

**REDISTRICTING REFORM**  
**THE EMPOWERING DEMOCRACY ACT**  
*A Special Proposal of People's Advocate, Inc.*

SA2006RF0004

*S/S*  
Steve Blackledge  
CALIFORNIA CALIFORNIA

December 30, 2005

Edward J. "Ted" Costa  
People's Advocate Inc.

Derek Cressman  
The Rest of Us.Org

Nativo Lopez  
MAPA

Jim Mangia  
Committee for an  
Independent Voice

David Smith  
Mobilizing America's Youth

**RECEIVED**  
JAN 04 2006

INITIATIVE COORDINATOR  
ATTORNEY GENERAL'S OFFICE

The Honorable Attorney General  
Bill Lockyer  
1300 I Street  
Sacramento, CA 95814

Attention: Trish Knight, Initiative Coordinator

Re: New Initiative

Dear Ms. Knight:

Enclosed you will find an initiative, entitled "Redistricting Reform: The Empowering Democracy Act," ~~five~~ <sup>ELIUN AC</sup> pages in length. Also included is a check for \$200.00 as is requested for filing fees.

The four of us are asking you to prepare a title and summary. We are registered voters in California and citizens of the United States. We are also enclosing an affidavit. Thank you.

Sincerely,

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Edward J. "Ted" Costa  
People's Advocate, Inc.  
3407 Arden Way  
Sacramento, CA 95630

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The Rest of Us.Org  
1107 9<sup>th</sup> Street, Suite 601  
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2218 S. Van Ness Avenue  
Santa Ana, CA 92707

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Jim Mangia  
Committee for an Independent Voice  
4139 Camino Real  
Los Angeles, CA 90065

This initiative measure expressly amends the California Constitution by amending sections thereof; therefore, existing provisions proposed to be deleted are printed in ~~strikeout type~~ and new provisions proposed to be added are printed in *italic type* to indicate that they are new.

## PROPOSED LAW

### REDISTRICTING REFORM: **THE EMPOWERING DEMOCRACY ACT**

#### SECTION 1. Findings and Declarations of Purpose

The People of the State of California find and declare that:

(a) Our Legislature should be responsive to the demands of the citizens of the State of California, and not to the self-interest of individual legislators or the partisan interests of political parties.

(b) In the past, with legislators drawing their own political districts, self-interest and partisan gerrymandering have resulted in uncompetitive districts, ideological polarization in our institutions of representative democracy, and a disconnect between the interests of the People of California and their elected representatives.

(c) We believe that the voters of this State, not politicians and bureaucrats, are best suited to adopt a common-sense, fair, non-partisan, and representative redistricting plan. An independent Citizens' Redistricting Commission drawn randomly from the voter rolls in this State, without partisan bias or personal conflict of interest, will empower average citizens to ensure fairness in the redistricting process and to restore the accountability of their elected officials.

(d) Counties and cities should not be split for partisan advantage or incumbent protection reasons, but should be kept together to the extent possible. Communities should be respected and not divided; the interests of the people, not politicians, should come first.

(e) We demand that our representative system of government be fair to all, open to public scrutiny, free of conflicts of interest, and dedicated to the principle that government derives its power from the consent of the governed. Therefore, the People of the State of California hereby adopt this "Redistricting Reform: The Empowering Democracy Act."

#### SECTION 2. Fair Redistricting

Article XXI of the California Constitution is amended to read:

Section 1.

*(a) The people reserve to themselves the power to adjust decennially the boundary lines of the Senatorial, Assembly, Congressional, and Board of Equalization districts. The people shall exercise this reserved power through a Citizens' Redistricting*

*Commission, which shall be constituted and convened in accordance with provisions of this article.*

*(b) In the year following the year in which the national census is taken under the direction of Congress at the beginning of each decade, the Commission shall be selected and convened pursuant to the provisions of this article and shall adopt a plan of redistricting by adjusting the boundary lines of Senatorial, Assembly, Congressional, and Board of Equalization districts in accordance with the standards and provisions of this article.*

*(c) The Commission shall consist of eleven regular members randomly selected from the statewide voter registration rolls in accordance with the qualifications and procedures set forth in this article. Of these eleven members, four shall be registered as affiliated with the state's largest political party, and four shall be registered as affiliated with the state's second largest political party, and three shall not be registered as affiliated with either of the state's two largest political parties.*

*(d) Eleven alternate members shall be randomly selected from the statewide voter registration rolls in accordance with the qualifications and procedures set forth in this article to serve in the event that one or more regular members of the Commission resign, die, or are unable to serve due to illness or disqualification. Of these eleven alternate members, four shall be registered as affiliated with the state's largest political party, and four shall be registered as affiliated with the state's second largest political party, and three shall not be registered as affiliated with either of the state's two largest political parties. Alternate members shall attend and observe all meetings of the Commission, but shall neither participate in the deliberations of the Commission nor vote upon any matter pending before the Commission.*

*(e) The terms of the members of the Citizens' Redistricting Commission shall be until the final approval or rejection of the redistricting plans required to be adopted under this article. No person may serve more than one term as a member of the Commission. In the event a member is unable to complete his or her term, an alternate shall be selected by the Secretary of State by random drawing from the pool of alternates, provided that the party affiliation of the person selected shall maintain the balance of affiliations as provided for by subdivision (c) of this article, and not cause a county's representation on the panel to exceed that provided for by subdivision (i).*

*(f) Regular and alternate members of the Commission shall have the following qualifications:*

*(1) Each member shall be a resident of the State and a qualified elector according to the laws of the State of California preceding selection as a member of the Commission;*

*(2) Each member of the Commission shall have the party registration affiliation held on the date of selection for inclusion in the initial pool of candidates for membership on the Commission ("selectpersons");*

*(3) Each member of the Commission shall attest under oath that he or she is willing to serve as a member of the Commission, that he or she is able to serve in a fair, and impartial manner, that he or she shall not allow personal, financial, or partisan political interests to affect his or her decisions as a member of the Commission, that he or she is not the subject of a conservatorship, and that he or she*

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agrees to abide by the provisions of this Article, the duly adopted rules of the Commission, and any other applicable law;

(4) Within a period of ten years prior to selection as a member of the Commission, no member of the Commission shall have been a person described in this paragraph or have been a spouse, sibling, parent, grandparent, child, or grandchild of a person described in this paragraph. Such person is one who:

(A) Has been appointed to, elected to, or a candidate for any public office;

(B) Has served as a paid consultant or an employee on the staff of an elected officeholder or candidate for office at the federal, state, or local level;

(C) Has been employed by, or appointed to any position or office by the Legislature, the Governor of California, the Congress, or the President of the United States;

(D) Has served as an officer of any political party, as an elected or appointed member of any political party, or as an employee of or independent contractor or any officer, partner, or employee thereof, for a political party; or

(E) Has registered or served as a paid lobbyist at the federal, state, or local level.

(g) By February 1st of the year in which the Commission is required to act, an initial pool of selectpersons shall be assembled by the Secretary of State in accordance with the following provisions:

(1) The initial pool of selectpersons shall be equal to one-tenth of one percent (0.1%) of the total number of registered voters in the state, drawn at random from all registered voters who, in the proceeding two general elections, have voted in all such general elections for which they were eligible to vote. If the Secretary of State determines that the pool is not reasonably representative of the geographic and demographic diversity of the electorate of the State of California, then the Secretary shall repeat the drawing.

(2) The Secretary of State shall send each selectperson a notice that he or she has been randomly selected as a candidate to serve on the Citizens' Redistricting Commission, which notice shall include the terms and conditions of service. The Secretary shall direct the selectperson to complete a questionnaire, executed under of penalty of perjury, regarding the selectperson's willingness to serve and the selectperson's satisfaction of the qualifications set forth in subdivision (f), and such other information as the Secretary deems necessary, and shall further direct the selectperson to return the executed questionnaire to the Secretary within twenty calendar days of the Secretary's date of mailing. Each selectperson shall execute a statement in writing acknowledging the potential conflict of interest of a member seeking future elected public office or seeking future appointment to office or direct employment by such officeholders, and shall pledge, or decline to pledge, in writing, to not seek or accept any such election or appointment or employment during the time the redistricting plan adopted by the Commission is in effect. Questionnaires not received by the Secretary within twenty calendar days of mailing by the Secretary shall not be considered.

(3) The Secretary of State shall examine the questionnaires received from the selectpersons and shall remove the names of persons whose responses establish that

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they do not meet the qualifications set forth in this article to serve on the Commission, or who are unwilling to serve. After the names of all disqualified selectpersons have been removed from the initial pool, the Secretary shall randomly draw the names of two hundred selectpersons. If the Secretary determines that the pool of 200 selectpersons is not reasonably representative of the geographic and demographic diversity of the electorate of the State of California, then the Secretary shall repeat the drawing. The Secretary shall place the names of these selectpersons in nomination for selection to the Citizens' Redistricting Commission. The Secretary shall immediately notify all 200 selectpersons of their nomination to the Commission.

(4) On or before March 1, the Secretary of State shall cause a notice of nomination, which shall include a list of the names and cities of residence of the nominees to the Commission, to be published on the Secretary's website and in at least four newspapers of general circulation in the different geographic regions of the State. At that time the Secretary shall also transmit the notice of nomination to the Governor, the President Pro Tempore of the Senate, the Senate minority leader, the Speaker of the Assembly, the Assembly minority leader, and the state chairpersons of record of each qualified political party. The notice shall state that, within twenty-one days of the date of the notice of nomination, each of the legislative leaders here named may strike not more than ten percent of the nominees from the list without cause by written notice to the Secretary.

(5) If, at any time a selectperson notifies the Secretary that he or she is unwilling or unable to serve, the Secretary must strike the name from the list of selectpersons and notify the officers identified in paragraph (4). Further, if at any time the Secretary determines that additional selectpersons are necessary to carry out the purposes of this article, such additional selectpersons shall be drawn at random in a supplemental drawing from the initial pool and be subject to strike by legislative leaders in accordance with the provisions of (g)(4).

(6) Until the notice of nomination is issued, the names and cities of residence of the selectpersons shall be kept confidential by the Secretary.

(h) The final list of nominees shall be published by the Secretary of State immediately upon finalization and prior to the empanelment hearing provided for in paragraph (i).

(i) On or before March 31, the Secretary of State shall, at a regularly noticed public hearing, empanel the Commission by conducting a random drawing by lot of the names of eleven regular members of the Citizens' Redistricting Commission from the final list of nominees, and a separate random drawing by lot of eleven alternate members, consistent with subdivisions (c) and (d) herein. Should two or more nominees from either the regular members panel or the alternate members panel be from a single county, the Secretary shall ensure that the county's representation on the panel does not exceed the county's proportion of the population of the state. If in the judgment of the Secretary the lot of eleven nominees drawn does not meet this criterion, the Secretary shall return all names to the pool and conduct another random drawing. Once the composition of the Commission is finalized, the Secretary shall immediately thereafter transmit the names of the regular and alternate members to the officers identified in paragraph (g)(4), and all persons on the final list of nominees. The Secretary shall also

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*immediately thereafter publish the names and cities of residence of the members of the Commission on the Secretary's website and in at least four newspapers of general circulation in the different geographic regions of the State. If one or more of the alternate members withdraw or are chosen to replace members unable to complete their terms, the Secretary shall replenish the pool of eleven alternates by random drawing from the remaining pool of select persons drawn pursuant to paragraph (g)(3).*

*(j) The Commission shall have sole authority to ensure the integrity of its members. Any issue regarding a breach of rules by a member shall be taken up by the Commission in executive session called for that purpose and the matter disposed of by majority vote, except as otherwise provide in this paragraph. A member of the Commission may be removed for substantial neglect of duty, gross misconduct in office, or inability to discharge the duties of office. A removable offense shall include violation of the prohibition on ex parte communications and ex parte communication reporting requirements described in subdivision(s). A removable offense shall also include subsequently-discovered information that the member of the Commission does not satisfy the qualifications described in subdivision (f) of Section 1. A member may be removed only upon the vote of seven or more members of the Commission.*

*(k) The Citizens' Redistricting Commission shall hold its initial organizational meeting in the offices of the Secretary of State on a date chosen by the Secretary no later April 15 of that particular year, at which time the regular and alternate members of the Commission shall take the oath of the office of the State of California. Until the Commission has selected a Public Advisor pursuant to subdivision (o), the Secretary of State shall serve as the chair of the Commission but shall not have a vote. No other business shall be conducted until the Public Advisor is selected.*

*(l) Each member of the Commission shall be compensated at the rate of \$250 per day that the member is engaged in official duties, adjusted by the California Consumer Price Index, and shall be reimbursed for actual and necessary expenses at the same rate and under the same rules as state employees.*

*(m) Except as governed by federal law, no employer shall discharge, threaten to discharge, intimidate, coerce, or retaliate against any employee by reason of such employee's service as a member of the Commission or by reason of such employee's attendance or scheduled attendance in connection with such service. The Legislature may provide protections for Commission service by statute as appropriate.*

*(n) Any individual whose service on the Commission necessitates being absent from his or her employment shall be entitled to reinstatement to his or her previous position with his or her employer, shall be considered as having been on furlough or leave of absence during his or her period of service on the Commission, shall be reinstated to his or her position of employment without loss of seniority, and shall be entitled to participate in insurance or other benefits offered by the employer pursuant to established rules and practices relating to employees on furlough or leave of absence in effect with the employer at the time such individual began service on the Commission.*

*(o) The Judicial Council of California shall by the time of the appointment of the Commission recommend three candidates for the position of Public Advisor, each of whom shall have a high level of experience in the law and be capable of advising the Commission in a fair, non-partisan, and impartial manner. The Commission shall confirm one of the candidates for Public Advisor recommended by the Judicial Council,*

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or a candidate of its own choosing, upon a vote of at least nine regular members of the Commission. The Public Advisor shall serve as chair of the Commission but shall not have a vote, and shall provide administrative, legal, and technical assistance to the Commission, and shall provide assistance in hiring and contracting staff, counsel, and consultants to the Commission, and shall regularly advise the Commission regarding the applicability of state and federal law to any proposed redistricting plan and proposed amendments brought before the Commission.

(1) Prior to undertaking his or her responsibilities, the Public Advisor shall attest under oath that he or she shall be able to serve as a fair, non-partisan, and impartial advisor to the Commission, and that he or she shall not allow personal, financial, or partisan political interests to affect the advice he or she provides to the Commission;

(2) The Public Advisor to the Citizens' Redistricting Commission shall have the same qualifications and shall execute the same documents as a member of the Commission and shall be paid for the duration of the term of the Commission at the rate of pay currently provided for the Legislative Analyst for each day engaged in official duties, adjusted by the California Consumer Price Index.

(3) The Public Advisor shall serve at the will and pleasure of the Commission and may be discharged by a vote of a majority of members of the Commission.

(p)(1)(A) Public notice shall be given of all meetings of the Commission and it shall be deemed a state body subject to the provisions of the Bagley-Keene Open Meeting Act (Article 9 (commencing with Section 11120) of Chapter 1 of Part 1 of Division 3 of Title 2 of the Government Code or any successor statutory scheme, and all meetings and sessions of the Commission shall be recorded.

(B) With respect to their duties under Section 1 and Section 2 of this Article, neither the Commission nor any of its members, staff, or consultants may exercise any executive or deliberative privilege. This limitation shall not be construed to preclude the Commission from properly meeting in closed session regarding other matters not involving duties under Section 1 and Section 2 of this article, pursuant to the Bagley-Keene Open Meeting Act.

(C) Live audio and video of the Commission's proceedings should be broadcast on such mass media broadcast system that may be established by the Legislature for such purpose. Live audio and/or video and archived broadcasts should also be made available on the website for the Commission, and the Secretary of State. Within 72 hours of the completion of a hearing, the Commission shall make available the hearing transcript, submitted written testimony, submitted redistricting plans, and materials submitted in support thereof, and its initial and revised plans, on the website for the Commission and the Secretary of State.

(D) All writings and documents prepared by or for the use of the Commission and Commission staff shall be deemed "public records" within the meaning of the Public Records Act or any successor act. All such public records shall be available for inspection in accordance with the provisions thereof.

(E) The Commission shall make redistricting software and data available to the county registrars of voters for the purpose of allowing the registrars of voters to provide the public with access to redistricting tools and data.

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(2) Not later than September 15th, the Commission shall adopt a final redistricting plan for submission to the voters of the State pursuant to subdivision (q) or it shall declare an impasse. The Commission shall establish and publish a schedule of events, meetings, postings, hearings, and votes to ensure the timely completion of the Commission's work, including a schedule to receive proposed plans from the public, prepare a draft redistricting plan, receive proposed amendments to plans, and to consider and vote upon a final redistricting plan. The Commission shall further adopt rules of order and such rules of conduct as may be necessary. All official actions of the Commission shall require the votes of at least nine regular members in order to take effect, except as provided in subdivisions (j) and (o).


(3) The draft redistricting plan shall cover the entire state, and shall reflect a fair and non-partisan system for apportionment of voters in Senatorial, Assembly, Congressional, and Board of Equalization districts. The Commission shall transmit a copy of the draft redistricting plan to the officers identified in paragraph (g)(4). The Commission shall also provide copies of the draft redistricting plan to the Secretary of State, who shall make copies of the draft redistricting plan available to the public.

(4) Any elector may submit to the Commission a proposed plan, or written public comments on, or proposed amendments to, the draft redistricting plan. Copies of the written comments and proposed amendments shall be provided to each member of the Commission and the Public Advisor, and shall be made part of the official records of the Commission.

(5) The Commission shall hold at least seven public hearings in different regions of the state prior to drafting any redistricting plan, and shall similarly hold at least five hearings on a draft redistricting plan, and shall similarly hold at least five hearings on a proposed final redistricting plan. Any member of the public may offer a proposed plan, or testimony at the public hearings regarding the draft or final redistricting plan and regarding any of the written public comments or proposed amendments to the draft or final redistricting plan submitted to the Commission. The Commission shall adopt procedures and rules to facilitate the orderly taking of testimony at its public hearings. Such procedures and rules shall make ample provision for full, fair, and robust public consideration and debate regarding draft and proposed final redistricting plans, written public comments, and proposed amendments.

(6) The Commission shall also submit the proposed final redistricting plan to the Legislature for an opportunity to comment within the time set by the Commission. The Commission shall address each amendment to the proposed final redistricting plan that is recommended by the Legislature at the Commission's public hearing at the State Capitol.

(7) The Commission shall prepare a summary of each written objection or recommendation submitted by electors or the Legislature regarding the proposed final redistricting plan, together with an explanation of how the proposed final redistricting plan has been changed to accommodate each objection or recommendation, or the reasons for making no change. The Commission may

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*aggregate and summarize objections or recommendations and respond to objections or recommendations as a group.*

*(8) The Commission shall direct the Public Advisor to prepare a final redistricting plan for consideration by the Commission. The Public Advisor shall transmit a copy of the final redistricting plan to the officers identified in paragraph (g)(4). The Commission shall also provide copies of the final redistricting plan to the Secretary of State, who shall make copies of the final redistricting plan available to the public. Any final redistricting plan must be available to the public for at least ten days prior to the vote of the Commission.*

*(q) Upon adoption by the Commission, the Secretary of State shall submit the final redistricting plan as if it were proposed as an initiative statute under Section 8 of Article II of this Constitution at the next general election, for approval by the voters for use in succeeding elections until the next adjustment of boundaries is required. The ballot title shall read: "Shall the boundary lines of the Senatorial, Assembly, Congressional, and Board of Equalization districts adopted by the California Citizens' Redistricting Commission as required by Article XXI of the California Constitution, and used for this election, be used until the next constitutionally required adjustment of the boundaries? A 'YES' vote adopts the districts drawn by the Commission. A 'NO' vote requires the selection of new Commission members to draw new districts for future elections."*

*(r) If the redistricting plan is approved by the voters pursuant to this article, it shall be used in succeeding elections until the next adjustment of boundaries is required. If the plan is not approved by the voters pursuant to subdivision (q), a new Citizens' Redistricting Commission shall be empanelled within 90 days in the manner provided for in this article, for the purpose of proposing a new redistricting plan pursuant to this article. Any officials elected under a final redistricting plan shall serve out their term of office notwithstanding the voters' disapproval of the plan for use in succeeding primary and general elections.*

*(s) No person, other than an employee, consultant, vendor, or attorney of the Commission, shall communicate with any member of the Commission regarding any matter relating to a redistricting plan or issue, from the date the member is placed in nomination for the Commission through the expiration of the member's term, other than by addressing the Commission as a body at open meetings of the Commission or in writing addressed and simultaneously submitted to all Commission members. All such written communications shall be public records and entered into the Commission's record at its next meeting.*

*(t) The Legislature shall make such appropriations from the Legislature's operating budget, as limited by Section 7.5 of Article IV, as necessary to provide the Commission with equipment, office space, and necessary personnel, including counsel and independent experts in the field of redistricting and computer technology, to assist them in their work. The Legislative Analyst shall determine the amount of the appropriation, which shall be one-half the amount expended by the Legislature in creating plans in 2001, adjusted by the California Consumer Price Index. The expenditure of funds under this appropriation shall be subject to the normal administrative review given to other state appropriations. Until appropriations are made, the Legislative Analyst's Office, or any successor thereto, shall furnish, from*

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existing resources, staff and services to the Commission as needed for the performance of its duties.

(u) Except for judicial decrees, the provisions of this article are the exclusive means of adjusting the boundary lines of the districts specified herein.

## Section 2.

(a) Each member of the Senate, Assembly, Congress, and the Board of Equalization shall be elected from a single-member district unless otherwise specified in the Constitution. Districts of each type shall be numbered consecutively commencing at the northern boundary of the State and ending at the southern boundary.

(b) The population of all districts of a particular type shall be as nearly equal as practicable. For congressional districts, the maximum population deviation between districts shall not exceed federal constitutional standards. For Senatorial, Assembly, and Board of Equalization districts, the maximum population deviation between districts of the same type shall not exceed two percent or any stricter standard required by state or federal law.

(c) Districts shall comply with any additional requirements of the United States Constitution and any applicable federal statute, including the federal Voting Rights Act.

(d) Each Board of Equalization district shall be comprised of 10 adjacent Senate districts and each Senate district shall be comprised of two adjacent Assembly districts.

(e) Every district shall be contiguous.

(f) To the extent practicable, district boundaries shall conform to the geographic boundaries of a county, city, or city and county, and shall respect communities of interest. In this regard, a redistricting plan shall comply with these criteria in the following order of importance:

(1) Create the most whole counties possible,

(2) Create the fewest county fragments possible,

(3) Create the most whole cities possible,

(4) Create the fewest city fragments possible, except as necessary to comply with the requirements of the preceding subdivisions of this section. Communities of interest, where such community has been designated and the boundaries clearly delineated by a county in advance of the Commission's first meeting, will be considered the same as cities for the purpose of this subdivision.

(g) No census block shall be fragmented unless required to satisfy the preceding requirements in this section.

(h) Every district shall be as compact as practicable except to the extent necessary to comply with the requirements of the preceding subdivisions of this section. With regard to compactness, to the extent practicable a contiguous area of population shall not be bypassed to incorporate an area of population more distant.

(i) Except as necessary to comply with the requirements of the preceding subdivisions of this section, the Commission shall exercise its best efforts to maximize the number of competitive districts in the final redistricting plan. The Commission shall determine the criteria by which districts shall be considered competitive. The Commission shall receive and evaluate expert testimony as needed to determine the number of competitive districts in any proposed plan. The Commission may employ or

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*contract with specially designated staff to provide a count of competitive districts formed by any proposed redistricting plan as directed by the Commission. At the Commission's option, such staff may use voter registration and voter history data, but shall maintain a wall of separation regarding such data between itself and the Commission.*

*(j) Except as required by federal law and as used by specially appointed staff as provided in subsection (i), no data regarding the residence of an incumbent or of any other candidate or voter registration or voter history data may be used in the preparation of any redistricting plan. Except as required by federal law no consideration shall be given to the potential effects of any redistricting plan on incumbents or political parties.*

### *Section 3.*

*Any action or proceeding alleging that a plan adopted by the Commission does not conform with the requirements of this article must be filed within 45 days of the filing of the plan with the Secretary of State or such action or proceeding is forever barred. Judicial review of the conformity of any plan with the requirements of this article may be pursuant to a petition for extraordinary relief. If any court finds a plan to be in violation of this article, it may order that a new plan be adopted by the Commission pursuant to this article. A court may order any remedy necessary to effectuate this article.*

~~In the year following the year in which the national census is taken under the direction of Congress at the beginning of each decade, the Legislature shall adjust the boundary lines of the Senatorial, Assembly, Congressional, and Board of Equalization districts in conformance with the following standards:~~

~~———— (a) Each member of the Senate, Assembly, Congress, and the Board of Equalization shall be elected from a single/member district.~~

~~———— (b) The population of all districts of a particular type shall be reasonably equal.~~

~~———— (c) Every district shall be contiguous.~~

~~———— (d) Districts of each type shall be numbered consecutively commencing at the northern boundary of the State and ending at the southern boundary.~~

~~———— (e) The geographical integrity of any city, county, or city and county, or of any geographical region shall be respected to the extent possible without violating the requirements of any other subdivision of this section.~~

### SECTION 3. Severability

If any provision of this measure or the application thereof to any person or circumstance is held invalid, that invalidity shall not affect other provisions or applications which can reasonably be given effect in the absence of the invalid provision or application.

### SECTION 4. Conflicting Ballot Measures

(a) In the event that this measure and another measure or measures relating to the redistricting of Senatorial, Assembly, Congressional, or Board of Equalization districts is

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approved by a majority of voters at the same election, and this measure receives a greater number of affirmative votes than any other such measure or measures, this measure shall control in its entirety and said other measure or measures shall be rendered void and without any legal effect. If this measure is approved but does not receive a greater number of affirmative votes than said other measure or measures, this measure shall take effect to the extent permitted by law.

(b) If this measure is approved by voters but is superseded by law by any other conflicting ballot measure approved by the voters at the same election, and the conflicting ballot measure is later held invalid, this measure shall be self-executing and given full force of law.

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