



Sen. Jason A. Barickman

Filed: 3/30/2021

10200SB1325sam001

LRB102 11097 SMS 24471 a

1 AMENDMENT TO SENATE BILL 1325

2 AMENDMENT NO. _____. Amend Senate Bill 1325 by replacing
3 everything after the enacting clause with the following:

4 "Section 1. Short title. This Act may be cited as the
5 People's Independent Maps Act.

6 Section 5. Independent Redistricting Commission.

7 (a) Because of the delay in receiving 2020 Census data,
8 the Chief Justice and the most senior Supreme Court Justice
9 who is not elected from the same political party as the Chief
10 Justice shall select 16 commissioners no later than 30 days
11 after the effective date of this Act to form the Independent
12 Redistricting Commission. The commissioners shall reflect the
13 ethnic, gender, and racial demographics of Illinois. Fourteen
14 of the commissioners shall represent, in equal number, the 2
15 political parties whose gubernatorial candidates received the
16 greatest number of votes in the last gubernatorial election

1 and 2 of the commissioners shall represent neither of those
2 parties. The 2 Supreme Court Justices responsible for
3 selecting the 16 commissioners shall consider party
4 identification and all campaign contributions in determining a
5 potential commissioner's eligibility. There shall be at least
6 2 commissioners from each Judicial District.

7 (b) A person is ineligible to serve on the Independent
8 Redistricting Commission if within the previous 4 calendar
9 years the person or his or her spouse or immediate family
10 member was appointed or elected to a position with the State,
11 federal, or local government; is a State employee; is a
12 lobbyist as defined by law; has an ownership interest in an
13 entity with a State or federal contract; or is appointed or
14 elected to serve a political party. A commissioner is
15 ineligible for a period of 10 years after serving on the
16 Independent Redistricting Commission to be appointed to a
17 position subject to Senate confirmation. Commissioners must
18 file financial disclosure statements and abide by any ethics
19 requirements established by law.

20 (c) The Independent Redistricting Commission shall act in
21 public meetings by the affirmative votes of 10 commissioners.
22 The Independent Redistricting Commission shall elect its
23 chairperson and vice chairperson, who shall not be affiliated
24 with the same political party. Each meeting of the Independent
25 Redistricting Commission shall be open to the public and there
26 must be public notice at least 7 days before a meeting. All

1 records of the Independent Redistricting Commission, including
2 all communications to or from the Independent Redistricting
3 Commission regarding the work of the Independent Redistricting
4 Commission, shall be available for public inspection. The
5 Independent Redistricting Commission shall adopt rules
6 governing its procedures. The Independent Redistricting
7 Commission shall be considered a public body subject to the
8 Freedom of Information Act or a successor Act and the Open
9 Meetings Act or a successor Act. Commissioners and staff may
10 not communicate with or receive communications about
11 redistricting matters from anyone outside of a public hearing.

12 (d) The Independent Redistricting Commission shall hold at
13 least 10 public hearings throughout the State before adopting
14 a redistricting plan, with a majority occurring before the
15 Independent Redistricting Commission releases any proposed
16 redistricting plan and at least 4 public hearings must occur
17 throughout the State after the release of any proposed
18 redistricting plan.

19 The Independent Redistricting Commission must provide a
20 meaningful opportunity for racial minorities and language
21 minorities to participate in the public hearings, including,
22 but not limited to, issuing notices in multiple languages and
23 ensuring that translation services are available at all
24 hearings at the Independent Redistricting Commission's expense
25 or through partnership with outside organizations. These
26 public hearings must be open to all members of the public and

1 must be planned to encourage attendance and participation
2 across the State, including the use of technology that allows
3 for real-time, virtual participation and feedback during the
4 hearings. When releasing a proposed redistricting plan, the
5 Independent Redistricting Commission must also release
6 population data, geographic data, election data, and any other
7 data used to create the plan, when the Independent
8 Redistricting Commission receives this information. The
9 Independent Redistricting Commission must also provide
10 terminals for members of the public to access the data and
11 associated software. During the map drawing process, any
12 member of the public may submit maps for consideration to the
13 Independent Redistricting Commission. Those submissions are
14 public records that are open to comment.

15 The Independent Redistricting Commission may not adopt a
16 redistricting plan until the Independent Redistricting
17 Commission adopts and publishes a report explaining the plan's
18 compliance with the United States Constitution and Illinois
19 Constitution. Before the adoption of a redistricting plan, the
20 Independent Redistricting Commission shall release to the
21 public the final plan and its associated compliance report.
22 The meeting to vote on adoption of a redistricting plan shall
23 occur no sooner than six days after the release of the final
24 plan and its associated compliance report. All proposed and
25 adopted maps and any data used to develop these maps are public
26 records. The Independent Redistricting Commission shall

1 maintain a website or other similar electronic platform to
2 disseminate information about the Independent Redistricting
3 Commission, including records of its meetings and hearings,
4 proposed redistricting plans, assessments and reports on
5 plans, and to allow the public to view its meetings and
6 hearings in both live and archived form. The website or
7 electronic platform must allow the public to submit
8 redistricting plans and comments on redistricting plans to the
9 Independent Redistricting Commission for its consideration.

10 (e) Each Legislative District, Representative District,
11 and Congressional District shall, in the following order of
12 priority:

13 (1) fully comply with the United States Constitution
14 and federal law, such as the federal Voting Rights Act;

15 (2) be substantially equal in population;

16 (3) provide racial minorities and language minorities
17 with the equal opportunity to participate in the political
18 process and elect candidates of their choice;

19 (4) provide racial minorities and language minorities
20 who constitute less than a voting-age majority of a
21 Legislative District, Representative District, or
22 Congressional District with an opportunity to
23 substantially influence the outcome of an election;

24 (5) be contiguous;

25 (6) be compact;

26 (7) respect, to the extent practical, geographic

1 integrity of units of local government;

2 (8) respect, to the extent practical, communities
3 sharing common social or economic interests; and

4 (9) not discriminate against or in favor of any
5 political party or individual.

6 (f) The Independent Redistricting Commission shall adopt
7 and submit to the Legislative Redistricting Commission,
8 established by Section 3 of Article IV of the Illinois
9 Constitution, a redistricting plan for the Legislative
10 Districts and Representative Districts within 30 days of the
11 Census Bureau's release of the Legacy Format Summary
12 Redistricting Data File for the State of Illinois. The
13 Independent Redistricting Commission shall adopt and submit to
14 the General Assembly a redistricting plan for the
15 Congressional Districts within 30 days of the Census Bureau's
16 release of the Legacy Format Summary Redistricting Data File
17 for the State of Illinois. The Independent Redistricting
18 Commission may adopt and submit separate redistricting plans
19 for the Legislative Districts and Representative Districts,
20 and a separate plan for the Congressional Districts.

21 (g) If the Independent Redistricting Commission fails to
22 adopt and submit to the Legislative Redistricting Commission a
23 redistricting plan for the Legislative and Representative
24 Districts within 30 days from the Census Bureau's release of
25 the Legacy Format Summary Redistricting Data File, the Chief
26 Justice of the Supreme Court and the most senior Supreme Court

1 Justice who is not elected from the same political party as the
2 Chief Justice shall appoint within 3 days a seventeenth member
3 to the Independent Redistricting Commission. The seventeenth
4 member of the Independent Redistricting Commission must not be
5 affiliated with either major political party. The
6 seventeen-member Independent Redistricting Commission shall
7 adopt and submit to the Legislative Redistricting Commission a
8 redistricting plan for the Legislative Districts and
9 Representative Districts within 10 days of the appointment of
10 the seventeenth member of the Independent Redistricting
11 Commission.

12 (h) Members of the Independent Redistricting Commission
13 shall be compensated at the rate of \$37.50 for each hour the
14 member is engaged in Independent Redistricting Commission
15 business. Members of the Independent Redistricting Commission
16 are eligible for reimbursement of personal expenses incurred
17 in connection with the duties performed pursuant to this act.
18 A member's residence is deemed to be the member's post of duty
19 for purposes of reimbursement of expenses.

20 (i) Within the first 30 days after the selection of the
21 Independent Redistricting Commission, the Governor shall
22 include in the budget sufficient funding for the Independent
23 Redistricting Commission, the Legislative Redistricting
24 Commission and the Secretary of State to meet the estimated
25 expenses of each of those officers or entities in implementing
26 the redistricting process required by this Section, including,

1 but not limited to, adequate funding for a statewide outreach
2 program to solicit broad public participation in the
3 redistricting process. The Governor shall also make adequate
4 office space available for the operation of the Commission.
5 The Legislature shall make the necessary appropriation. The
6 Legislature may make additional appropriations in any year
7 that it determines that the Commission requires additional
8 funding in order to fulfill its duties. The Independent
9 Redistricting Commission and Legislative Redistricting
10 Commission, with fiscal oversight from the Comptroller or its
11 successor, shall be exempt from the Illinois Procurement Code
12 but will have procurement and contracting authority and may
13 hire staff and consultants, for the purposes of this Section.

14 (j) Any redistricting plan enacted by the Legislative
15 Redistricting Commission shall immediately be filed with the
16 Secretary of State. A redistricting plan filed with the
17 Secretary of State shall be presumed valid and shall be
18 published promptly by the Secretary of State.

19 (k) This Act shall not apply to any redistricting process
20 other than the one immediately following the 2020 Census.

21 Section 10. Repealer. This Act is repealed December 31,
22 2025.

23 Section 97. Severability. The provisions of this Act are
24 severable under Section 1.31 of the Statute on Statutes.

1 Section 99. Effective date. This Act takes effect upon
2 becoming law.".