

Private
STAFF SUMMARY OF MEETING

OTHER COMMITTEE COMMITTEE ON INDEPENDENT CONGRESSIONAL REDISTRICTING COMMISSION

	Attendance	
	Martha	X
	Coleman	
Date	Moussa	*
	Diawara	
Time	Paula Espinoza	E
	Jason Kelly	X
Place	William Leone	X
	JulieMarie	
This Meeting was called to order by	Shepherd	X
Carly Hare	Macklin	
	Danny Moore	X
This Report was prepared by	Lori Schell	X
Elizabeth Burger	Simon Tafoya	X
	Elizabeth	X
	Wilkes	X
	Jolie Brawner	X
	Carly Hare	*

X = Present, E = Excused, A = Absent, * = Present after roll call

Hearing Items	Action Taken
Presentation on	
Incarcerated Population Committee Discussion Only	
Reallocation	
Discussion with Outside	Executive Session Approved
Legal Counsel	

02:04:56 PM

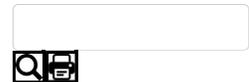
Commissioner Brawner called the meeting to order and reviewed the meeting agenda. Meeting materials can be accessed here: <https://coleg.box.com/s/tmcrfafxssoshqvf5tt04ryg3li9f2j> (<https://coleg.box.com/s/tmcrfafxssoshqvf5tt04ryg3li9f2j>)

Presentation on Incarcerated Population Reallocation - Committee Discussion Only

- 02:07:10 PM Jerry Barry, Independent Redistricting Commissions Staff, began a presentation regarding the process of relocating incarcerated persons. He noted that the process is a relatively new idea; two states conducted this process last redistricting cycle, and others are contemplating this process now. He discussed voting eligibility for persons convicted of crimes in Colorado. He described how having a prison located in a particular census block could increase the population in the district. He discussed arguments in favor of prisoner reallocation.

- 02:13:44 PM Mr. Barry discussed arguments in opposition to the process of reallocating incarcerated persons, including that Colorado has not previously adjusted census data in the process of redistricting, and the process of counting incarcerated person has been the same for many years. Mr. Barry discussed the partisan nature of the process. He responded to questions from the commission about prisoners who do not have a last known or out-of-state address, voter registration of incarcerated persons, and the eligibility of incarcerated persons to vote.

- 02:21:51 PM Mr. Barry commented on the technical process of reallocating incarcerated persons, and the information received from the Department of Corrections (DOC) regarding the incarcerated population as of April 2021. He noted the information allows the staff to identify the last known address of many incarcerated persons and move them to the census block of their last known address. He addressed issues with differential privacy (DP) and how DP affects process of prisoner reallocation. He described a number of areas in which the commission will have to provide guidance to staff. Commissioners asked a variety of questions, including whether the total number of prisoners is available, and Mr. Barry and Louis Pino, Independent Redistricting Commissions Staff, discussed the process of reallocating incarcerated persons in light of the data noise introduced by the DP process. Commissioner Coleman asked how the Census is completed by incarcerated persons and what address these individuals are instructed to provide, and asked for further clarification on the issue.



- 02:37:40 PM Commission discussion continued regarding the reallocation of incarcerated persons based on their last known address. Commissioner Leone noted that the numbers of incarcerated persons may not be large enough to be material to the redistricting process, and raised other issues about the process for the commission's consideration. Commissioners shared their views on whether the process of reallocated incarcerated persons should be attempted and its importance.

- 02:58:12 PM Mr. Pino, Independent Redistricting Commissions Staff, discussed the data provided by the DOC per House Bill 20-1010 on the number of incarcerated persons on April 1, 2020. There were 17,506 total records. He explained that he has excluded out-of-state addresses (1,270) and is in the process of reviewing bad or unknown addresses (1,860 records). This leaves about 14,376 individuals to potentially move back to their previous known address. He discussed in which facilities and counties these individuals are located.

- 03:03:50 PM Commissioner Leone commented on the numbers of prisoners to be reallocated in each county and the process. The commissioners commented on the issue. Mr. Pino responded to questions from the commission about data on the number of incarcerated persons who would be reallocating to new congressional districts.

- 03:24:55 PM Commissioner Shepherd Macklin discussed whether data is available on the average sentence length. Commissioner Schell commented on the prisoner reallocation process.

Discussion with Outside Legal Counsel - Executive Session Approved

03:28:18 PM Chair Hare explained that the commission will enter executive session for the next portion of the meeting.

03:30:06 PM

Motion	I move the commission go into executive session pursuant to section 24-6-402 (3)(a)(II) of the Colorado Revised Statutes for the purpose of receiving legal advice from legal counsel (seconded by Leone).
Moved	Simon Tafoya
Seconded	
Martha Coleman	Yes
Moussa Diawara	Yes
Paula Espinoza	Excused
Jason Kelly	Yes
William Leone	Yes
JulieMarie Shepherd	Yes
Macklin	
Danny Moore	Yes
Lori Schell	Yes
Simon Tafoya	Yes
Elizabeth Wilkes	No
Jolie Brawner	Yes
Carly Hare	Yes

YES: 10 NO: 1 EXC: 1 ABS: 0 FINAL ACTION: PASS

03:30:19 PM The commission entered executive session.

04:47:20 PM The commission reconvened and adjourned.

04:48:18 PM The committee adjourned.

