SMD 1 Community Forum on Redistricting

Houston Community College System January 19, 2023

Lisa R. McBride
Celena Vinson
Paige Martin
Thompson & Horton LLP
3200 Southwest Freeway
Suite 2000
Houston, Texas 77027

Edgardo Colón West & Associates 440 Louisiana, Suite 1880 Houston, Texas 77002

Dennis Harner Harner & Associates 5926 Balcones Dr. Austin, TX 78731

HCC Redistricting

The HCC Board of Trustees will be hosting Community Forums in each District use the QR code below to view or download the presentations.



Today's Objectives

- Legal Overview
- Population Change Analysis
- Proposed Map
- Timeline and Next Steps



Legal Overview

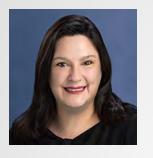
Legal Overview

WHAT?



Redistricting is the process by which the boundaries of elective districts (e.g., single-member districts) are periodically redrawn in response to changes in population. The Houston Community College System is currently divided into nine single-member districts.

Current Trustees



DISTRICT I

Monica Flores
Richart, Vice Chair



DISTRICT II
Charlene Ward Johnson



DISTRICT III

Dr. Adriana Tamez



DISTRICT IV

Dr. Regan Flowers



DISTRICT V
Robert Glaser



DISTRICT VI

Dave B. Wilson



DISTRICT VII

Dr. Cynthia LentonGary, Chair



DISTRICT VIII

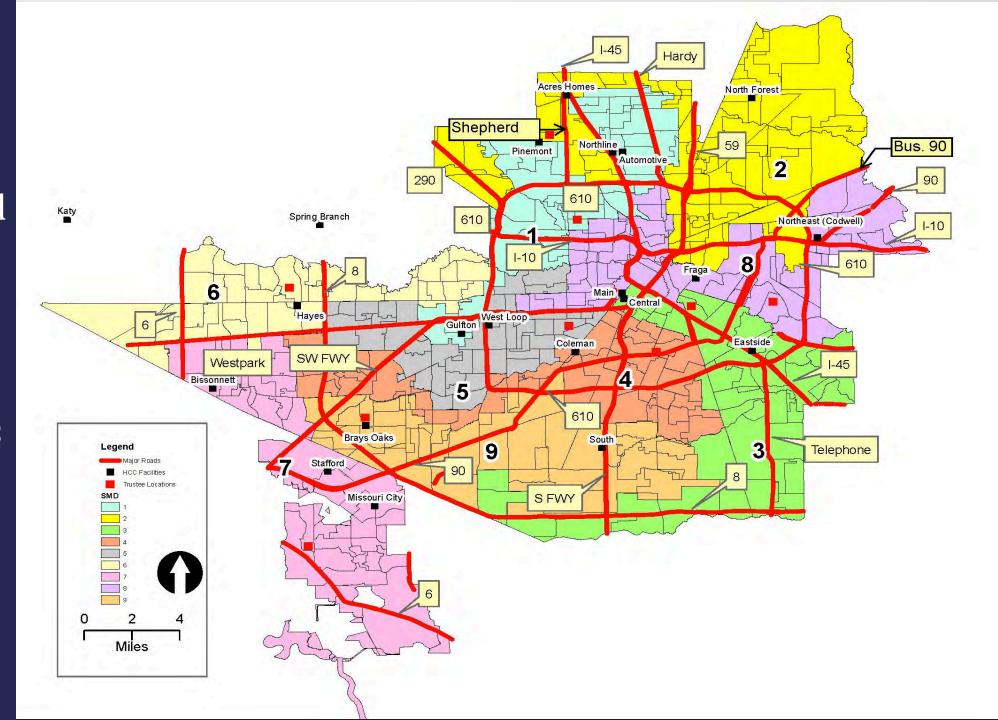
Eva L. Loredo,
Secretary



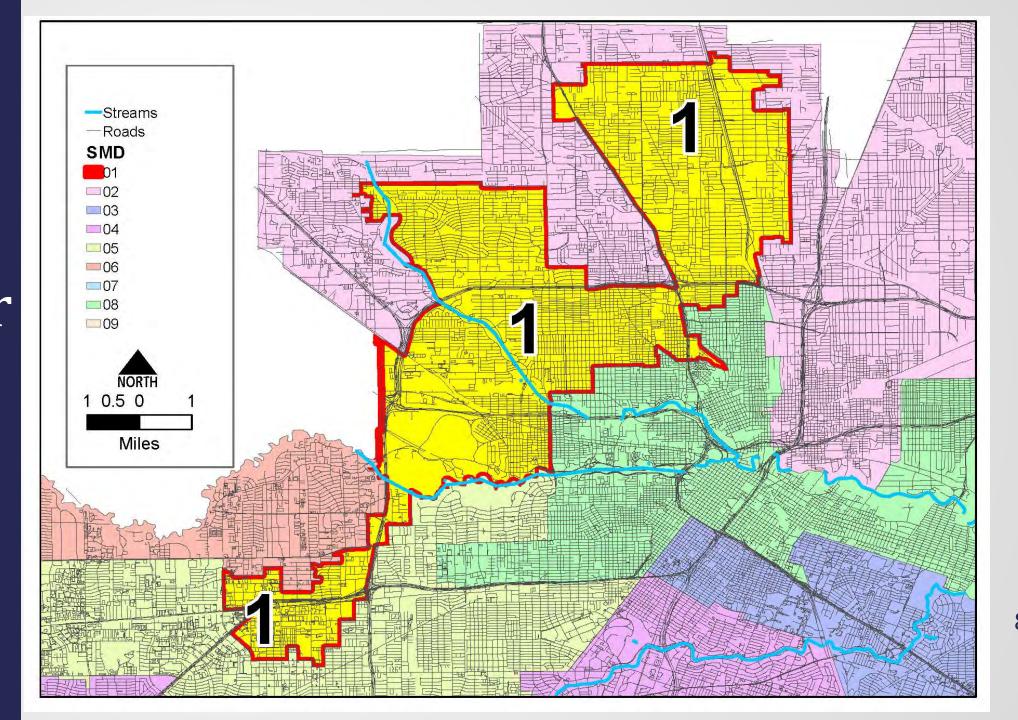
DISTRICT IX

Dr. Pretta VanDible Stallworth

Current Board
of Trustees
Single
Member
Districts
(2020 Census
Blocks)



Single Member District



Legal Overview

WHY?



Every ten years, the U.S. Census data is published including the most recent population statistics. Texas Education Code Section 130.0822 (a) and (k) requires a school board to redivide single-member districts "if the census data indicates that the population of the most populous district exceeds the population of the least populous district by more than 10 percent."

Legal Overview

WHEN?



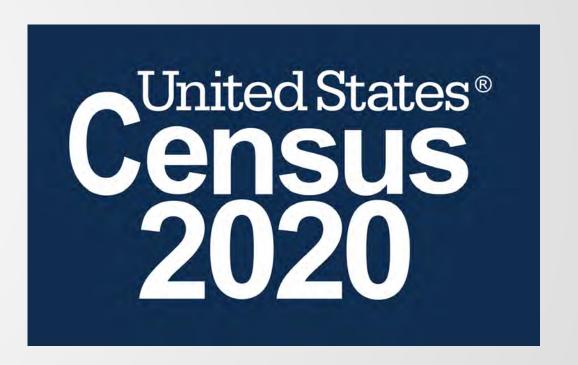
Not later than the 90th day before the day of the first regular trustee election at which trustees may officially recognize and act on the last preceding federal census, the board *must* redivide the district into the appropriate number of trustee districts if the census data indicates that the population of the most populous district exceeds the population of the least populous district by more than 10 percent.

Houston Community College System holds elections in November of odd-numbered years. For the November 7, 2023 election date, the Board of Trustees is required to redistrict by August 9, 2023.

What does the Census Report?

The census reports several different population measures:

- Total population
- Voting Age Population



Population Measures



Total Population: All persons residing in a jurisdiction on census day—April 1, 2020.



Voting Age Population (VAP): The number of persons on April 1, 2020 who were 18 years of age or older in the jurisdiction.



Citizen Voting Age Population (CVAP): The number of persons who are 18 years of age or older who are citizens in the jurisdiction, calculated using survey data over a period of time.

The Law Governing Redistricting

One Person, One Vote

Shaw v. Reno

Section 2 of the Voting Rights Act

Compliance with Traditional Map Drawing Principles

One Person, One Vote – Equal Voting Strength

- SMDs must be drawn with substantially equal population
- Avoid overpopulated and under populated districts
- Exact equality of population not required (ideal district population)



Shaw v. Reno, 509 U.S. 630 (1993)



1993 U.S. Supreme Court case that limits way in which race may be considered

Shaw v. Reno

✓ Under Shaw, generally, race may not be a predominant factor over traditional redistricting principles.

✓ Bizarrely shaped, gerrymandered districts can be evidence of impermissible consideration of race.



Shaw v. Reno



Race can be a **predominant consideration** when conditions meet standard test for permissible consideration of race under the 14th Amendment (strict scrutiny test)

Shaw v. Reno



Strict scrutiny requires showing that racial factors were to further a compelling state interest (preventing discrimination) and use of these factors was narrowly tailored (only to extent necessary) to accomplish the compelling interest

Meeting the requirements of the Federal Voting Rights Act (VRA), 42 U.S.C. § 1973c, can be a compelling state interest



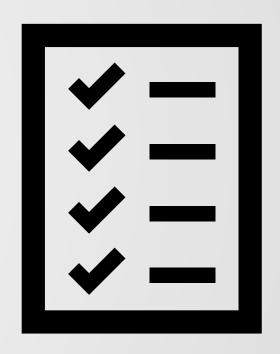
VRA has 2 relevant parts – Section 2 and Section 5*

Section 2 of the VRA prohibits a voting qualification, prerequisite, standard, practice or procedure that results in the denial or abridgment of any U.S. citizen's right to vote on account of race, color or status as a member of a language minority group.

*Entities are not currently required to seek pre-approval of electoral changes using Section 5's preclearance process.

Key Question Under Section 2 of the VRA

Does the voting qualification, prerequisite, standard, practice or procedure reduce the opportunity of members of a protected minority group to participate in the political process and to elect representatives of their choice?



Types of VRA Challenges: "Cracking" and "Packing"

Cracking:

Section 2 challenge by a concentrated minority group that is divided between two or more SMDs who contend that the arrangement deprives the group of the ability to elect the candidate of their choice that they would have if left united in a single SMD.

Packing:

Section 2 challenge minority group that has been placed into one or more SMDs in concentrations in excess of what is needed to elect the candidate of their choice preventing the group from winning elections in other SMDs in which the excess minority voters could have been located.

Traditional Redistricting Criteria

- Total deviation between largest and smallest district at or within 10%
- Near-equal population
- Avoid dilution/retrogression of minority voting rights
- Compact and contiguous
- Easily identifiable boundaries when possible
- Preserve incumbent-constituency relations
- Maintain communities of interest and keep neighborhoods together
- Preserve existing SMD boundaries when possible
- Avoid splitting county election precincts to the extent possible*

Population Change Analysis

Table 1. HCC Demographic Analysis

2010 Census Totals--Current Trustee Districts

| Trustee | | | Total Po | pulation | | | Total Population Percentages | | | | | | |
|----------|---------|--------------|----------|----------|--------|--------------|------------------------------|-------|-------|----------|-------|--------|--|
| District | Anglo | Asian | Black | Hispanic | Other | Total | Anglo | Asian | Black | Hispanic | Other | Total | |
| 1 | 56,585 | 5,505 | 12,963 | 115,982 | 2,085 | 193,120 | 29.3% | 2.9% | 6.7% | 60.1% | 1.1% | 100.0% | |
| 2 | 14,045 | 825 | 88,103 | 81,773 | 1,610 | 186,356 | 7.5% | 0.4% | 47.3% | 43.9% | 0.9% | 100.0% | |
| 3 | 15,293 | 4,888 | 36,485 | 125,564 | 1,476 | 183,706 | 8.3% | 2.7% | 19.9% | 68.4% | 0.8% | 100.0% | |
| 4 | 36,359 | 19,960 | 76,613 | 59,941 | 3,197 | 196,070 | 18.5% | 10.2% | 39.1% | 30.6% | 1.6% | 100.0% | |
| 5 | 83,969 | 20,991 | 18,029 | 63,917 | 3,709 | 190,615 | 44.1% | 11.0% | 9.5% | 33.5% | 1.9% | 100.0% | |
| 6 | 82,895 | 21,004 | 38,581 | 47,798 | 4,805 | 195,083 | 42.5% | 10.8% | 19.8% | 24.5% | 2.5% | 100.0% | |
| 7 | 28,531 | 38,391 | 57,617 | 57,089 | 3,760 | 185,388 | 15.4% | 20.7% | 31.1% | 30.8% | 2.0% | 100.0% | |
| 8 | 56,925 | 5,025 | 20,851 | 99,362 | 2,628 | 184,791 | 30.8% | 2.7% | 11.3% | 53.8% | 1.4% | 100.0% | |
| 9 | 17,721 | 7,971 | 89,311 | 68,622 | 2,345 | 185,970 | 9.5% | 4.3% | 48.0% | 36.9% | 1.3% | 100.0% | |
| Totals | 392,323 | 124,560 | 438,553 | 720,048 | 25,615 | 1,701,099 | 23.1% | 7.3% | 25.8% | 42.3% | 1.5% | 100.0% | |
| | | 9 District A | Average | 189,011 | 144 | Percentage I | Differential | | 6.70% | | | | |

| Trustee | V | oting Age | Population | on (VAP) Pe | rcentages | 4 | Citizen Voting Age Population (CVAP) Percentages | | | | | |
|----------|-------|-----------|------------|-------------|-----------|--------|--|-------|-------|----------|-------|--------|
| District | Anglo | Asian | Black | Hispanic | Other | Total | Anglo | Asian | Black | Hispanic | Other | Total |
| 100 | 34.5% | 3.3% | 6.8% | 54.3% | 1.0% | 100.0% | 50.8% | 2.4% | 8.2% | 37.6% | 1.0% | 100.0% |
| 2 | 9.3% | 0.5% | 50.4% | 38.9% | 0.8% | 100.0% | 13.6% | 0.9% | 64.0% | 21.0% | 0.5% | 100.0% |
| 3 | 10.7% | 3.1% | 21.1% | 64.4% | 0.8% | 100.0% | 19.8% | 2.7% | 30.2% | 46.6% | 0.7% | 100.0% |
| 4 | 21.5% | 11.4% | 39.1% | 26.5% | 1.5% | 100.0% | 29.6% | 7.2% | 51.1% | 11.5% | 0.6% | 100.0% |
| 5 | 46.7% | 11.6% | 9.6% | 30.6% | 1.6% | 100.0% | 66.7% | 7.8% | 11.7% | 13.0% | 0.8% | 100.0% |
| 6 | 46.1% | 11.0% | 18.6% | 22.2% | 2.1% | 100.0% | 60.2% | 7.3% | 18.2% | 13.2% | 1.1% | 100.0% |
| 7 | 17.9% | 22.6% | 29.8% | 28.0% | 1.7% | 100.0% | 29.5% | 17.0% | 34.9% | 17.3% | 1.3% | 100.0% |
| 8 | 36.0% | 3.1% | 11.6% | 47.9% | 1.4% | 100.0% | 43.2% | 2.0% | 13.9% | 40.1% | 0.8% | 100.0% |
| 9 | 11.5% | 4.9% | 49.1% | 33.3% | 1.1% | 100.0% | 18.0% | 3.7% | 62.0% | 15.7% | 0.6% | 100.0% |
| Totals | 26.8% | 8.0% | 25.7% | 38.1% | 1.4% | 100.0% | 37.7% | 5.7% | 32.3% | 23.5% | 0.8% | 100.0% |

Source: PL 94-171 for Total Popuation and Voting Age Popolation, 2010.

CVAP based upon ACS Block Group tabulation for 2005-2009 and 2000 Census Block Group geography.

Table 2. HCC Demographic Analysis

2020 Census Totals--Current Trustee Districts

| Trustee | | | Total Po | pulation | | | Total Population Percentages | | | | | |
|----------|---------|---------|----------|----------|--------|-----------|------------------------------|-------|-------|----------|-------|--------|
| District | Anglo | Asian | Black | Hispanic | Other | Total | Anglo | Asian | Black | Hispanic | Other | Total |
| = 1 = 1 | 68,833 | 10,368 | 17,164 | 107,012 | 6,913 | 210,290 | 32.7% | 4.9% | 8.2% | 50.9% | 3.3% | 100.0% |
| 2 | 14,472 | 1,331 | 76,722 | 103,638 | 3,825 | 199,988 | 7.2% | 0.7% | 38.4% | 51.8% | 1.9% | 100.0% |
| 3 | 15,459 | 6,900 | 39,640 | 123,630 | 3,165 | 188,794 | 8.2% | 3.7% | 21.0% | 65.5% | 1.7% | 100.0% |
| 4 | 36,218 | 25,057 | 69,046 | 73,940 | 6,467 | 210,728 | 17.2% | 11.9% | 32.8% | 35.1% | 3.1% | 100.0% |
| 5 | 77,000 | 29,436 | 21,795 | 71,333 | 8,020 | 207,584 | 37.1% | 14.2% | 10.5% | 34.4% | 3.9% | 100.0% |
| 6 | 77,524 | 26,033 | 55,532 | 58,052 | 9,224 | 226,365 | 34.2% | 11.5% | 24.5% | 25.6% | 4.1% | 100.0% |
| 7 | 23,726 | 44,923 | 59,906 | 66,990 | 5,830 | 201,375 | 11.8% | 22.3% | 29.7% | 33.3% | 2.9% | 100.0% |
| 8 | 69,953 | 10,873 | 21,832 | 93,145 | 6,845 | 202,648 | 34.5% | 5.4% | 10.8% | 46.0% | 3.4% | 100.0% |
| 9 | 17,483 | 8,840 | 89,664 | 86,220 | 4,867 | 207,074 | 8.4% | 4.3% | 43.3% | 41.6% | 2.4% | 100.0% |
| Totals | 400,668 | 163,761 | 451,301 | 783,960 | 55,156 | 1,854,846 | 21.6% | 8.8% | 24.3% | 42.3% | 3.0% | 100.0% |

9 District Average: 206,094

19.9% Percentage Differential

| Trustee | V | oting Age | Population | on (VAP) Pe | rcentages | | Citizen | Voting Ag | e Popula | ation (CVAP |) Percenta | ages |
|----------|-------|-----------|------------|-------------|-----------|--------|---------|-----------|----------|-------------|------------|--------|
| District | Anglo | Asian | Black | Hispanic | Other | Total | Anglo | Asian | Black | Hispanic | Other | Total |
| 1 | 36.3% | 5.3% | 8.2% | 47.3% | 2.9% | 100.0% | 46.5% | 4.1% | 8.6% | 39.0% | 1.8% | 100.0% |
| 2 | 8.6% | 0.8% | 41.1% | 47.6% | 1.9% | 100.0% | 10.5% | 0.9% | 55.9% | 31.8% | 0.9% | 100.0% |
| 3 | 9.9% | 4.3% | 21.3% | 62.8% | 1.6% | 100.0% | 12.8% | 2.8% | 30.0% | 53.7% | 0.7% | 100.0% |
| 4 | 19.5% | 13.4% | 33.2% | 31.2% | 2.7% | 100.0% | 26.8% | 9.9% | 43.7% | 18.0% | 1.6% | 100.0% |
| 5 | 39.5% | 14.3% | 10.6% | 32.4% | 3.1% | 100.0% | 58.3% | 10.8% | 11.3% | 18.0% | 1.6% | 100.0% |
| 6 | 37.2% | 11.7% | 23.1% | 24.3% | 3.7% | 100.0% | 46.7% | 8.4% | 24.9% | 18.3% | 1.7% | 100.0% |
| 7 | 13.3% | 24.3% | 29.2% | 30.8% | 2.5% | 100.0% | 18.6% | 24.3% | 33.0% | 22.5% | 1.6% | 100.0% |
| 8 | 38.0% | 5.8% | 10.9% | 42.3% | 3.0% | 100.0% | 44.2% | 4.3% | 13.7% | 36.3% | 1.5% | 100.0% |
| 9 | 9.6% | 5.0% | 45.0% | 38.2% | 2.2% | 100.0% | 14.2% | 4.2% | 58.1% | 22.6% | 0.9% | 100.0% |
| Totals | 24.3% | 9.5% | 24.4% | 39.1% | 2.6% | 100.0% | 31.2% | 7.9% | 30.9% | 28.7% | 1.3% | 100.0% |

Source: PL 94-171 for Total Popuation and Voting Age Popolation, 2020.

CVAP based upon ACS Block Group tabulation for 2015-2019 and 2010 Census Block Group geography.

Demographic Considerations Regarding Redistricting

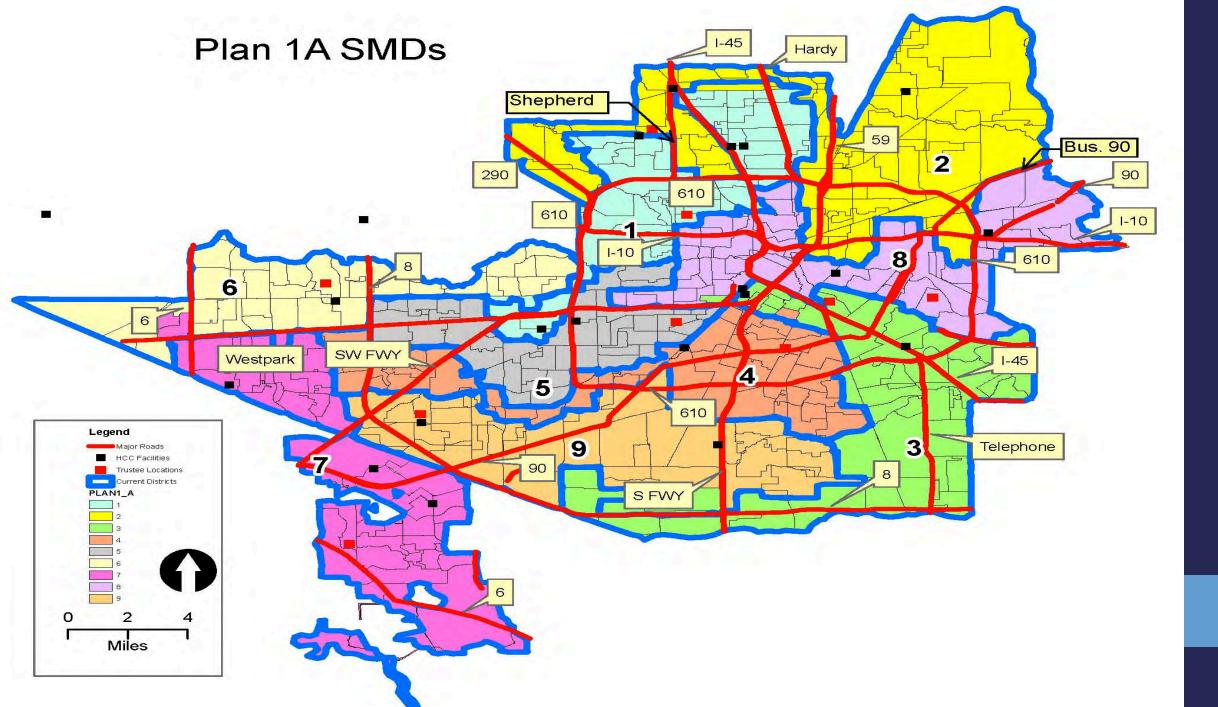
| SMDs | Total Population | Ideal SMD Size | Over/Under | % Over/Under |
|------------|------------------|----------------|------------|--------------|
| District 1 | 210,290 | 206,094 | 4,196 | 2.0% |
| District 2 | 199,988 | 206,094 | -6,106 | -3.0% |
| District 3 | 188,794 | 206,094 | -17,300 | -8.4% |
| District 4 | 210,728 | 206,094 | 4,634 | 2.2% |
| District 5 | 207,584 | 206,094 | 1,490 | 0.7% |
| District 6 | 226,365 | 206,094 | 20,271 | 9.8% |
| District 7 | 201,375 | 206,094 | -4,719 | -2.3% |
| District 8 | 202,648 | 206,094 | -3,446 | -1.7% |
| District 9 | 207,074 | 206,094 | 980 | 0.5% |

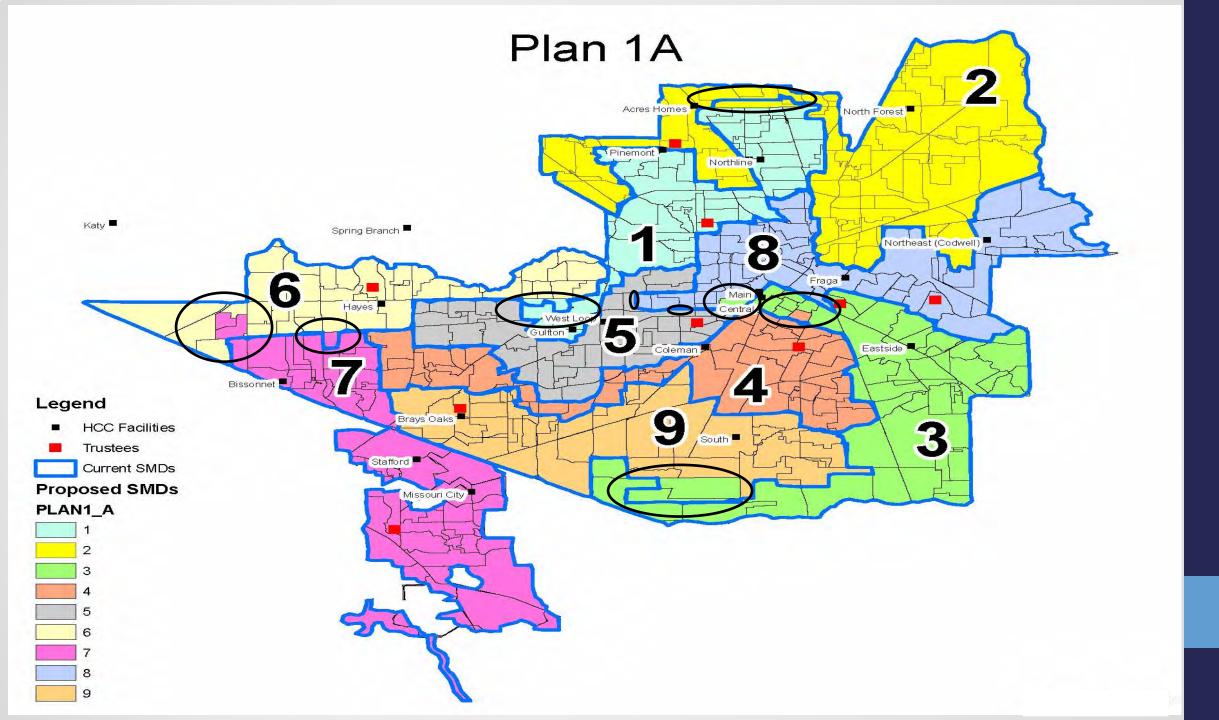
Total Range of Deviation from Ideal Sizes: 18.2%

Key Takeaways

- Houston Community College added 153,747 persons from 2010 to 2020
- Total District Population is now 1,854,846 persons
- Total population differential between most and least populous SMDs exceeds 10% (19.9%)
- Most populous SMD changed from SMD 4 in 2010 to SMD 6 in 2020
- Least populous district in 2010 & 2020 is SMD 3
- Redistricting is required

Plan 1A and Demographics





HCC Demographic Analysis

Plan 1A 2020 Census Totals--Proposed Trustee Districts

| Trustee | | | Total Po | opulation | | | | Total | Populatio | on Percentag | ges | |
|----------|---------|---------|----------|-----------|--------|-----------|-------|-------|-----------|--------------|-------|--------|
| District | Anglo | Asian | Black | Hispanic | Other | Total | Anglo | Asian | Black | Hispanic | Other | Total |
| 1 | 70,156 | 10,828 | 18,492 | 106,693 | 7,145 | 213,314 | 32.9% | 5.1% | 8.7% | 50.0% | 3.3% | 100.0% |
| 2 | 14,731 | 1,346 | 76,777 | 106,785 | 3,858 | 203,497 | 7.2% | 0.7% | 37.7% | 52.5% | 1.9% | 100.0% |
| 3 | 16,838 | 6,886 | 38,683 | 129,407 | 3,293 | 195,107 | 8.6% | 3.5% | 19.8% | 66.3% | 1.7% | 100.0% |
| 4 | 36,589 | 25,418 | 71,444 | 74,306 | 6,562 | 214,319 | 17.1% | 11.9% | 33.3% | 34.7% | 3.1% | 100.0% |
| 5 | 77,076 | 29,436 | 21,802 | 71,343 | 7,927 | 207,584 | 37.1% | 14.2% | 10.5% | 34.4% | 3.8% | 100.0% |
| 6 | 74,931 | 24,242 | 50,043 | 52,488 | 8,681 | 210,385 | 35.6% | 11.5% | 23.8% | 24.9% | 4.1% | 100.0% |
| 7 | 24,339 | 45,971 | 63,774 | 69,424 | 6,068 | 209,576 | 11.6% | 21.9% | 30.4% | 33.1% | 2.9% | 100.0% |
| 8 | 68,560 | 10,664 | 21,531 | 92,609 | 6,785 | 200,149 | 34.3% | 5.3% | 10.8% | 46.3% | 3.4% | 100.0% |
| 9 | 17,050 | 8,702 | 88,525 | 80,606 | 4,798 | 199,681 | 8.5% | 4.4% | 44.3% | 40.4% | 2.4% | 100.0% |
| Totals | 400,270 | 163,493 | 451,071 | 783,661 | 55,117 | 1,853,612 | 21.6% | 8.8% | 24.3% | 42.3% | 3.0% | 100.0% |

9 District Average: 205,956

9.8% Percentage Differential

| Trustee | V | oting Age | Population | on (VAP) Pe | rcentages | | Citizen Voting Age Population (CVAP) Percentages | | | | | |
|----------|-------|-----------|------------|-------------|-----------|--------|--|-------|-------|----------|-------|--------|
| District | Anglo | Asian | Black | Hispanic | Other | Total | Anglo | Asian | Black | Hispanic | Other | Total |
| 1000 | 36.4% | 5.4% | 8.7% | 46.6% | 2.9% | 100.0% | 47.5% | 4.3% | 9.1% | 38.9% | 0.2% | 100.0% |
| 2 | 8.6% | 0.8% | 40.4% | 48.3% | 1.9% | 100.0% | 10.5% | 0.9% | 56.0% | 32.6% | 0.0% | 100.0% |
| 3 | 10.5% | 4.2% | 20.3% | 63.4% | 1.6% | 100.0% | 14.3% | 2.9% | 28.8% | 53.9% | 0.1% | 100.0% |
| 4 | 19.4% | 13.4% | 33.7% | 30.9% | 2.7% | 100.0% | 27.0% | 10.1% | 44.9% | 18.0% | 0.0% | 100.0% |
| 5 | 39.5% | 14.3% | 10.6% | 32.4% | 3.1% | 100.0% | 59.2% | 11.0% | 11.4% | 18.3% | 0.1% | 100.0% |
| 6 | 38.5% | 11.7% | 22.5% | 23.6% | 3.7% | 100.0% | 49.5% | 8.2% | 24.2% | 18.1% | 0.0% | 100.0% |
| 7 | 13.1% | 23.9% | 29.7% | 30.7% | 2.5% | 100.0% | 18.7% | 23.6% | 34.1% | 23.6% | 0.0% | 100.0% |
| 8 | 37.8% | 5.7% | 10.9% | 42.7% | 3.0% | 100.0% | 44.3% | 4.3% | 14.0% | 37.4% | 0.0% | 100.0% |
| 9 | 9.7% | 5.1% | 46.0% | 37.1% | 2.2% | 100.0% | 14.4% | 4.3% | 59.0% | 22.2% | 0.1% | 100.0% |
| Totals | 24.3% | 9.5% | 24.4% | 39.1% | 2.6% | 100.0% | 31.6% | 7.9% | 31.3% | 29.1% | 0.1% | 100.0% |

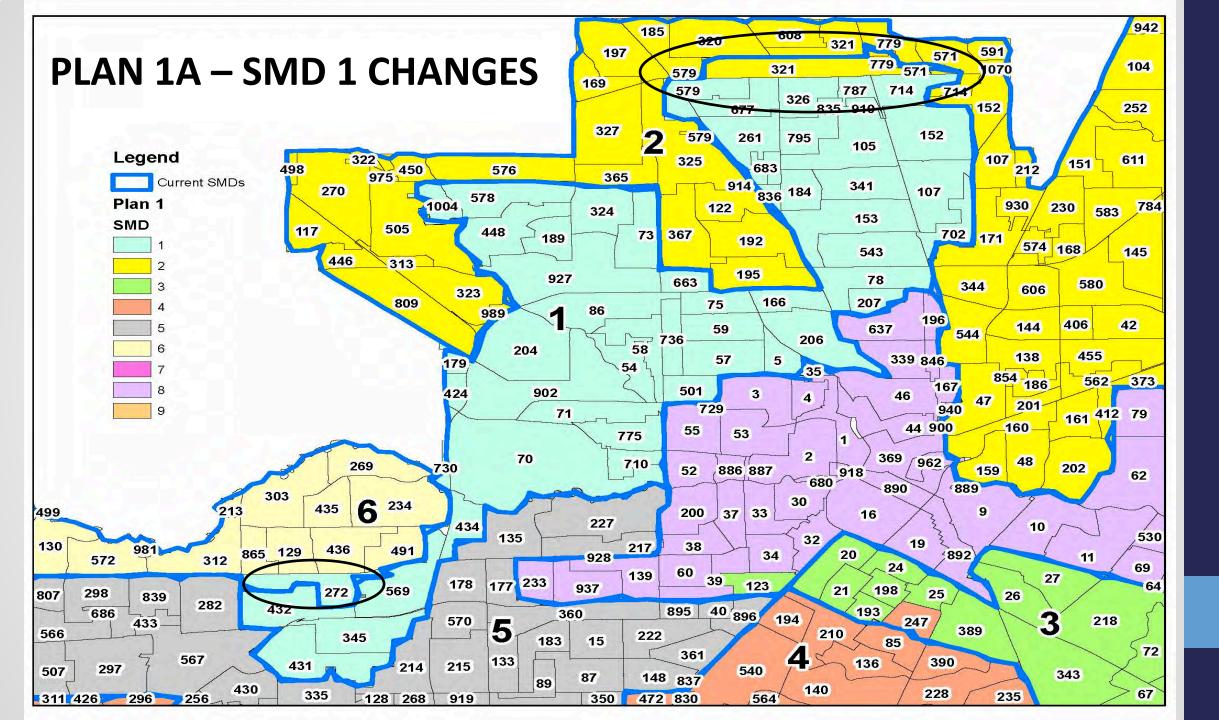
Source: PL 94-171 for Total Popuation and Voting Age Popolation, 2020.

CVAP based upon ACS Block Group tabulation for 2015-2019 and 2010 Census Block Group geography.

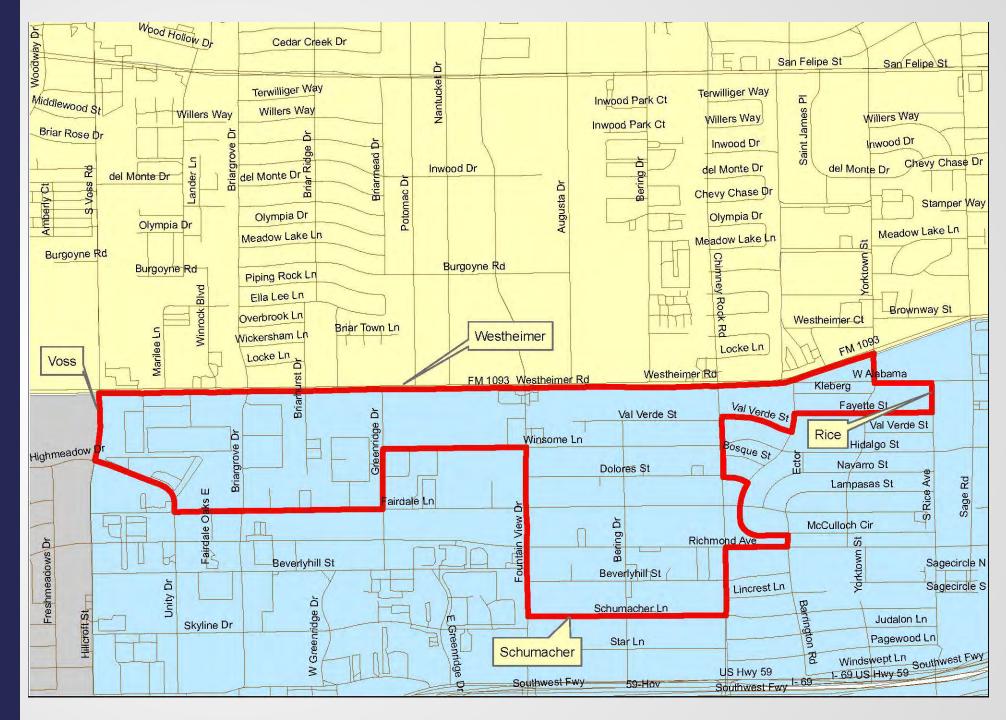
Plan 1A - Summary of Changes

- **SMD 1** gains population from **SMD 6** in the SW
 - Precinct 272
- **SMD 1** loses population to **SMD 2** in the North
 - Precincts 321, 571, 779
- SMD 2 gains population from SMD 1 in Central South
 - Precincts 321, 571, 779
- SMD 3 loses population to SMD 4 in the NW
 - Precinct 247
- SMD 3 gains population from SMD 9 in the SW
 - Precincts 131, 867
- **SMD 3** gains population from **SMD 8** in the NW
 - Precinct 123
- SMD 4 gains population from SMD 3 in the North
 - Precinct 247

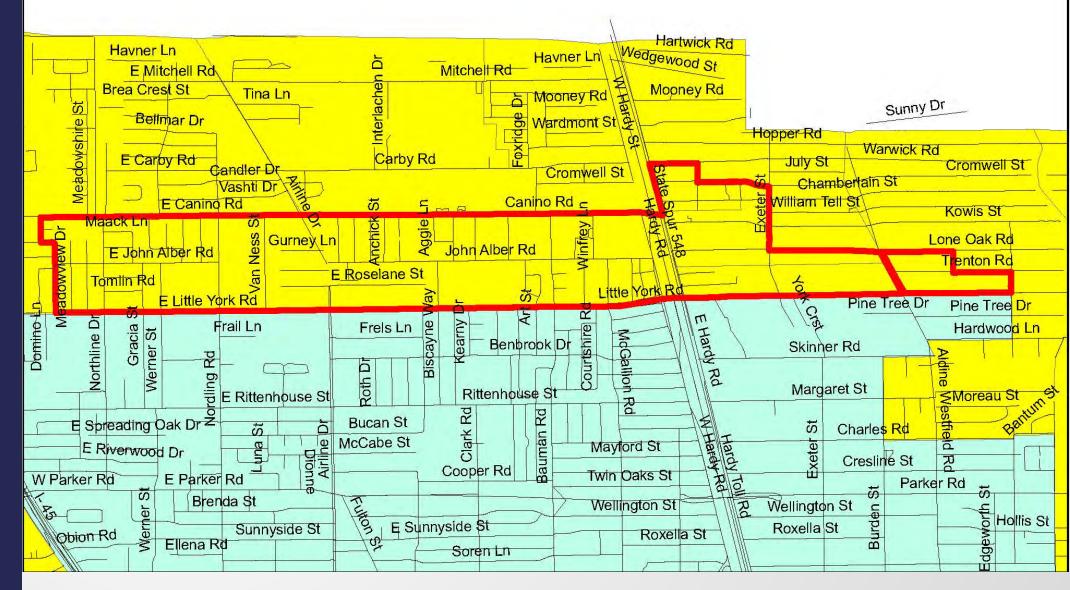
- SMD 5 gains population from SMD 8 in the NW
 - Precincts 177, 895
- SMD 6 loses population to SMD 7 in the West and Central South
 - Precincts 814, 1126, 487
- SMD 6 loses population to SMD 1 in the East
 - Precinct 272
- SMD 7 gains population from SMD 6 in the North
 - Precincts 814, 1126, 487
- SMD 8 loses population to SMD 5 in the W and S
 - Precincts 177, 895
- SMD 8 loses population to SMD 3 in SW
 - Precinct 123
- SMD 9 loses population to SMD 3 in the SE
 - Precincts 131, 867



Move from SMD 6 to SMD 1



Move from SMD 1 to SMD 2



Questions and Answers

Timeline and Next Steps

Board Adopted Timeline

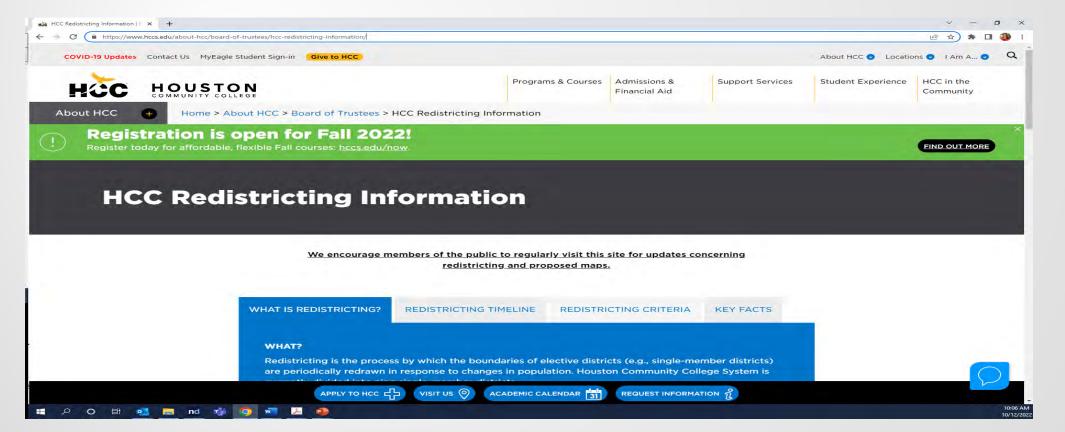
| Date | Meeting | Action |
|-------------------------|---|--|
| January – February 2023 | Redistricting Community Forums in each Single Member District | Legal team and demographer present maps to the public and accept comments on maps |
| February 15, 2023 | Regular or Special Board Meeting on Redistricting | Formal public hearing on maps; Board receives summary of website and single member district community forum public comments on maps; Board receives vote dilution/retrogression analysis |
| April 19, 2023 | Special Board Meeting on Redistricting | Discuss and consider final maps; Adopt final map (6 months prior to November 2023 election) |

Redistricting Community Forums All Forums begin at 6:30 pm

| District | Date | Location |
|----------|-------------------------|--|
| V | Mon, January 9, 2023 | Southwest College – West Loop Campus |
| II | Tues, January 10, 2023 | Northeast College - North Forest Campus |
| III | Thurs, January 12, 2023 | Central College – Dr. William W. Harmon Building |
| IV | Tues, January 17, 2023 | Emancipation Cultural Center |
| 1 | Thurs, January 19, 2023 | Northeast College – Northline Campus |
| VI | Mon, January 23, 2023 | Northwest College – West Houston Institute |
| VII | Mon, January 30, 2023 | Southwest College – Missouri City Campus |
| VIII | Tues, January 31, 2023 | Southeast College – Fraga Campus |
| IX | Thurs, February 2, 2023 | Central College – South Campus |

Please visit the HCC Redistricting Website to submit comments and proposed maps:

https://www.hccs.edu/about-hcc/board-of-trustees/hccredistricting-information/



Comments and proposed maps must be submitted on the Questions/Feedback page by the deadline:

February 28, 2023

THANK YOU!



Lisa McBride (713) 554-6747 Imcbride@thompsonhorton.com



Edgardo Colón (713) 520-1064 edgar.c@westLLP.com



Celena Vinson (713) 554-6742 cvinson@thompsonhorton.com



Dennis Harner (512) 454-1768 ddharner@gmail.com



Paige Martin (713) 554-6756 pmartin@thompsonhorton.com