announcement that I  
8 was supposed to do.

9           There has been a motion to adjourn. A second?

10           UNIDENTIFIED SPEAKER: Second.

11           CHAIRMAN MAXWELL: All in favor, signify by  
12 saying aye?

13           (NUMEROUS AYES.)

14           CHAIRMAN MAXWELL: Opposed no?

15           (NO RESPONSE.)

16           CHAIRMAN MAXWELL: Meeting over.

17           (END OF PROCEEDINGS.)

18

19

20

21

22

23

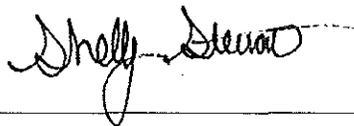
24

25

## C E R T I F I C A T E

1  
2  
3  
4 I, Shelly L. Stewart, Certified Court Reporter, within and  
5 for the State of Missouri, do hereby certify that I was  
6 personally present at the proceedings had in the  
7 above-entitled cause at the time and place set forth in the  
8 caption sheet hereof; that I then and there took down in  
9 Stenotype the proceedings had and produced with  
10 computer-aided transcription and that the foregoing is a  
11 full, true and correct transcript of such Stenotype notes  
12 so made at such time and place.

13  
14 IN WITNESS WHEREOF, I have hereunto set my hand on this 5th  
15 day of May 2011.

16  
17  
18  
19  
20 

21 SHELLY L. STEWART, CCR  
22 CAPITAL CITY COURT REPORTING  
23  
24  
25



MISSOURI HOUSE OF REPRESENTATIVES  
WITNESS APPEARANCE FORM

4

PLEASE PRINT OR TYPE

BILL NUMBER	DATE
-------------	------

COMMITTEE NAME

TESTIFYING (check only one)  IN SUPPORT OF  IN OPPOSITION TO  FOR INFORMATIONAL PURPOSES

**WITNESS INFORMATION**

Please complete **ONE** of the following sections.

**INDIVIDUAL:** If testifying only on behalf of yourself, please complete this section.

WITNESS NAME CHUCK GATSCHEENDERGER PHONE NUMBER 573 751 3572

HOME ADDRESS 408

CITY JEFF CITY STATE MO ZIP 65101

**BUSINESS/ORGANIZATION:** If officially testifying on behalf of a business or organization, please complete this section.

WITNESS NAME TITLE

BUSINESS/ORGANIZATION NAME PHONE NUMBER

ADDRESS

CITY STATE ZIP

**REGISTERED LOBBYIST:** If registered with the Missouri Ethics Commission and testifying on behalf of a business, organization, or government agency, please complete this section.

WITNESS NAME PHONE NUMBER

BUSINESS, ORGANIZATION, OR GOVERNMENT AGENCY NAME AS REGISTERED WITH THE COMMISSION (Do not use acronyms.)

ADDRESS

CITY STATE ZIP

**TESTIMONY**

PLEASE SUMMARIZE VERY BRIEFLY THE TESTIMONY TO BE PRESENTED. IF WRITTEN TESTIMONY IS AVAILABLE, ATTACH A COPY.

THE INFORMATION ON THIS FORM IS PUBLIC RECORD UNDER CHAPTER 610, RSMo.



MISSOURI HOUSE OF REPRESENTATIVES  
WITNESS APPEARANCE FORM

PLEASE PRINT OR TYPE

L NUMBER	DATE
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COMMITTEE NAME  
*Missouri Redistricting House of Representatives*

TESTIFYING (check only one)  IN SUPPORT OF  IN OPPOSITION TO  FOR INFORMATIONAL PURPOSES

**WITNESS INFORMATION**

Please complete ONE of the following sections.

**INDIVIDUAL** If testifying only on behalf of yourself, please complete this section.

WITNESS NAME	PHONE NUMBER	
HOME ADDRESS		
CITY	STATE	ZIP

**BUSINESS/ORGANIZATION** If officially testifying on behalf of a business or organization, please complete this section.

WITNESS NAME <i>Kristopher Franken</i>	TITLE <i>Presiding Commissioner</i>	
BUSINESS/ORGANIZATION NAME <i>Camden County</i>	PHONE NUMBER <i>573-317-3850</i>	
ADDRESS <i>#1 Court Circle, Suite #1</i>		
CITY <i>Camden</i>	STATE <i>MO</i>	ZIP <i>65020</i>

**REGISTERED LOBBYIST** If registered with the Missouri Ethics Commission and testifying on behalf of a business, organization, or government agency, please complete this section.

WITNESS NAME	PHONE NUMBER
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BUSINESS, ORGANIZATION, OR GOVERNMENT AGENCY NAME AS REGISTERED WITH THE COMMISSION (Do not use acronyms.)

**TESTIMONY**

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*(Empty space for testimony summary)*

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MISSOURI HOUSE OF REPRESENTATIVES  
WITNESS APPEARANCE FORM

PLEASE PRINT OR TYPE

BILL NUMBER	DATE <i>4/28/11</i>
-------------	------------------------

COMMITTEE NAME

TESTIFYING (check only one)  IN SUPPORT OF  IN OPPOSITION TO  FOR INFORMATIONAL PURPOSES

**WITNESS INFORMATION**

Please complete **ONE** of the following sections.

**INDIVIDUAL:** If testifying only on behalf of yourself, please complete this section.

WITNESS NAME <i>Representative Diane Frankelini</i>	PHONE NUMBER <i>573-346-0021</i>
--	-------------------------------------

HOME ADDRESS  
*P.O. Box 793*

CITY <i>Camden</i>	STATE <i>MO</i>	ZIP <i>65020</i>
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**BUSINESS/ORGANIZATION:** If officially testifying on behalf of a business or organization, please complete this section.

WITNESS NAME	TITLE
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BUSINESS/ORGANIZATION NAME	PHONE NUMBER
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ADDRESS

CITY	STATE	ZIP
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Franklen 2

County of CAMDEN State of Missouri

1 Court Circle, Suite 1  
Camdenton, Missouri 65020

Presiding Commissioner  
Kris Franken

1<sup>st</sup> District Commissioner  
Beverly Thomas

Commission Clerk  
Rowland Todd

Office of the  
CAMDEN COUNTY COMMISSION  
PHONE (573) 346-4440 X-1244  
FAX (573) 346-5181

2<sup>nd</sup> District Commissioner  
Thom Gumm

April 28, 2011

To whom it may concern:

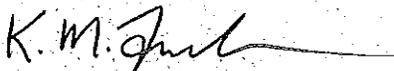
Camden County Missouri is respectfully submitting its proposal for the new district lines that would affect the 115<sup>th</sup>, 116<sup>th</sup>, and 155<sup>th</sup> state representative districts in the current redistricting effort. With regard to the state representative districts, we have adhered to the voting district lines (VTD lines), and maintained the required population deviation for each district, and kept all of the communities of interest intact. These districts, as drawn, maximize the representation of the area without pandering to special interests. Further, it will allow for focused representation of the Lake of the Ozarks as a whole, which will help to continue to responsibly develop this great resource.

We are also submitting a proposal for our senatorial district. While the number of the district is unknown (currently we are in the 33<sup>rd</sup>), we feel that the geography of the old senatorial district did not represent the Lake of the Ozarks area as it should have. We are proposing a senatorial district that encompasses Camden, Morgan, Miller, Benton, Hickory, Dallas, and Laclede counties. We have not split any counties and are well within the population deviation for a senatorial district. We feel that the inclusion of Hickory county, with its new Lucas Oil Speedway, is a good fit with the lake area because of its tourism value. We also feel that Laclede and Dallas counties benefit indirectly from the tourism traffic that is created by Camden and Hickory counties, making them a good fit to the proposed district.

We are also submitting maps for all of the proposed districts referenced in this document.

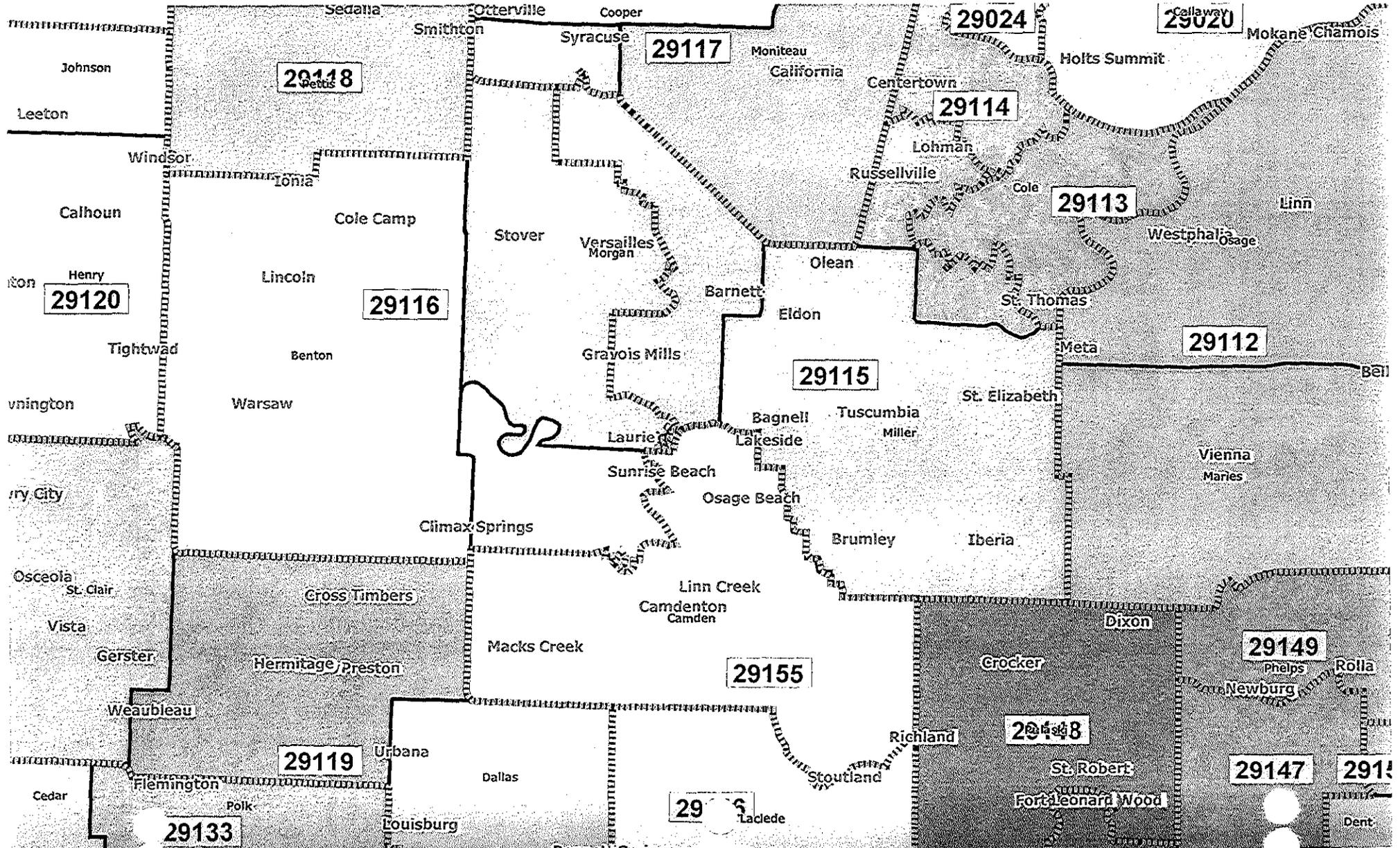
We hope that you will consider our proposals in making your final decisions for the respective district maps.

Respectfully Submitted,



Kris Franken  
Camden County Presiding Commissioner

# Camden County Proposal





MISSOURI HOUSE OF REPRESENTATIVES  
WITNESS APPEARANCE FORM

PLEASE PRINT OR TYPE

BILL NUMBER	DATE <i>April 28, 2011</i>
-------------	----------------------------

COMMITTEE NAME *House Redistricting Commission*

TESTIFYING (check only one)  IN SUPPORT OF  IN OPPOSITION TO  FOR INFORMATIONAL PURPOSES

**WITNESS INFORMATION**

Please complete **ONE** of the following sections. *(See written testimony)*

**INDIVIDUAL:** If testifying only on behalf of yourself, please complete this section.

WITNESS NAME <i>Gary Gregory</i>	PHONE NUMBER
----------------------------------	--------------

HOME ADDRESS

CITY <i>Warrensburg Mo</i>	STATE	ZIP
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**BUSINESS/ORGANIZATION:** If officially testifying on behalf of a business or organization, please complete this section.

WITNESS NAME	TITLE
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BUSINESS/ORGANIZATION NAME	PHONE NUMBER
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ADDRESS

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Gregory 1

My point or plea to the committee will be to consider the driving routes for the rural districts. I realize equalizing the population (number of voters) will make a major determiner.

In 2010, I found that driving the **122nd House District** had some extreme conditions to make contact with the voters. The District ranged from Higginsville as the northeast corner. It basically went west from Higginsville across the southern half of Lafayette Co. through Odessa ending West of Bates City. It went up the western side of Lafayette from Bates City to Napoleon but did not include Wellington.

If I drove south from Bates City, I would drive out of the district west on Hwy 50 when I drove to Hwy 7 to go to Pleasant Hill which is the northeastern corner of Cass County. The very rural part of Johnson was included in the district. If you divided Johnson into thirds horizontally, the northern 1/3 of the county which included the 5 northern precincts and the west-most middle Kingsville precinct.

The east-west hwy's included I-70, Hwy 50, Hwy 58, and a little of Hwy 24 between Wellington and Napoleon. North-south routes included Hwy 23 on the East side of the district Hwy 13, and Hwy 7 on the west. From Hwy 50 at the western Johnson County line to just north of Pleasant Hill on Hwy 7, you would be driving out of the district. If you drove to Pleasant Hill on Hwy 58 from the eastern part of the district, most of Hwy 50 was out of the district from Knob Noster, Warrensburg, Centerview, and Holden were all out of the district. Holden and Kingsville are less than 5 miles apart. Much of Kingsville will shop in Holden, the polling place for Kingsville is in Holden, but the Rep candidates are different.

If one drove Hwy 58 from Kingsville to Pleasant Hill, in Cass County, the north side of the road was in the district while the south side was not.

There were multiple newspaper coverage areas in the district. Higginsville, Odessa, & Pleasant Hill papers were in the district but Warrensburg, Holden, Concordia, & Knob Noster were not in the District but needed to be advertised because a portion of the population was geographically serviced by and proximate to those area papers.

There were 10 or more major portions of different school districts included in the the 122nd. Lexington, Concordia, Knob Noster, Warrensburg, and Holden school districts covered significant portions of the area of the district, but the school buildings and facilities were physically outside the district. Higginsville and Odessa districts were mostly in the 122nd district. Pleasant Hill schools were situated in the 122nd district, but everything south of Hwy 58 was outside the district.

Another concern I heard from constituents in Pleasant Hill (Cass) and rural Johnson (including Kingsville) was disenfranchisement. They did not feel they were a portion of the district because the major population was located to the north and northeast corner of the district. While my home is located only 3 miles north of Warrensburg, my rep voting district was with elsewhere. Lafayette County represented about 60% of the population of the 122nd while combining Cass and Johnson was only 40%. It is evident from this scenario that the election of a person from Lafayette is going to be easier than someone from Johnson or Cass.

In summary, there are 3 factors I would request your committee to consider. These are the Highways and country roads that need to be traveled to cover the district boundaries, the school district boundaries to be contained mostly in one district, and the newspaper and media servicing areas of proposed districts.

Just in case I cannot get to the meeting, today, I would appreciate it if you would express my concerns of geographic proximity to be included in your decisions.



MISSOURI HOUSE OF REPRESENTATIVES  
WITNESS APPEARANCE FORM

PLEASE PRINT OR TYPE

BILL NUMBER	DATE
-------------	------

COMMITTEE NAME

TESTIFYING (check only one)  IN SUPPORT OF  IN OPPOSITION TO  FOR INFORMATIONAL PURPOSES

**WITNESS INFORMATION**

Please complete ONE of the following sections.

**INDIVIDUAL:** If testifying only on behalf of yourself, please complete this section.

WITNESS NAME <i>Tony Dugger</i>	PHONE NUMBER <i>417 252 7915</i>
HOME ADDRESS <i>PO BOX 275</i>	
CITY <i>Hartsville</i>	STATE <i>MO</i>
	ZIP <i>65667</i>

**BUSINESS/ORGANIZATION:** If officially testifying on behalf of a business or organization, please complete this section.

WITNESS NAME	TITLE
BUSINESS/ORGANIZATION NAME	PHONE NUMBER
ADDRESS	
CITY	STATE
	ZIP

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ADDRESS	
CITY	STATE
	ZIP

**TESTIMONY**

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*State Rep 144th  
wright & Douglas County*



MISSOURI HOUSE OF REPRESENTATIVES  
WITNESS APPEARANCE FORM

PLEASE PRINT OR TYPE

BILL NUMBER

DATE 4-28-11

COMMITTEE NAME

Redistricting

TESTIFYING  
(check only one)

IN SUPPORT OF

IN OPPOSITION TO

FOR INFORMATIONAL PURPOSES

WITNESS INFORMATION

Please complete **ONE** of the following sections.

**INDIVIDUAL:** If testifying only on behalf of yourself, please complete this section.

WITNESS NAME

BART KORMAN

PHONE NUMBER

573-585-2700

HOME ADDRESS

PO Box 33

CITY

High Hill, MO

STATE

MO

ZIP

63350

**BUSINESS/ORGANIZATION:** If officially testifying on behalf of a business or organization, please complete this section.

WITNESS NAME

TITLE

BUSINESS/ORGANIZATION NAME

PHONE NUMBER

ADDRESS

CITY

STATE

ZIP

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PHONE NUMBER

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ADDRESS

CITY

STATE

ZIP

TESTIMONY

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MISSOURI HOUSE OF REPRESENTATIVES  
WITNESS APPEARANCE FORM

PLEASE PRINT OR TYPE

BILL NUMBER <i>House Redistricting</i>	DATE <i>4-28-11</i>
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COMMITTEE NAME

TESTIFYING (check only one)  IN SUPPORT OF  IN OPPOSITION TO  FOR INFORMATIONAL PURPOSES

**WITNESS INFORMATION**

Please complete ONE of the following sections.

**INDIVIDUAL:** If testifying only on behalf of yourself, please complete this section.

WITNESS NAME <i>Thomas Long</i>	PHONE NUMBER <i>417. 887. 0902, 881. 5882</i>
------------------------------------	--

HOME ADDRESS  
*5101 S. Parkwades*

CITY <i>Bethesda MD</i>	STATE <i>MD</i>	ZIP <i>65619</i>
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**BUSINESS/ORGANIZATION:** If officially testifying on behalf of a business or organization, please complete this section.

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MISSOURI HOUSE OF REPRESENTATIVES  
WITNESS APPEARANCE FORM

PLEASE PRINT OR TYPE

BILL NUMBER	DATE <i>April 28, 2011</i>
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COMMITTEE NAME
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TESTIFYING (check only one)	<input type="checkbox"/> IN SUPPORT OF	<input type="checkbox"/> IN OPPOSITION TO	<input checked="" type="checkbox"/> FOR INFORMATIONAL PURPOSES
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**WITNESS INFORMATION**

Please complete ONE of the following sections.

**INDIVIDUAL:** If testifying only on behalf of yourself, please complete this section.

WITNESS NAME <i>Linda Black</i>	PHONE NUMBER <i>573-631-5190</i>
---------------------------------	----------------------------------

HOME ADDRESS <i>3686 Cedar Falls Rd.</i>
--

CITY <i>Bonne Terre</i>	STATE <i>MO</i>	ZIP <i>63628</i>
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**BUSINESS/ORGANIZATION:** If officially testifying on behalf of a business or organization, please complete this section.

WITNESS NAME	TITLE
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BUSINESS/ORGANIZATION NAME	PHONE NUMBER
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ADDRESS
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CITY	STATE	ZIP
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ADDRESS
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CITY	STATE	ZIP
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**TESTIMONY**

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*Discuss preferences of districting 107 to eliminate overage of population by giving up a Park Hills Precinct and making a natural boundary at State Hwy 0*

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MISSOURI HOUSE OF REPRESENTATIVES  
WITNESS APPEARANCE FORM

PLEASE PRINT OR TYPE

BILL NUMBER	DATE 04-28-2011
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COMMITTEE NAME
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TESTIFYING (check only one)  IN SUPPORT OF  IN OPPOSITION TO  FOR INFORMATIONAL PURPOSES

**WITNESS INFORMATION**

Please complete ONE of the following sections.

**INDIVIDUAL:** If testifying only on behalf of yourself, please complete this section.

WITNESS NAME Clem Smith	PHONE NUMBER (314) 467-0171
-------------------------	-----------------------------

HOME ADDRESS 6522 Perry Ct.
-----------------------------

CITY St. Louis	STATE MO.	ZIP 63121
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**BUSINESS/ORGANIZATION:** If officially testifying on behalf of a business or organization, please complete this section.

WITNESS NAME	TITLE
--------------	-------

BUSINESS/ORGANIZATION NAME State Rep. - 71 <sup>st</sup>	PHONE NUMBER
--	--------------

ADDRESS
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CITY	STATE	ZIP
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MISSOURI HOUSE OF REPRESENTATIVES  
WITNESS APPEARANCE FORM

PLEASE PRINT OR TYPE

BILL NUMBER	DATE 3-28-11
-------------	-----------------

COMMITTEE NAME	41
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TESTIFYING (check only one)  IN SUPPORT OF  IN OPPOSITION TO  FOR INFORMATIONAL PURPOSES

**WITNESS INFORMATION**

Please complete ONE of the following sections.

**INDIVIDUAL:** If testifying only on behalf of yourself, please complete this section.

WITNESS NAME Mary Nichols	PHONE NUMBER 314-479-3054
------------------------------	------------------------------

HOME ADDRESS 11610 Mack Ave
--------------------------------

CITY Maryland Hts, MO	STATE MO	ZIP 63043
--------------------------	-------------	--------------

**BUSINESS/ORGANIZATION:** If officially testifying on behalf of a business or organization, please complete this section.

WITNESS NAME	TITLE
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BUSINESS/ORGANIZATION NAME State Representative	PHONE NUMBER
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ADDRESS
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CITY	STATE	ZIP
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MISSOURI HOUSE OF REPRESENTATIVES  
WITNESS APPEARANCE FORM

PLEASE PRINT OR TYPE

BILL NUMBER <i>House Redistricting Commission</i>	DATE <i>4/28/11</i>
--	------------------------

COMMITTEE NAME

TESTIFYING (check only one)  IN SUPPORT OF  IN OPPOSITION TO  FOR INFORMATIONAL PURPOSES

**WITNESS INFORMATION**

Please complete **ONE** of the following sections.

**INDIVIDUAL:** If testifying only on behalf of yourself, please complete this section.

WITNESS NAME <i>Scott S. Fagan</i>	PHONE NUMBER <i>(314) 631-0445</i>
---------------------------------------	---------------------------------------

HOME ADDRESS  
*9814 Bernice Place*

CITY <i>St. Louis</i>	STATE <i>MO</i>	ZIP <i>63123</i>
--------------------------	--------------------	---------------------

**BUSINESS/ORGANIZATION:** If officially testifying on behalf of a business or organization, please complete this section.

WITNESS NAME	TITLE
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MISSOURI HOUSE OF REPRESENTATIVES  
WITNESS APPEARANCE FORM

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BILL NUMBER	DATE <u>4/28/11</u>
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COMMITTEE NAME <u>House Redistricting Commission</u>
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TESTIFYING (check only one) <input type="checkbox"/> IN SUPPORT OF <input type="checkbox"/> IN OPPOSITION TO <input checked="" type="checkbox"/> FOR INFORMATIONAL PURPOSES
---

**WITNESS INFORMATION**

Please complete ONE of the following sections.

**INDIVIDUAL:** If testifying only on behalf of yourself, please complete this section.

WITNESS NAME <u>Rep. Tishaura Jones</u>	PHONE NUMBER <u>314 435 5963</u>
---	----------------------------------

HOME ADDRESS <u>2017 S. Grand Blvd #105</u>
---

CITY <u>St. Louis</u>	STATE <u>MO</u>	ZIP <u>63104</u>
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WITNESS APPEARANCE FORM

PLEASE PRINT OR TYPE

BILL NUMBER	REDISTRICTING	DATE	4/28/11
COMMITTEE NAME	HOUSE REAPPORTIONMENT COMMISSION		
TESTIFYING (check only one)	<input type="checkbox"/> IN SUPPORT OF	<input type="checkbox"/> IN OPPOSITION TO	<input type="checkbox"/> FOR INFORMATIONAL PURPOSES

**WITNESS INFORMATION**

Please complete **ONE** of the following sections.

**INDIVIDUAL:** If testifying only on behalf of yourself, please complete this section.

WITNESS NAME	SUSAN KIRKPATRICK		PHONE NUMBER	573 372-6610
HOME ADDRESS	29233 CARDINAL LANE			
CITY	GRAVOIS MILLS	STATE	MO	ZIP 65037

**BUSINESS/ORGANIZATION:** If officially testifying on behalf of a business or organization, please complete this section.

WITNESS NAME				TITLE	
BUSINESS/ORGANIZATION NAME	MORGAN COUNTY DEMOCRATIC CLUB		PHONE NUMBER		
ADDRESS					
CITY		STATE		ZIP	

**REGISTERED LOBBYIST:** If registered with the Missouri Ethics Commission and testifying on behalf of a business, organization, or government agency, please complete this section.

WITNESS NAME				PHONE NUMBER	
BUSINESS, ORGANIZATION, OR GOVERNMENT AGENCY NAME AS REGISTERED WITH THE COMMISSION (Do <u>not</u> use acronyms.)					
ADDRESS					
CITY		STATE		ZIP	

**TESTIMONY**

PLEASE SUMMARIZE VERY BRIEFLY THE TESTIMONY TO BE PRESENTED. IF WRITTEN TESTIMONY IS AVAILABLE, ATTACH A COPY.

**THE INFORMATION ON THIS FORM IS PUBLIC RECORD UNDER CHAPTER 610, RSMo.**

*Susan Kirkpatrick*

TESTIMONY BEFORE THE HOUSE COMMISSION ON REDISTRICTING  
APRIL 28, 2011

By Susan Kirkpatrick  
Resident of Gravois Mills, Morgan County, Missouri &  
President, Morgan County Democratic Club

I am here today to speak in behalf of the voters of Morgan County, Missouri. While Morgan County votes predominantly Republican, at present we do have four elected county officials who are Democrats, so ours is not one of those counties where one party always prevails.

However, in recent years, it has become harder and harder to field candidates from both parties to run against popular incumbents, or to run for open seats that have been long held by one particular party.

I am concerned at the great number of unopposed Missouri House and Senate races in our state. Over recent election cycles more than 50 percent of the House and Senate seats were unopposed, and in the 2010 election, 61 of the 163 House districts had only one candidate. In my district, which is the 115<sup>th</sup>, we had only one candidate who ran ~~unopposed~~ <sup>unopposed</sup>.

Frankly, I am less concerned today about who is elected than that Missourians feel they have a say in what happens.

Without competition there are fewer voters. As an example from Morgan County, State Sen. Mike Kehoe, who ran unopposed in the general election in 2010, garnered only 5,848 votes – from a total of 7,185 voters who voted. Clearly, there is far less interest in an unopposed candidate.

Because there are fewer voters, citizens have less a sense of ownership in the elections. Because they have less a sense of ownership, they have a growing sense of powerlessness, which leads to even less interest in voting.

At the same time, an unopposed candidate has less sense of responsibility to the voters back home, is less likely to represent their wishes, and more likely to listen to special interest groups.

This situation is not good for voters. It is not good for candidates. It is not good for Missouri political system or, ultimately, for our American way of life.

While the redistricting commission cannot cause people to run for office and cannot cause people to come out to vote, districts that are drawn fairly to represent a cross-section of voters and philosophies will make a difference.

Please let me know if I can do anything to help make this happen.



MISSOURI HOUSE OF REPRESENTATIVES  
WITNESS APPEARANCE FORM

PLEASE PRINT OR TYPE

BILL NUMBER	DATE <i>4-28-11</i>
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COMMITTEE NAME

TESTIFYING (check only one)  IN SUPPORT OF  IN OPPOSITION TO  FOR INFORMATIONAL PURPOSES

**WITNESS INFORMATION**

Please complete **ONE** of the following sections.

**INDIVIDUAL:** If testifying only on behalf of yourself, please complete this section.

WITNESS NAME <i>Rep. Sharon Pace</i>	PHONE NUMBER
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HOME ADDRESS  
*447 O'Neill*

CITY <i>St Louis</i>	STATE <i>Mo.</i>	ZIP <i>63121</i>
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**BUSINESS/ORGANIZATION:** If officially testifying on behalf of a business or organization, please complete this section.

WITNESS NAME	TITLE
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BUSINESS/ORGANIZATION NAME	PHONE NUMBER
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ADDRESS

CITY	STATE	ZIP
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BUSINESS, ORGANIZATION, OR GOVERNMENT AGENCY NAME AS REGISTERED WITH THE COMMISSION (Do not use acronyms.)

ADDRESS

CITY	STATE	ZIP
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**TESTIMONY**

PLEASE SUMMARIZE VERY BRIEFLY THE TESTIMONY TO BE PRESENTED. IF WRITTEN TESTIMONY IS AVAILABLE, ATTACH A COPY.

*Protect Dist. 70 in Redistricting map -*



MISSOURI HOUSE OF REPRESENTATIVES  
WITNESS APPEARANCE FORM

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BILL NUMBER	DATE 4/28/11
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COMMITTEE NAME

TESTIFYING (check only one)  IN SUPPORT OF  IN OPPOSITION TO  FOR INFORMATIONAL PURPOSES

**WITNESS INFORMATION**

Please complete ONE of the following sections.

**INDIVIDUAL** If testifying only on behalf of yourself, please complete this section.

WITNESS NAME Jane Whitesides	PHONE NUMBER 660 338 2544	
HOME ADDRESS 401 Commerce		
CITY Glasgow	STATE Mo	ZIP 65254

**BUSINESS/ORGANIZATION** If officially testifying on behalf of a business or organization, please complete this section.

WITNESS NAME	TITLE	
BUSINESS/ORGANIZATION NAME	PHONE NUMBER	
ADDRESS		
CITY	STATE	ZIP

**REGISTERED LOBBYIST** If registered with the Missouri Ethics Commission and testifying on behalf of a business, organization, or government agency, please complete this section.

WITNESS NAME	PHONE NUMBER
BUSINESS, ORGANIZATION, OR GOVERNMENT AGENCY NAME AS REGISTERED WITH THE COMMISSION (Do <u>not</u> use acronyms.)	

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Whitesides 1

**Testimony**

**House Redistricting Commission Hearing**

**Jefferson City**

**April 28, 2011**

My name is Jane Whitesides. I live in Glasgow, Missouri. Part of my job involves encouraging citizens to participate in the civic engagement process. I frequently hear people say that it does not matter if they vote, that their vote does not make a difference, or that their vote does not count. As I look at my own voting districts, I see a house district where my Representative was unopposed in the last two elections; my state Senator had only token opposition; and my Congressman continued to occupy a safe seat. Upon reflection, it is obvious that my vote did not have any impact on the outcomes of these elections. Because I have voted in every election since I was eighteen years old, it saddens me to acknowledge that those who decline to exercise one of our most valuable rights as citizens may have good reason.

Over several election cycles, more than 50% of legislative races in Missouri have been noncompetitive. It seems that across the country, more and more districts are drawn to protect incumbents and to maintain power, leaving voters with fewer choices, stifling democracy, and increasing the influence of special interests. As Commissioners, you have the power to address the inequities in our current legislative districts.

As you undertake the difficult process of drawing new legislative maps, I urge you to design districts that are competitive and fair, which could energize the electoral process, re-engage voters, and allow voters to hold their representatives accountable. Accountability is what ultimately makes our representative form of government work, and Missouri voters deserve the opportunity to participate fully in civic engagement.

Jane Whitesides  
401 Commerce  
Glasgow, MO 65254



MISSOURI HOUSE OF REPRESENTATIVES  
WITNESS APPEARANCE FORM

PLEASE PRINT OR TYPE

BILL NUMBER	DATE
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COMMITTEE NAME  
*House Redistricting Commission*

TESTIFYING (check only one)  IN SUPPORT OF  IN OPPOSITION TO  FOR INFORMATIONAL PURPOSES

**WITNESS INFORMATION**

Please complete ONE of the following sections.

**INDIVIDUAL** If testifying only on behalf of yourself, please complete this section.

WITNESS NAME <i>Bob Johnson</i>	PHONE NUMBER <i>816-225-6726</i>	
HOME ADDRESS <i>1000 NE Remington Court</i>		
CITY <i>LPA's Summit</i>	STATE <i>MO</i>	ZIP <i>64086</i>

**BUSINESS/ORGANIZATION** If officially testifying on behalf of a business or organization, please complete this section.

WITNESS NAME	TITLE	
BUSINESS/ORGANIZATION NAME <i>Let Missourians Decide</i>	PHONE NUMBER	
ADDRESS		
CITY	STATE	ZIP

**REGISTERED LOBBYIST** If registered with the Missouri Ethics Commission and testifying on behalf of a business, organization, or government agency, please complete this section.

WITNESS NAME	PHONE NUMBER
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**TESTIMONY**

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*(Empty space for testimony summary)*

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MISSOURI HOUSE OF REPRESENTATIVES  
WITNESS APPEARANCE FORM

PLEASE PRINT OR TYPE

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COMMITTEE NAME

TESTIFYING  IN SUPPORT OF  IN OPPOSITION TO  FOR INFORMATIONAL PURPOSES  
(check only one)

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HOME ADDRESS

CITY	STATE	ZIP
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The League is & always have been an organization that supports & encourages citizen participation in government. Our name implies that voting is crucial to this process. We are committed to getting more people involved in the political process of voting AND educating them to be responsible voters. Critical to this mission is redistricting that draws competitive districts, fairly representing demographics, communities of interest & use of well known boundaries.

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MISSOURI HOUSE OF REPRESENTATIVES  
WITNESS APPEARANCE FORM

PLEASE PRINT OR TYPE

BILL NUMBER	DATE <u>04/28/2011</u>
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COMMITTEE NAME HOUSE APPORTIONMENT COMMISSION

TESTIFYING (check only one)  IN SUPPORT OF  IN OPPOSITION TO  FOR INFORMATIONAL PURPOSES

**WITNESS INFORMATION**

Please complete ONE of the following sections.

**INDIVIDUAL:** If testifying only on behalf of yourself, please complete this section.

WITNESS NAME <u>MARLENE E. DAVIS</u>	PHONE NUMBER <u>(314) 680-9168</u>
HOME ADDRESS <u>3320 LOCUST #808</u>	
CITY <u>ST. LOUIS</u>	STATE <u>MO</u> ZIP <u>63103</u>

**BUSINESS/ORGANIZATION:** If officially testifying on behalf of a business or organization, please complete this section.

WITNESS NAME	TITLE	
BUSINESS/ORGANIZATION NAME	PHONE NUMBER	
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