

# SENATE AMENDMENT NO. \_\_\_\_\_

Offered by \_\_\_\_\_ of \_\_\_\_\_

Amend SS/Senate Joint Resolution No. 38, Page 8, Section 3, Line 28,

2 by inserting after "(4)" the following: "Districts shall be  
 3 drawn in a manner that achieves both partisan fairness and,  
 4 secondarily, competitiveness, but the standards established by  
 5 subdivisions (1) to (3) of this subsection shall take precedence  
 6 over partisan fairness and competitiveness. "Partisan fairness"  
 7 means that parties shall be able to translate their popular  
 8 support into legislative representation with approximately equal  
 9 efficiency. "Competitiveness" means that parties' legislative  
 10 representation shall be substantially and similarly responsive to  
 11 shifts in the electorate's preferences.

12 To this end, the average electoral performance of the two  
 13 political parties receiving the most votes in the three preceding  
 14 general elections for governor, for United States Senate, and for  
 15 President of the United States shall be calculated. This index  
 16 shall be defined as the total votes received by each party in the  
 17 three preceding general elections for governor, for United States  
 18 Senate, and for President of the United States, divided by the  
 19 total votes cast for both parties in these elections. Using this  
 20 index, the total number of wasted votes for each party, summing  
 21 across all of the districts in the plan shall be calculated.

1 "Wasted votes" are votes cast for a losing candidate or for a  
2 winning candidate in excess of the threshold needed for victory.  
3 In any redistricting plan and map of the proposed districts, the  
4 difference between the two parties' total wasted votes, divided  
5 by the total votes cast for the two parties, shall not exceed  
6 fifteen percent.

7 To promote competitiveness, the electoral performance index  
8 shall be used to simulate elections in which the hypothetical  
9 statewide vote shifts by one percent, two percent, three percent,  
10 four percent, and five percent in favor of each party. The vote  
11 in each individual district shall be assumed to shift by the same  
12 amount as the statewide vote. In each of these simulated  
13 elections, the difference between the two parties' total wasted  
14 votes, divided by the total votes cast for the two parties, shall  
15 not exceed fifteen percent.

16 (5)"; and

17 Further amend said amendment, page 9, line 9, by striking  
18 "(3)" and inserting in lieu thereof the following: "(4)".