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BEFORE THE OHIO APPORTIONMENT BOARD

- - -

In the Matter of the :
Establishment of the Ohio :
General Assembly District :
Lines in the State of :
Ohio. :

- - -

PROCEEDINGS

before Governor John R. Kasich, Secretary of State
Jon Husted, Auditor David Yost, Senate President Tom
Niehaus, and House Minority Leader Armond Budish, the
Ohio Apportionment Board, at the Ohio Statehouse, One
Capital Square, Senate Finance Hearing Room,
Columbus, Ohio, called at 2:30 p.m. on Thursday,
August 4, 2011.

- - -

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Thursday Afternoon Session,
August 4, 2011.

- - -

GOVERNOR KASICH: Okay. We'll get started here. I have a script which I am going to stick to, believe it or not.

Pursuant to Article 11, Section 1 of the Ohio Constitution, I hereby call to order this meeting of the 2011 Board of Apportioning persons. There is a quorum of members present, but for the record would each member of the Board please indicate their presence by stating their name. Why don't we start down at the far end.

LEADER BUDISH: Armond Budish.

AUDITOR YOST: Dave Yost.

SECRETARY HUSTED: Secretary of State Jon Husted.

PRESIDENT NIEHAUS: President of the Senate Tom Niehaus.

GOVERNOR KASICH: Thank you. This meeting is called pursuant to Article 11, Section 1 of the Ohio Constitution which requires that after each decennial census, the Ohio Board of Apportioning persons, including the Governor, Secretary of State, Auditor of State, and two persons selected by the

1 leadership of the General Assembly convenes between
2 August 1 and October 1 of the year the census figures
3 are released to establish the district lines of the
4 Ohio General Assembly.

5 Article 11 of the Constitution governs
6 the procedures for this apportionment, and we will,
7 therefore, proceed under its provisions.

8 Members have been provided with a copy of
9 the proposed agenda for this meeting which was
10 distributed in advance.

11 The first item of business is for the
12 members of the Board to verify their membership on
13 the Board by presenting their letters of appointment,
14 in the case of legislative apportioning persons, and
15 oaths of office in the case of other members.

16 We will now receive these documents. I
17 would like to indicate for the record that I have the
18 certificates of office for the Secretary of State,
19 the Auditor, and myself. I also have letters from
20 House Speaker Bill Batchelder, President Tom Niehaus,
21 Senate Democratic Leader Capri Cafaro, and House
22 Democratic Leader Armond Budish choosing and
23 appointing Leader Budish and President Niehaus to
24 serve on this Board.

25 We have now received the appropriate

1 documentation for each member, and it all appears to
2 be in order.

3 Is that correct, counselor?

4 MR. GRODHAUS: Correct.

5 GOVERNOR KASICH: The next item on the
6 agenda is the selection of a chair.

7 SECRETARY HUSTED: Mr. Governor, I move
8 that Governor Kasich be named as the Chair of the
9 Apportionment Board.

10 GOVERNOR KASICH: We have a motion. Is
11 there a second?

12 AUDITOR YOST: Second.

13 GOVERNOR KASICH: Auditor Yost seconds.
14 The nomination has been made and seconded. Are there
15 any other nominations?

16 I was going to nominate Armond Budish,
17 but I had a second thought.

18 If not, all in favor signify by saying
19 aye.

20 Opposed?

21 Motion is carried and I will serve as the
22 chair.

23 The next item on the agenda is for the
24 selection of a secretary to the Board of Apportioning
25 persons. The secretary will keep the minutes, call

1 the roll, record all votes and maintain custody of
2 all the records of the Apportionment Board including
3 the proposed plan to be filed with the Board.

4 I will now entertain a motion for
5 secretary.

6 SECRETARY HUSTED: Mr. Chairman, I move
7 that Heather Mann and Ray DiRossi be named
8 co-secretaries of the Apportionment Board.

9 GOVERNOR KASICH: We have a motion. Is
10 there a second?

11 AUDITOR YOST: Second.

12 GOVERNOR KASICH: Auditor Yost seconds
13 the motion. The nomination has been made and
14 seconded. Are there any other nominations?

15 Is there any discussion of the
16 nomination?

17 If not, all if in favor signify by saying
18 aye.

19 Opposed?

20 Motion is carried. Heather Mann and Ray
21 DiRossi will jointly serve in the role as secretary
22 of the Board.

23 I will now give to staff the
24 documentation provided to me. Great.

25 The next item on the agenda is the

1 selection of a vice chair to the Board of
 2 Apportioning persons. I nominate Auditor Yost to
 3 serve as vice chair of the 2011 Apportionment Board.

4 Is there a second?

5 SECRETARY HUSTED: I second.

6 GOVERNOR KASICH: Secretary Husted
 7 seconds the motion. The nomination has been made and
 8 seconded. Are there any other nominations?

9 Is there any discussion of the
 10 nomination?

11 If not, all if in favor signify by saying
 12 aye.

13 Those opposed?

14 If not, will the Secretary please call
 15 the roll.

16 MS. MANN: Governor Kasich.

17 GOVERNOR KASICH: Aye.

18 MS. MANN: Auditor Yost.

19 AUDITOR YOST: Aye.

20 MS. MANN: Secretary Husted.

21 SECRETARY HUSTED: Yes.

22 MS. MANN: President Niehaus.

23 PRESIDENT NIEHAUS: Yes.

24 MS. MANN: Leader Budish.

25 LEADER BUDISH: Yes.

1 GOVERNOR KASICH: We have five in favor.
2 Therefore, Auditor Yost serves as vice chairman of
3 the Apportionment Board.

4 Historically, the Attorney General has
5 represented the Board and all persons serving on the
6 Board. Attorney General Mike DeWine has appointed
7 Mark Braden to be here today to be available to the
8 Board.

9 I would like to ask Mr. Braden to
10 identify himself on the record.

11 MR. BRADEN: Mark Braden of the law firm
12 of Baker & Hostetler.

13 GOVERNOR KASICH: Could I see some
14 identification?

15 Thank you, Mr. Braden. Thank you and
16 welcome.

17 At this point given the official and
18 historic nature of our proceedings, we need to
19 appoint an official court reporter for the
20 proceedings of the Apportionment Board. For the
21 record I'd like to ask our court reporter who is here
22 from the firm of Armstrong & Okey to please identify
23 herself.

24 COURT REPORTER: My name is Karen Gibson.

25 GOVERNOR KASICH: Okay. Karen, the court

1 reporter with Armstrong & Okey. According, I will
2 now entertain a motion to appoint an official court
3 reporter for these proceedings.

4 SECRETARY HUSTED: Mr. Chairman, I move
5 that the firm of Armstrong & Okey be the official
6 court reporter for the 2011 Apportionment Board and
7 that said court reporter please prepare and provide
8 each member of the Board a copy of the transcript of
9 each of our meetings.

10 AUDITOR YOST: I second the motion.

11 GOVERNOR KASICH: Auditor Yost seconds
12 the motion. The nomination has been made and
13 seconded. Are there any other nominations?

14 Is there any discussion of the
15 nomination?

16 If not, all in favor signify by saying
17 aye.

18 Those opposed?

19 If not, will the Secretary please call
20 the roll.

21 MS. MANN: Governor Kasich.

22 GOVERNOR KASICH: Aye.

23 MS. MANN: Auditor Yost.

24 AUDITOR YOST: Aye.

25 MS. MANN: Secretary Husted.

1 SECRETARY HUSTED: Yes.

2 MS. MANN: President Niehaus.

3 PRESIDENT NIEHAUS: Yes.

4 MS. MANN: Leader Budish.

5 LEADER BUDISH: Yes.

6 GOVERNOR KASICH: Okay. Unanimous for
7 the appointment of Armstrong & Okey as the official
8 court reporter for the 2011 Apportionment Board. The
9 motion, of course, carries. Thank you.

10 This brings us to our next agenda item
11 which is the adoption of the rules of the 2011
12 Apportionment Board. All the members should have a
13 copy of the proposed rules which I provided to each
14 of you in advance of today's meeting. These proposed
15 rules are, in essence, a revised version of the rules
16 of the 2011 Apportionment Board which were on file
17 with the Legislative Service Commission.

18 Our intention is to vote on the rules as
19 a block unless there is an amendment. At this time I
20 would entertain a motion regarding the rules.

21 Mr. Budish is recognized.

22 LEADER BUDISH: I would like to make
23 several amendments, if I might. How do you want to
24 do this, Governor?

25 GOVERNOR KASICH: Well, you have four of

1 them; is that correct?

2 LEADER BUDISH: I believe there's five.

3 GOVERNOR KASICH: Okay. Would you -- I
4 guess we will proceed by having you, if you want to,
5 give a short description of them generally is how the
6 process should proceed.

7 LEADER BUDISH: Shall I do it one at a
8 time or?

9 GOVERNOR KASICH: Yes, whatever you are
10 comfortable with. One at a time would be great.

11 LEADER BUDISH: My first amendment,
12 Mr. Governor, is to Rule 11-1-04 entitled "Officers;
13 participation of members; and minutes." The
14 amendment very briefly allows us to add two
15 non-voting members to the Board. This makes the
16 Board comparable to the structure set forth in Senate
17 Joint Resolution 5 which passed the Ohio Senate last
18 year while still avoiding any potential
19 Constitutional problems.

20 I see Senator Husted is smiling.

21 SECRETARY HUSTED: Yeah. What happened
22 to that?

23 LEADER BUDISH: This was, you may recall,
24 I believe, promoted by Senator Husted -- then Senator
25 Husted, now Secretary Husted. The benefit which then

1 Senator Husted made clear to me back then it would
2 allow additional perspectives on the Board to be
3 presented during the various deliberations and Board
4 discussions and help ensure a more fair, equitable,
5 and bipartisan discussion and result.

6 I will keep my remarks brief as I always
7 do on the floor. Thank you.

8 GOVERNOR KASICH: That's not what I hear.

9 Armond, do you want to go to the second
10 amendment and then we will come back and present them
11 one at a time?

12 LEADER BUDISH: Well, I have also
13 introduced -- I would like to move to amend 11-1-02,
14 "Apportionment Board defined." This would take
15 effect only if 11-1-04 is also agreed to and simply
16 change the definition of the Apportionment Board.

17 Next is amendment to Section 11-1-06
18 entitled "Quorum," and, again, this change would
19 follow then Senator Husted's plan in Senate Joint
20 Resolution 5 which would ensure bipartisan support
21 for any of the apportionment plan by requiring that
22 any majority include at least one minority party
23 member. Seeing as there is only one, there would be
24 only one on it.

25 And, again, I believe that this would

1 ensure bipartisan acceptance of any plan which is
2 what the public wants and expects.

3 GOVERNOR KASICH: Okay.

4 LEADER BUDISH: Next is an amendment to
5 11-1-08 entitled "Public hearings." This change
6 requires that there be an opportunity for public
7 comment not just on the apportionment process as we
8 go around the state but also on any plan or plans
9 during the congressional redistricting field hearings
10 which have been held over the last week or two.

11 We heard repeatedly from the public that
12 they appreciated the opportunity to discuss the
13 process, but they also made it very clear they would
14 like the opportunity to be permitted to provide input
15 into any redistricting plan, and I believe that the
16 feeling would be the same from the public wanting the
17 opportunity to comment on any specific
18 reapportionment plan.

19 Next is 11-1-09 entitled "Apportionment
20 plans." This changes the date for submission of any
21 plan up two weeks to September 9. It makes it clear
22 that all maps both public and those generated by
23 members of this Board and our staff must be in by
24 that deadline, changes the deadline to September 9.

25 And the purpose for this is so that there

1 will be time for meaningful public review and
2 feedback of any plan that is developed.

3 And last is 11-1-10 entitled
4 "Consideration of apportionment plans; adoption of
5 plan." This gives more time to consider the plans.
6 It also requires a ranking of plans that are
7 submitted. This ranking being required is base --
8 would be based on compliance with the Constitution,
9 federal law, and any other objective criteria that
10 this Board adopts such as preserving communities of
11 interest as well as the minority voting rights.

12 It affords an opportunity for this Board
13 to explain why the plan that this Board adopts best
14 fulfills our obligations to follow the Constitution
15 and federal law. It adds transparency to the
16 process. It gives the public, I believe, greater
17 confidence in the process and the results.

18 Those are the portions that I move to
19 amend.

20 GOVERNOR KASICH: Okay. Why don't we
21 take them one at a time. The gentleman has made a
22 motion. We need to know whether there is a second.
23 Is there a second to the motion on 11-1 -- 11-1-04?
24 Do I hear a second?

25 Going once. Going twice. Motion dies.

1 They have been received before, Mr. Budish.

2 11-1-02, is there a second? 11-1-02.

3 Hearing none the motion dies.

4 11-1-06 involving a quorum, is there a
5 second to Mr. Budish's amendment?

6 Hearing none the motion dies.

7 11-1-08 on public hearings, is there a
8 second to the -- to the motion? Hearing none it
9 dies.

10 AUDITOR YOST: Mr. Chair, question for
11 our senior scholar. Would you accept an amendment to
12 your amendment that eliminated "or Apportionment
13 Board members or staff" and substituted a timeframe
14 for the beginning of the hearings of August 22? So
15 that your amendment language would read "all plans
16 submitted for consideration by members of the
17 public" --

18 GOVERNOR KASICH: What number are you on,
19 Mr. Yost?

20 AUDITOR YOST: 11-1-08.

21 GOVERNOR KASICH: Okay.

22 LEADER BUDISH: How would it read? I'm
23 sorry.

24 AUDITOR YOST: "All plans submitted for
25 consideration by members of the public by August 22"

1 and then deleting "or Apportionment Board members or
2 staff."

3 LEADER BUDISH: Yes, I would agree with
4 that change.

5 AUDITOR YOST: With that amendment I
6 would second it.

7 GOVERNOR KASICH: Okay. Discussion?

8 PRESIDENT NIEHAUS: Mr. Chairman, move to
9 table.

10 GOVERNOR KASICH: There is a motion to
11 table this amendment. All those in favor to table
12 this motion signify by saying aye.

13 Aye.

14 SECRETARY HUSTED: Aye.

15 PRESIDENT NIEHAUS: Aye.

16 GOVERNOR KASICH: Those opposed?

17 LEADER BUDISH: Nay.

18 AUDITOR YOST: Nay.

19 GOVERNOR KASICH: Call the roll, please.

20 MS. MANN: Governor Kasich.

21 GOVERNOR KASICH: Aye.

22 MS. MANN: Auditor Yost.

23 AUDITOR YOST: No.

24 MS. MANN: Secretary Husted.

25 SECRETARY HUSTED: Yes.

1 MS. MANN: President Niehaus.

2 PRESIDENT NIEHAUS: Yes.

3 MS. MANN: Leader Budish.

4 LEADER BUDISH: No.

5 GOVERNOR KASICH: Vote being 3 to 2, the
6 motion is -- the amendment is tabled. Okay.

7 11-1-09, "Apportionment plans," there has been a
8 motion on the plan. Is there a second?

9 Hearing none the amendment dies.

10 11-1-10, motion on the floor. Is there a
11 second?

12 Hearing none the motion fails for lack of
13 a second.

14 Is there further discussion on the
15 proposed rules as amended?

16 If not, will the Secretary -- is there
17 further discussion on the proposed rules?

18 I'm sorry. The Clerk is informing me we
19 must go back and call the roll on the full amendment.
20 I thought it was tabled.

21 Oh, the amendment to amend. Okay. So we
22 are now voting.

23 PRESIDENT NIEHAUS: I would like to move
24 we table the full amendment. My first motion was to
25 table the amendment of the amendment. I would also

1 like to move that we table the full amendment.

2 GOVERNOR KASICH: Okay. The Clerk will
3 call the roll.

4 MS. MANN: Governor Kasich.

5 GOVERNOR KASICH: Aye.

6 MS. MANN: Auditor Yost.

7 AUDITOR YOST: No.

8 MS. MANN: Secretary Husted.

9 SECRETARY HUSTED: Yes.

10 MS. MANN: President Niehaus.

11 PRESIDENT NIEHAUS: Yes.

12 MS. MANN: Leader Budish.

13 LEADER BUDISH: No.

14 GOVERNOR KASICH: The amendment -- the
15 amended amendment is now tabled by a vote of 3 to 2.

16 Is there any further discussion on the
17 proposed rules as amended? If not, will the
18 Secretary please call the roll on the motion to adopt
19 the proposed rules.

20 MS. MANN: Governor Kasich.

21 GOVERNOR KASICH: Aye.

22 MS. MANN: Auditor Yost.

23 AUDITOR YOST: Aye.

24 MS. MANN: Secretary Husted.

25 SECRETARY HUSTED: Yes.

1 MS. MANN: President Niehaus.

2 PRESIDENT NIEHAUS: Yes.

3 MS. MANN: Leader Budish.

4 LEADER BUDISH: No.

5 GOVERNOR KASICH: 4 to 1, therefore, the
6 rules are adopted. The motion to adopt Rules 1
7 through 12 as amended passes. The rules have been
8 adopted. I instruct the Secretary of the Board to
9 certify and file these rules forthwith as prescribed
10 by the Ohio Revised Code.

11 The rules we have just adopted provide
12 for a series of public hearings around the state to
13 receive public input and comment on the apportionment
14 plan. At this point I would entertain a motion to
15 establish a schedule of these public hearings, 11 of
16 them, I believe.

17 SECRETARY HUSTED: So moved.

18 GOVERNOR KASICH: Secretary Husted moves.
19 Is there a second?

20 AUDITOR YOST: Yes.

21 GOVERNOR KASICH: The motion has been
22 made and seconded. Any discussion?

23 If not, the Secretary will call the roll.

24 Oh, Mr. Budish, yes, sir.

25 LEADER BUDISH: The only discussion I

1 would add I believe this is premature in this
2 schedule in that it would only allow for the public
3 to comment on the process as opposed to any specific
4 plan; therefore, I would oppose this schedule.

5 GOVERNOR KASICH: Duly noted.

6 The Secretary will call the roll.

7 MS. MANN: Governor Kasich.

8 GOVERNOR KASICH: Aye.

9 MS. MANN: Auditor Yost.

10 AUDITOR YOST: Aye.

11 MS. MANN: Secretary Husted.

12 SECRETARY HUSTED: Yes.

13 MS. MANN: President Niehaus.

14 PRESIDENT NIEHAUS: Yes.

15 MS. MANN: Leader Budish.

16 LEADER BUDISH: No.

17 GOVERNOR KASICH: Okay. The motion has
18 been made and seconded. It's passed. The motion
19 carries.

20 The Secretary is instructed to make the
21 schedule available to the press and the public.

22 The rules also call for the Apportionment
23 Board to adopt a public records policy pursuant to
24 Ohio Revised Code 149.43. A proposed public records
25 policy was distributed to members earlier and is in

1 your folders. Do I have a motion on the proposed
 2 policy?

3 SECRETARY HUSTED: I move on the motion
 4 on the proposed policy.

5 GOVERNOR KASICH: Is there a second?

6 AUDITOR YOST: Second.

7 GOVERNOR KASICH: The motion has been
 8 made and seconded. Any discussion?

9 If not, the Secretary will call the roll.

10 MS. MANN: Governor Kasich.

11 GOVERNOR KASICH: Aye.

12 MS. MANN: Auditor Yost.

13 AUDITOR YOST: Aye.

14 MS. MANN: Secretary Husted.

15 SECRETARY HUSTED: Yes.

16 MS. MANN: President Niehaus.

17 PRESIDENT NIEHAUS: Yes.

18 MS. MANN: Leader Budish.

19 LEADER BUDISH: Yes.

20 GOVERNOR KASICH: Vote being 5 to 0 the
 21 motion carries. The Secretary is instructed to make
 22 the records policy available to the public and the
 23 press.

24 At this time I would like to ask
 25 Secretary Husted to provide us with an overview of

1 the Secretary's redistricting website.

2 SECRETARY HUSTED: Thank you,
3 Mr. Chairman. And this is a process as we have been
4 talking so far about public input. This will give
5 the public an unprecedented opportunity to have input
6 into this process. We are introducing
7 reshapeohio.org and this was made available through
8 the generosity of the General Assembly and support of
9 this Apportionment Board.

10 The goal is to provide an open and
11 interactive process where Ohioans can learn more
12 about the two separate but parallel processes drawing
13 state House and congressional districts which takes
14 place as all of you know only once every 10 years
15 after release of the census data.

16 The following proceedings of the --
17 following the proceedings of the Apportionment Board
18 and the Legislative Committee that the Ohio House and
19 Senate have form -- have been formed to hear the
20 testimony on congressional districts, you can keep up
21 to date what we are doing and what's going on.

22 It also includes having access to the
23 testimony and the minutes of those meetings and even
24 trying to allow people to have their own hand at
25 drawing maps which was referenced in the rules

1 adopted today. The Apportionment Board is ready and
2 willing to accept suggestions for how to best
3 formulate the boundaries for the Ohio House and the
4 Senate.

5 Technology upgrades over the past 10
6 years have made this possible for greater public
7 participation. It used to be that the state would
8 set up computers at designated spots around the state
9 like libraries. Those with an interest could go and
10 use the software and only during certain hours and it
11 was clunky and inconvenient and in some cases you
12 have to be a computer whiz really to figure out how
13 to do this.

14 At reshapeohio.org you can draw the maps
15 at any hour of the day from the convenience of your
16 own home using a web-based software system called
17 Maptitude which is the same software those of us
18 legally responsible for drawing the maps will be
19 using. Maptitude is very user friendly. Though with
20 any program you will find you have to spend some time
21 getting the hang of it.

22 This is not an easy process. Those who
23 embark on drawing their own maps, they will find that
24 tinkering for a few minutes can quickly find it
25 turning into hours, and you might find it more

1 addictive than some video game like Angry Birds or
2 something like that.

3 And is Doug Larkin in the audience? If
4 you have questions about the technology aspects of
5 this, Doug is here today. He is leading this effort
6 on our behalf, and he is available to talk you
7 through that.

8 Let me talk about the status of it as it
9 stands right now. You can go to reshapeohio.org
10 today and get some of the background information
11 about redistricting and to familiarize yourself with
12 the Maptitude through a quick-start guide to use the
13 program and the web tutorial. However, the actual
14 software and data will be posted within the next 10
15 days.

16 It has taken a little time to do all the
17 tests with the most recent data, and we want to make
18 sure we have it right. We are currently in the
19 process of refining the 2010 populated data as I
20 alluded to earlier and making sure the maps can be as
21 precise as possible down to split precincts and
22 census blocks and this is the only place in the state
23 you are going to be able to publicly do that.

24 Once the data is complete and accurate,
25 we will make it -- as we can make it and the actual

1 software is available, reshapeohio.org will go out to
2 Ohioans so they can beginning drawing maps. This
3 will be very soon. If you would like to be notified
4 when it is up and running, you can visit
5 reshapeohio.org and provide us your e-mail address
6 under the Draw Your Own Map section link, and we will
7 send you an e-mail with all that information.

8 The software under consideration, as I
9 mentioned, Maptitude software, you will be able to
10 draw both the General Assembly and congressional maps
11 of the site unlike the Apportionment Board which
12 plans to accept General Assembly map submissions.
13 There is no -- no formal submission process or
14 deadline for the congressional maps.

15 That does not prevent an Ohioan with a
16 good idea for how to draw 16 equal congressional
17 districts from sharing their ideas with their own
18 legislator or their own leaders of the General
19 Assembly who are responsible for passing new
20 congressional districts in the form of a bill.

21 The software provides two avenues for
22 drawing maps. One, you can start from scratch with
23 an empty map; or, two, you can start from where the
24 lines are today. So I answered Aaron Marshall's
25 question from earlier, you can start from where we

1 are today, and then you can go from there.

2 The Secretary of State's Office will
3 provide technical support on using the software, and
4 you will find as I mentioned an e-mail address and a
5 way to communicate with us at reshapeohio.org.

6 Overall, Mr. Chairman, the
7 reshapeohio.org was a priority for me because the
8 redistricting is an important and serious process,
9 and we have a great -- we will have a great impact on
10 Ohio's future including leaders that we elect and the
11 policies we will embark on as a state and nation.

12 The challenges we face in this country
13 require an engaged and informed public, and we hope
14 this public process for redistricting will provide
15 another important means to that end. Ohioans will
16 find drawing these districts isn't easy, isn't as
17 easy as it seems. It's always easier for us to talk
18 about fair and compact and contiguous, and you will
19 find out it's a lot easier to say than it is to do.

20 It can be a very different puzzle. Even
21 if someone doesn't submit a map for your own
22 consideration, there is value in putting oneself in
23 the shoes of the mapmakers and using the software
24 just to gain a better understanding of the process.

25 Let me emphasize openness and

1 transparency are critical to ensuring Ohioans have
2 confidence in the maps that are ultimately adopted
3 and by extension of the legislatures who will be
4 elected to represent them in their districts in the
5 next 10 years.

6 And I know, Governor Kasich, that this is
7 an important issue for all members of this Board, and
8 I want to ensure you as the Chair of this Board that
9 the Secretary of State's Office, thanks to the
10 resources granted to us, will make this the most
11 open, transparent, and public friendly process that
12 has existed in the Apportionment Board to date.

13 Thank you.

14 GOVERNOR KASICH: The rules call for the
15 Apportionment Board to designate a place or places
16 where the public may view the plans for apportionment
17 that are filed with the Board. Is there a motion on
18 the designation of a place for public review of
19 submitted plans?

20 SECRETARY HUSTED: So moved.

21 GOVERNOR KASICH: Okay. I think you are
22 moving the Board designate a website with the address
23 of www.reshapeohio.org and a physical space adjacent
24 to the Ohio House of Representatives Chambers, 2nd
25 Floor Statehouse, Columbus, Ohio 43215 where the

1 public may review the plans.

2 SECRETARY HUSTED: That's correct.

3 GOVERNOR KASICH: Is there a second?

4 AUDITOR YOST: Second.

5 GOVERNOR KASICH: The motion has been
6 made and seconded. Is there any discussion?

7 If none, the Secretary will call the
8 roll.

9 MS. MANN: Governor Kasich.

10 GOVERNOR KASICH: Aye.

11 MS. MANN: Auditor Yost.

12 AUDITOR YOST: Aye.

13 MS. MANN: Secretary Husted.

14 SECRETARY HUSTED: Yes.

15 MS. MANN: President Niehaus.

16 PRESIDENT NIEHAUS: Yes.

17 MS. MANN: Leader Budish.

18 LEADER BUDISH: Yes.

19 GOVERNOR KASICH: 5 to nothing the
20 Secretary reports so, now, the motion carries. The
21 Secretary is instructed to make the location and
22 website as the designated places for public review of
23 plans available to the press.

24 At this time I will entertain a motion to
25 establish the date and place of the next meeting of

1 the 2011 Apportionment Board.

2 SECRETARY HUSTED: Mr. Chairman, I move
3 that the next meeting of the Board be set for Monday,
4 September 26, 2011, at 9 a.m. in the Ohio Senate
5 Finance Hearing Room.

6 GOVERNOR KASICH: Is there a second?

7 AUDITOR YOST: I second the motion.

8 GOVERNOR KASICH: The motion has been
9 made and seconded. Any discussion?

10 If not, the Secretary will call the roll.

11 MS. MANN: Governor Kasich.

12 GOVERNOR KASICH: Aye.

13 MS. MANN: Auditor Yost.

14 AUDITOR YOST: Aye.

15 MS. MANN: Secretary Husted.

16 SECRETARY HUSTED: Yes.

17 MS. MANN: President Niehaus.

18 PRESIDENT NIEHAUS: Yes.

19 MS. MANN: Leader Budish.

20 LEADER BUDISH: No.

21 GOVERNOR KASICH: 4 to 1, the motion is
22 approved on the motion to set the date and location
23 of the next Apportionment Board meeting for Monday,
24 September 26, at 11 o'clock right here in the Ohio
25 Senate Finance Hearing Room. The motion has carried.

1 Any further business to come before the
2 2011 Apportionment Board?

3 Oh, okay. I'm sorry. Let's go back and
4 the motion was made for 9 a.m., not 11 a.m., so we
5 will spread the word on that. The Secretary will
6 notify the appropriate parties including the press.

7 Any further business to come before the
8 2011 Apportionment Board?

9 If not, I will entertain a motion --

10 SECRETARY HUSTED: Mr. Chairman, I do
11 have an issue I would like to raise that is important
12 to the elections process and to the Apportionment
13 Board.

14 There is currently an effort underway to
15 referendum the House Bill 194 and the elections law
16 changes that occurred recently in the General
17 Assembly. To the extent that that is relevant, if
18 that's successful as discussed in the media, it will
19 make it very difficult for us on timelines currently
20 available to execute a March primary because what
21 would happen is the legislation would move the
22 primary to May, this referendum would stay the
23 legislation or the law and, therefore, would make it
24 very difficult for us to execute a March primary.

25 I raise that as an issue for the Board to

1 be aware and also to the legislative leaders because
2 we may have to revisit this issue legislatively in
3 the future so that the work of the Board and then
4 that of the legislature and you, Mr. Governor, as it
5 relates to congressional districts can be implemented
6 in a way that allows us to execute a primary.

7 So I will keep the Board informed of that
8 process and make you aware of any necessary changes
9 we would suggest along the way if a referendum is
10 indeed filed.

11 GOVERNOR KASICH: Appreciate the
12 gentleman's comments. I think we will be able to
13 deal with it. We will see what happens in the
14 election. We will then proceed.

15 So if there is no further business, I
16 entertain a motion to adjourn.

17 SECRETARY HUSTED: Mr. Governor, I move
18 we adjourn.

19 GOVERNOR KASICH: Is there a second?

20 AUDITOR YOST: Yes.

21 GOVERNOR KASICH: Meeting stands
22 adjourned.

23 (Thereupon, the meeting was adjourned at
24 3:08 p.m.)

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CERTIFICATE

I do hereby certify that the foregoing is a true and correct transcript of the proceedings taken by me in this matter on Thursday, August 4, 2011, and carefully compared with my original stenographic notes.

Karen Sue Gibson, Registered
Merit Reporter.

(KSG-5391)

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