

1 PANEL MEMBERS:2 DELEGATES3 Mark L. Cole, Chairman
4 Spotsylvania5 Algie T. Howell, Jr.
6 Norfolk7 Johnny S. Joannou
8 Portsmouth9 Rosalyn R. Dance
10 Petersburg11 Jackson H. Miller
12 Manassas13 Robert B. Bell
14 Albemarle

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19 I N D E X

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21 Speakers22 Page

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24 Daniel Marshall

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26 Hank Davis

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28 Elizabeth Jones

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1 (7:12 p.m.)

2 The following public hearing took place
3 at the Regional Center for Advanced Training and
4 Technology in Danville, Virginia on October 18, 2010.

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6 THE CHAIRMAN, MARK L. COLE: All right.
7 I will call the meeting to order. I would
8 like to welcome everyone to the, this is the
9 fourth hearing of the House of Delegates
10 Redistricting Subcommittee. We are planning
11 to have at least a couple more subcommittee
12 meetings.

13 The purpose of these meetings is to
14 gather input from experts, advocacy groups,
15 and most importantly, the people of Virginia
16 on the once-a-decade process of drawing new
17 boundaries for the State Legislative and
18 Congressional Districts.

19 I would just like to take a moment and
20 let the members of the committee introduce
21 themselves. And we will start with Rob.

22 MR. BELL: Delegate Rob Bell. I
23 represent the 58th District, which is
24 Charlottesville, so just up 29.

1 MR. MILLER: Jackson Miller. I
2 represent the 50th House District, which is
3 the City of Manassas, the City of Manassas
4 part and parts of Prince William County.

5 THE CHAIRMAN: I am Mark Cole. I am
6 chairman of the committee, and I also
7 represent the 88th District, which includes
8 parts of Stafford, Spotsylvania, and Fauquier
9 Counties.

10 MS. DANCE: I am Rosalyn Dance. And I
11 have the 63rd District, and that is the City
12 of Petersburg, the County of Dinwiddie, and
13 parts of Chesterfield County.

14 MR. JOANNOU: My name is Johnny Joannou.
15 And I am in the 79th House District, which
16 encompasses a piece of Norfolk, most of
17 Portsmouth, a piece of Suffolk, and a piece of
18 Chesapeake.

19 MR. HOWELL: And I am Algie Howell. I
20 represent the 90th District, which covers part
21 of Norfolk, part of Chesapeake, and part of
22 Virginia Beach.

23 THE CHAIRMAN: I would also like to
24 acknowledge that we have Delegate Danny

1 Marshall from the area here in attendance as
2 well.

3 The General Assembly and Governor, as
4 officials who submit to the voters at
5 elections and are directly accountable to the
6 public, are responsible for drawing
7 legislative boundaries. That mandate is
8 clearly spelled out in the Virginia
9 Constitution.

10 This time-tested and inclusive process
11 ensures that every Virginian has a voice in
12 redistricting since every Virginian is
13 represented in the General Assembly by a
14 Delegate and a State Senator. After every
15 census by the Federal Government, Virginia,
16 like every other state, must draw lines for
17 the U.S. House, the Senate of Virginia, and
18 the House of Delegates.

19 Likewise, many localities must also draw
20 lines for county boards, city council and town
21 council seats, as well as school board
22 districts.

23 The census data is used for the actual
24 drawings of the line and it should be

1 available most likely in February or March of
2 next year. That is the detailed data.

3 Speaker Howell and I decided to hold
4 these public hearings to encourage greater
5 civic awareness and facilitate more active
6 participation by the public in Virginia's 2010
7 redistricting process.

8 At these public hearings, this
9 subcommittee wants to gather input from the
10 public on what principles the General Assembly
11 and Governor should consider in using the
12 detailed data once it becomes available to
13 redraw the district lines.

14 Of course, redistricting is an endeavor
15 presenting many challenges. It can also be a
16 contentious process. In fact, litigation over
17 districts drawn in 2001 after the last Federal
18 census continued through most of the last
19 decade in some states. But in Virginia, no
20 Court challenge found fault with any of the
21 districts drawn in 2001.

22 Nevertheless, the decisions produced by
23 the previous litigation, whether in Virginia
24 or across the nation, as well as the

1 complicated body of law and the many players
2 involved in redistricting, make it vital that
3 my colleagues and I learn what is most
4 important to Virginians before lines are
5 redrawn and legislation is ultimately filed
6 and passed.

7 The General Assembly, the Governor, the
8 Attorney General, the U.S. Justice Department,
9 and perhaps State and Federal judges will all
10 have an opportunity to impact this process.
11 But again, before we get involved in the work
12 of drawing lines or seeking legal opinions,
13 the speaker and I, along with our House
14 colleagues, want to hear from you about your
15 priorities and your suggestions for
16 redistricting.

17 As we get underway, I believe it is
18 incumbent upon me to articulate, and I hope my
19 House colleagues will agree with my
20 touchstones on this very important public
21 policy issue. The redistricting process must
22 be fair. It must include opportunity for
23 input from all, and serious deliberation about
24 the outcome.

1 The redistricting process must create
2 districts as nearly equal in population as is
3 practical following the constitutional one
4 vote one person, one vote principal. The
5 final district maps must also comply with the
6 law, with the U.S. Constitution, the Virginia
7 Constitution, the Federal Voting Rights Acts
8 and court decisions applying them.

9 Within those constraints, I look forward
10 to learning from everyone giving testimony
11 here tonight and at subsequent hearings.
12 Beyond those constraints, no decisions have
13 been made. We are here to hear from you about
14 what you believe is important in the
15 redistricting process.

16 We have not prejudged the outcome. We
17 have not made any decisions. We have no
18 answers to questions about what districts will
19 look like or how plans will be drafted. We
20 want to hear from you about what we, as your
21 elected representatives, should consider.

22 Now, here are several logistical
23 requests I want to make to ensure that we have
24 a smooth and efficient process for public

1 input. The staff from the Division of
2 Legislative Services, which are here in the
3 front row, has prepared a two-page handout
4 answering many questions about redistricting.
5 If you haven't picked it up it is on the table
6 out in the hallway by the door, and I would
7 encourage you to get it. That handout is
8 available and it includes the website where
9 additional information can be obtained, both
10 now and we plan on as the process goes forward
11 to update the web page as we go along.

12 In order to respect time from everyone
13 who has come tonight to provide input, we will
14 rely on that handout to answer many questions.
15 We want to maximize participation by citizens
16 who are here. Our only objective tonight is
17 to hear from you. We won't be answering a lot
18 of questions or engaging in debates.

19 I would ask each of you who have come to
20 speak to try to keep your remarks brief. As a
21 courtesy to others, please try not to repeat
22 what others have said so that we can try to
23 accommodate as many speakers as possible. I
24 have asked the staff to keep time if it looks

1 like we are going to run long.

2 I also invite anyone who wishes to
3 submit written comments for the subcommittee
4 by giving a hard copy to the clerk here
5 tonight or you can send an e-mail, regular
6 mail, or fax when you have a chance.

7 The details on how to submit comments
8 are included in one of the handouts at the
9 sign-in table.

10 Finally, please be sure if you come up
11 to speak, please be sure to identify yourself.
12 We have a court reporter here, so please make
13 sure you identify yourself when you testify to
14 the subcommittee.

15 So first I will call on Delegate
16 Marshall. I understand you want to address
17 the committee.

18 MR. MARSHALL: Thank you so much,
19 Mr. Chairman, and other members for making the
20 trip to Southside. As you have noticed, we
21 don't have the traffic situation that some of
22 you have. I think we've already had a comment
23 from Mr. Miller, Delegate Miller here, how
24 nice it is here in Southside. We have many,

1 many things that are nice here. Less traffic
2 is certainly one of them. But we want to
3 thank all of you for being here. I would like
4 to recognize a few people in the audience. We
5 have Hank Davis here, who is Chairman of the
6 Pittsylvania County Board of Supervisors.
7 Hank, if you could raise your hand.

8 We also have Brenda Bowman. Brenda is
9 the LA for Charles Poindexter. And you have
10 my person who does all the work, Mary Franklin
11 back there. Mary, if you would raise your
12 hand.

13 Again, I want to thank all of you all
14 for being here. I am not going to necessarily
15 comment so much on the redistricting. I want
16 to talk to you about Southside, Virginia and
17 what we are trying to do with this area.

18 If you, maybe if you got here a little
19 bit early you saw the shining building up on
20 the hill there. That is called the Institute
21 for Advanced Learning and Research. That
22 building was built with no tax dollars, state
23 taxes. It was built with tobacco settlement
24 funds. What they do there is they do

1 research. One of the things they do research
2 in there is plants.

3 And they right now are doing research on
4 plants for over in Virginia Beach area there
5 is a large commercial nursery there who is
6 getting them to do research to see how they
7 can get more yield with their plants.

8 Another thing that they are doing up on
9 the hill is research as far as different
10 plants for biofuels. They are doing
11 Miscanthus, high-growth poplars and those type
12 of things. They actually do the tissue labs
13 there and go out in the ex-tobacco fields and
14 grow this. The whole point of this, what we
15 are trying to do is just reinvent an economy.

16 Here we have an unemployment rate of 14
17 percent. You go just 30 miles to our west
18 where Martinsville is located and they hit a
19 high of 22 percent this past summer. Although
20 we don't have the traffic, we would like to
21 have some traffic down here because that
22 traffic is people who are going and coming
23 from jobs.

24 And so again, I want to thank you all

1 for being here. If there is anything I can do
2 to help your being here, let me know. Thank
3 you so much. There is nobody on the list.

4 THE CHAIRMAN: Now, I hope some of you
5 all came here to talk to us. If anybody else
6 would like to address the subcommittee please
7 come forward and identify yourself.
8 Otherwise, this is going to be a real quick
9 public hearing.

10 MR. DAVIS: I am Hank Davis, Chairman of
11 the Board of Supervisors of Pittsylvania
12 County. I think I have one remark that some,
13 bothers people in this area, and that is we
14 have approximately a thousand prisoners in our
15 medium security prison here that were
16 transferred here from the State of
17 Pennsylvania. If there is any way on this
18 earth to mitigate that as a -- I don't know
19 how we will handle it from a Board of
20 Supervisors standpoint when we redistrict for
21 our supervisor seats. But then you have got
22 to move on up to the House seats and to the
23 Senate seats and the Congressional seats.

24 You know, to me, they are not able to

1 any questions regarding what procedures they
2 will have for redistricting, but our county,
3 Pittsylvania County, still has the
4 preclearance requirement. And I just wanted
5 to bring that to your attention that many of
6 the localities, as they redistrict, will be
7 required to get preclearance from the
8 Department of Justice, which our organization
9 supports.

10 THE CHAIRMAN: Thank you very much.
11 Anybody else would like to address the
12 committee? I will make it easy on you, you
13 don't have to come down to the podium, just
14 stand up and speak from where you are. Would
15 anybody like to address the committee?

16 MR. BELL: We would like to hear from
17 you. We came down here to hear you. We are
18 serious about that.

19 THE CHAIRMAN: I see we have another one
20 of the area delegates showed up. If you would
21 just introduce yourself to everybody here.

22 MR. MERRICKS: Donald Merricks. I am
23 representing most of Pittsylvania County, part
24 of Henry County, most of the City of

1 Martinsville. Good to see you guys.

2 THE CHAIRMAN: Good to see you. If
3 there is no further comment, I am going to --
4 well, if there is no further comment I am
5 going to declare the Public Hearing closed.
6 Thank you very much for coming out.

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8 (7:28 P.M.)

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10 THE PUBLIC HEARING WAS CONCLUDED.

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C E R T I F I C A T E

COMMONWEALTH OF VIRGINIA

COUNTY OF ROANOKE

I, Katherine P. Ford, Notary Public in and for the Commonwealth of Virginia, at Large, do hereby certify that the Hearing on October 18, 2010 was by me reduced to machine shorthand in the presence of the witness, afterwards transcribed by me by means of computer, and that to the best of my ability the foregoing is a true and correct transcript of the Hearing.

I further certify that this Hearing was taken at the time and place specified in the foregoing caption.

I further certify that I am not a relative, counsel or attorney for either party, or otherwise interested in the outcome of this action.

IN WITNESS WHEREOF, I have hereunto set my hand at Roanoke, Virginia on _____ 2010.

KATHERINE P. FORD, RPR
NOTARY PUBLIC No. 166385

My Commission expires February 28, 2011.

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