

## INFORMATIONAL BRIEF

### Eligibility for Independent Redistricting Commissioners

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#### Core Question

This brief explores the common eligibility criteria in selecting commissioners to serve on Independent Redistricting Commissions (IRC).

#### Summary of Topline Findings

Here we highlight the eligibility rules used by 17 California cities and counties in selecting commissioners to serve on Independent Redistricting Commissions (IRC).

#### Common Basic Requirements

- Residency
- Age
- Experience that demonstrates impartiality, analytical skills, appreciation for diverse demographics and geography
- Consistent voting in state and/or local elections
- County IRCs attempt to balance party registration of commissioners
- Continuous voter registration

#### Common Exclusions

- Political activities of individuals and their family members (voting, contributing, consultancies, lobbying, office seeking, office holding, appointed office)
- Employment status of individuals and their family members (campaign officer, paid campaign staff, consultant, lobbyist, paid staff for mayor or city councilors, city or county employees)
- Non-IRC city commissioners *unless* they resign current position to serve on IRC

Jurisdictions apply a mix of pre-service timeframes when restricting activities of applicants. Most common are four, eight, or 10 years. For example, Long Beach bars applications from individuals or from their family members who were paid city employees, lobbyists, or consultants in the four years prior to their application. They also bar applications from individuals or from their family members who were elected or appointed to or candidates for Long Beach city office in the previous eight years. Post-service prohibitions also apply but are not detailed here.

#### Prohibitions on City and School District Contractors and Vendors

Prohibitions on service contractors (e.g., architecture and engineering services, building and construction, computer products, electrical products, electrical supplies, environmental services,

IT services, motor vehicle parts, professional services) do not apply. More common are prohibitions on individuals under contract with elected officials, political candidates, or political parties.

In Oakland, an IRC draws the lines for both city council and school board trustee districts. They bar applications from individuals who were paid consultants or contractors for local office candidates and/or a paid consultant or contractor for any elected City of Oakland or Oakland Unified School Board member. The City of Pomona bars applications from persons or whose family members served as paid consultants or contractors to campaign committees or candidates for city office, political parties, or currently serving city elected officials. The City of Carlsbad has nearly identical prohibitions, as do the counties included in the Appendix. Sacramento prohibits applications from employees of redistricting contractors or consultants. Santa Barbara County has a provision that bars commissioners from having a significant financial interest in a politically active entity (e.g., company, corporation, or other business entity) within the previous eight years. Political activity is confined to financial donations to candidate-controlled committees, independent expenditure committees, etc.

## Noncitizens

Whether noncitizens should be able to serve on the IRC is an important question. None of the eligibility criteria shown below specifically mentions noncitizens. Some places restrict eligibility to registered voters, which likely excludes noncitizens unless the locality has specifically allowed noncitizens to vote in local (city and/or school board) elections.

If the results of voting cases are any indication, allowing noncitizens to participate on commissions may result in legal action. In 2016, San Francisco voters approved a charter amendment that allowed noncitizen parents, guardians, caregivers, etc., to vote in school board elections. (Note that this is a different question than service on a city commission.) A Superior Court judge last year, however, ruled that the law violated California's Constitution. Oakland voters overwhelmingly approved a ballot measure that permits non-citizen parents, guardians, caregivers, etc., to vote in Oakland School Board elections. A conservative legal group had filed suit to knock it off the ballot but was rebuffed.<sup>1</sup> They filed suit again after the vote was taken.<sup>2</sup> It is unclear whether this will stand up given the ruling in San Francisco. New York City's City Council passed a law in 2021 on a 33-14 vote to allow legal residents to vote in municipal elections. It was overturned in June 2022 by the State Supreme Court of Staten Island after a group of Republican officials and voters challenged the law.

Fourteen states, including Arkansas, California, Colorado, Illinois, Maryland, Nevada, New Jersey, New Mexico, Ohio, Oklahoma, Rhode Island, South Dakota, Washington, and Wisconsin pose "no clear impediments to municipalities passing their own voter qualification laws." Eleven cities in Maryland allow noncitizens to vote, which is the most of any state. Maryland's state constitution refers to U.S. citizens being allowed to vote, but a separate

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<sup>1</sup> See <https://edsource.org/updates/conservative-groups-sue-oakland-to-block-ballot-measure-allowing-non-citizens-to-vote-in-school-elections>, accessed May 22, 2023.

<sup>2</sup> See <https://www.ktvu.com/news/conservative-group-sues-oakland-allowing-non-citizens-to-vote-in-school-board-races>, accessed May 22, 2023.

provision allows municipalities to reach beyond this provision in establishing their own rules and without the need for state approval.<sup>3</sup>

Commission service is far different than voting, however. There are both practical and theoretical considerations regarding whether and how noncitizens should be able to vote and/or serve. Practically speaking, incorporating noncitizens into civic life builds support for democratic norms among this group of residents, and may encourage them to continue with the citizenship process.<sup>4,5</sup> Theoretically, whether participation is conceived of as a right or a privilege has real implications. If it is a right, then the residency argument is simpler since it is based on where one lives. If it is a privilege, then the concept of citizenship is more important.<sup>6</sup>

Common arguments against non-citizens taking part in civic life are that they do not have requisite loyalty to United States; do not have the required knowledge to vote effectively; their political interests are fundamentally contrary to those of citizens; allowing participation would undermine the citizenship process because democratic participation is one of the key motivations for becoming a naturalized citizen; would further promote illegal immigration and other criminal activity; and would violate both state and federal constitutions.<sup>7</sup>

Allowing noncitizens to participate might prove tricky in the current climate. Interestingly, however, there is historical precedent for this practice, one that reaches back into the 19<sup>th</sup> Century when immigrant-based political machines used noncitizen votes to achieve political power.<sup>8</sup>

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<sup>3</sup> Information on local and state provision for nonvoters can be found on Ballotpedia's webpage. See [https://ballotpedia.org/Laws\\_permitting\\_noncitizens\\_to\\_vote\\_in\\_the\\_United\\_States](https://ballotpedia.org/Laws_permitting_noncitizens_to_vote_in_the_United_States), accessed May 21, 2023.

<sup>4</sup> Munro, Daniel. 2008. "Integration Through Participation: Non-Citizen Resident Voting Rights in an Era of Globalization." *Int. Migration & Integration* 9:43–80 DOI 10.1007/s12134-008-0047-y

<sup>5</sup> Ayala, Aaron. 2023. "The Constitutionality of Non-Citizen Voting and its Use in Modern Local Elections." *The Seton Hall Law Journal*.

[https://scholarship.shu.edu/cgi/viewcontent.cgi?article=2335&context=student\\_scholarship](https://scholarship.shu.edu/cgi/viewcontent.cgi?article=2335&context=student_scholarship)

<sup>6</sup> Weaver, Russell. 2021. "Back to the Future of Local Elections: Reestablishing Resident Voting Rights to Strengthen Municipal Democracy." *High Road Policy* 2(4): 1-17.

<sup>7</sup> Op Cit., pages 24-33.,

<sup>8</sup> Op Cit.; See also <https://www.governing.com/now/republicans-voice-outrage-over-non-citizen-voting-bill>, accessed May 22, 2023.

### Appendix: Eligibility to Serve on IRCs, 2020 and 2030 Cycles

City/County	Legal Status	# (alt)	Eligibility Rules for IRC Applicants
Berkeley	Charter	13	<p>A. All Berkeley residents, 18 and older</p> <p>B. The following individuals are <u>prohibited</u> from serving on the Citizens Redistricting Commission:</p> <ol style="list-style-type: none"> <li>1) any individual who currently holds, has held, or who has been a qualified candidate for the office of Mayor or City Councilmember within the two years preceding the date of application;</li> <li>2) any other individual who holds or has held any City of Berkeley elective office identified in this Charter within the two years preceding the date of application;</li> <li>3) the immediate family of the Mayor or any Councilmember, as well as immediate family of staff to the Mayor or Councilmember;</li> <li>4) any employee of the City of Berkeley;</li> <li>5) any person performing paid services under a contract with the City of Berkeley, including employees of subcontractors;</li> <li>6) any individual who has served as an officer, paid staff, or paid consultant of a campaign committee of a candidate for Mayor or City Council within the two years preceding the date of the application;</li> <li>7) any individual who is currently, or within the two years preceding the date of application, has been a paid staff member or unpaid intern to the Mayor or any Councilmember;</li> <li>8) any individual ineligible to serve in public office under Government Code sections <a href="#">1021</a>, <a href="#">1021.5</a>, <a href="#">1770</a>, or the Constitution and laws of the State of California.</li> <li>9) If an applicant currently serves on a City of Berkeley board or commission whose members are appointed by the Mayor, a City Councilmember, or the full City Council, they may serve on the Independent Redistricting Commission if selected, provided they resign from the board or commission and they agree not to serve on another City of Berkeley board or commission during their term of office on the Independent Redistricting Commission.</li> </ol>
Carlsbad	Charter		<p>A. To ensure the commission members are independent, state law includes the following conditions that would prohibit someone from serving:</p> <ol style="list-style-type: none"> <li>1) A person or the person's family member has been elected or appointed to, or been a candidate for, an elective city office in the preceding eight years</li> <li>2) A person, or the person's spouse, has done any of the following in the preceding 8 years (or the person's non-spouse family member in the preceding 4 years): <ol style="list-style-type: none"> <li>a) Served as an officer of, employee of, or paid consultant to, a campaign committee or a candidate for elective city office</li> </ol> </li> </ol>

			<p>b) Served as an officer of, employee of, or paid consultant to, a political party or as an elected or appointed member of a political party central committee</p> <p>c) Served as a staff member or a consultant to, or has contracted with, a current serving elected officer of the city</p> <p>d) Been registered to lobby the city</p> <p>B. Applicants must have been a Carlsbad resident for at least the past three years.</p> <p>C. Applicants must be registered voters 18 or older.</p>
Chula Vista			<p>A. Only persons who are both Residents and registered voters of the City are eligible to apply for and serve on the Commission.</p> <p>B. Notwithstanding that they may be a Resident and registered voter of the City, the following persons are ineligible to apply for and serve on the Commission:</p> <ol style="list-style-type: none"> <li>1) the Mayor, a Councilmember, any other Elected Official, or a member of the City Charter Review Commission;</li> <li>2) a relative by blood or marriage within the second degree, or any domestic partner within the meaning of California law (including Family Code section 297), of the Mayor, any Councilmember, or any other Elected Official;</li> <li>3) a person who, at any time within the four years immediately preceding the date of their application for selection to the Commission, has served as the Mayor, a Councilmember, or an Elected Official;</li> <li>4) a current employee of the City or a current employee of any organization representing any employee bargaining unit for employees of the City;</li> <li>5) a person who, at any time within the four years immediately preceding the date of their application for selection to the Commission, has worked as a lobbyist. For purposes of this provision, the term “lobbyist” means a person who, for compensation, has direct communication with a City official, including the Mayor, a Councilmember, or any Elected Official, for purposes of influencing a municipal decision;</li> <li>6) a person who is currently an officer in any local political party organization, including, but not limited to, officers of a political party county central committee;</li> <li>7) and a person who, at any time within the four years immediately preceding the date of their application for selection to the Commission, has served as a paid campaign worker or paid campaign or political consultant for an Elected Official.</li> </ol>
Fresno County	Charter	14	<p>A. The political party preferences of the commission members, as shown on the members’ most recent affidavits of registration, shall be as proportional as possible to the total number of voters who are registered with each political party in the County of Fresno, or who decline to state or do not indicate a party preference, as determined by registration at the most recent statewide election. However, the political party or no party preferences of the commission members are not required</p>

			<p>to be exactly the same as the proportion of political party and no party preferences among the registered voters of the county. At least one commission member shall reside in each of the five existing supervisorial districts of the board.</p> <p>B. Be a resident of the County of Fresno.</p> <p>C. Be a voter who has been continuously registered in the County of Fresno with the same political party or no party preference and who has not changed their political party or no party preference for five or more years immediately preceding the date of their appointment to the commission.</p> <p>D. Have voted in at least one of the last three statewide elections immediately preceding their application to be a member of the commission.</p> <p>E. Within the 10 years immediately preceding the date of application to the commission, neither the applicant, nor an immediate family member of the applicant, has done any of the following:</p> <ol style="list-style-type: none"> <li>1. Been appointed to, elected to, or have been a candidate for office at the local, state, or federal level representing the County of Fresno, including as a member of the board.</li> <li>2. Served as an employee of, or paid consultant for, an elected representative at the local, state, or federal level representing the County of Fresno.</li> <li>3. Served as an employee of, or paid consultant for, a candidate for office at the local, state, or federal level representing the County of Fresno.</li> <li>4. Served as an officer, employee, or paid consultant of a political party or as an appointed member of a political party central committee.</li> <li>5. Been a registered state or local lobbyist.</li> <li>6. Possess experience that demonstrates analytical skills relevant to the redistricting process and voting rights, and possess an ability to comprehend and apply the applicable state and federal legal requirements.</li> <li>7. Possess experience that demonstrates an ability to be impartial.</li> <li>8. Possess experience that demonstrates an appreciation for the diverse demographics and geography of the County of Fresno.</li> </ol>
Kern County	Charter	14	<p>A. The political party preferences of the commission members, as shown on the members' most recent affidavits of registration, shall be as proportional as possible to the total number of voters who are registered with each political party in the County of Kern, or who decline to state or do not indicate a party preference, as determined by registration at the most recent statewide election. However, the political party or no party preferences of the commission members are not required to be exactly the same as the proportion of political party and no party preferences among the registered voters of the county. At least one commission member shall reside in each of the five existing supervisorial districts of the board.</p> <p>B. Be a resident of the County of Kern.</p>

			<p>C. Be a voter who has been continuously registered in the County of Kern with the same political party or no party preference and who has not changed their political party or no party preference for five or more years immediately preceding the date of their appointment to the commission.</p> <p>D. Have voted in at least one of the last three statewide elections immediately preceding their application to be a member of the commission.</p> <p>E. Within the 10 years immediately preceding the date of application to the commission, neither the applicant, nor an immediate family member of the applicant, has done any of the following:</p> <ol style="list-style-type: none"> <li>1. Been appointed to, elected to, or a candidate for, office at the local, state, or federal level representing the County of Kern, including as a member of the board.</li> <li>2. Served as an employee of, or paid consultant for, an elected representative at the local, state, or federal level representing the County of Kern.</li> <li>3. Served as an employee of, or paid consultant for, a candidate for office at the local, state, or federal level representing the County of Kern.</li> <li>4. Served as an officer, employee, or paid consultant of a political party or as an appointed member of a political party central committee.</li> <li>5. Been a registered state or local lobbyist.</li> <li>6. Possess experience that demonstrates analytical skills relevant to the redistricting process and voting rights, and possess an ability to comprehend and apply the applicable state and federal legal requirements.</li> <li>7. Possess experience that demonstrates an ability to be impartial.</li> <li>8. Possess experience that demonstrates an appreciation for the diverse demographics and geography of the County of Kern.</li> </ol>
Long Beach	Charter	13	<p>A. Each commissioner must be a registered voter of the City and must either:</p> <p>B. Have voted in the City election immediately preceding his or her application to be on the Commission; or</p> <p>C. Have been a resident of the City for at least one year immediately preceding his or her application to be on the Commission.</p> <p>D. The following persons are not eligible to be a commissioner:</p> <ol style="list-style-type: none"> <li>1. A person who, or whose spouse, registered domestic partner, or child - is or has been, within the four years immediately preceding their date of application to be on the Commission, any of the following: <ol style="list-style-type: none"> <li>a. A paid employee of the City, including those employed by an elected official; b) A registered City lobbyist, or someone who was required to be a registered City lobbyist; or</li> <li>b. A paid employee of any redistricting contractor or consultant.</li> </ol> </li> <li>b. A person who, or whose spouse, registered domestic partner, parent, sibling, or child - has been, within eight (8) years immediately preceding their date of application to be on the</li> </ol>

			Commission, any of the following: elected to or appointed to, or been a candidate for, City elective office; an officer, employee of, or paid consultant or contractor to a campaign committee or a candidate for City elective office; a staff member, paid employee of, a consultant to, or someone under contract with any City elected official; or a principal officer of an active campaign committee domiciled in the County of Los Angeles that has made expenditures on candidate elections for a City elective office.
Los Angeles County	Charter	14	<p>A. The political party preferences of the commission members, as shown on the members' most recent affidavits of registration, shall be as proportional as possible to the total number of voters who are registered with each political party in the County of Los Angeles or who decline to state or do not indicate a party preference, as determined by registration at the most recent statewide election. However, the political party or no party preferences of the commission members are not required to be exactly the same as the proportion of political party and no party preferences among the registered voters of the county.</p> <p>B. At least one commission member shall reside in each of the five existing supervisorial districts of the board.</p> <p>C. Each commission member shall meet all of the following qualifications:</p> <ol style="list-style-type: none"> <li>1. Be a resident of the County of Los Angeles.</li> <li>2. Be a voter who has been continuously registered in the County of Los Angeles with the same political party or no party preference and who has not changed their political party or no party preference for five or more years immediately preceding the date of their appointment to the commission.</li> <li>3. Have voted in at least one of the last three statewide elections immediately preceding their application to be a member of the commission.</li> <li>4. Within the 10 years immediately preceding the date of application to the commission, neither the applicant, nor an immediate family member of the applicant, has done any of the following: <ol style="list-style-type: none"> <li>a. Been appointed to, elected to, or have been a candidate for office at the local, state, or federal level representing the County of Los Angeles, including as a member of the board.</li> <li>b. Served as an employee of, or paid consultant for, an elected representative at the local, state, or federal level representing the County of Los Angeles.</li> <li>c. Served as an employee of, or paid consultant for, a candidate for office at the local, state, or federal level representing the County of Los Angeles.</li> <li>d. Served as an officer, employee, or paid consultant of a political party or as an appointed member of a political party central committee.</li> <li>e. Been a registered state or local lobbyist.</li> </ol> </li> </ol>



			<p>D. Possess experience that demonstrates analytical skills relevant to the redistricting process and voting rights, and possess an ability to comprehend and apply the applicable state and federal legal requirements.</p> <p>E. Possess experience that demonstrates an ability to be impartial.</p> <p>F. Possess experience that demonstrates an appreciation for the diverse demographics and geography of the County of Los Angeles.</p>
Oakland	Charter	3	<p>A. All members shall be residents of the City of Oakland for at least the three years preceding the date of application.</p> <p>B. For Panel membership, a student temporarily residing outside of the Oakland city limits may claim Oakland as their domicile if they intend to return.</p> <p>C. All members shall not have a conflict of interest, as defined in the Political Reform Act, commencing at Section 81000 of the Government Code.</p> <p>D. All members shall not be paid employees of the City of Oakland, Oakland Unified School District or serve on a City of Oakland or Oakland Unified School District Board or Commission.</p> <p>E. All members shall not, within the five years immediately preceding the date of application, be paid employees of any redistricting contractor or consultant.</p> <p>F. All members, their spouses, parents, children, or registered domestic partners, shall not, within 10 years immediately preceding the date of application be:</p> <ol style="list-style-type: none"> <li>1. Elected to, or a candidate for office for the City of Oakland or the Oakland School Board; or</li> <li>2. An employee, or paid consultant or contractor to a campaign for local office; or</li> <li>3. Registered or required to be registered as a local lobbyist; or</li> <li>4. A paid employee of, a consultant to, or under contract with any elected City of Oakland Official or Oakland Unified School Board Member; or</li> <li>5. A principal officer of an active campaign committee domiciled in Alameda County that has made an expenditure on local Oakland candidate elections.</li> <li>6. All members shall not be registered to vote in a polling place located outside of Oakland city limits.</li> </ol> <p>G. The Panel will consist of three members, one of each of the following:</p> <ol style="list-style-type: none"> <li>1. A retired judge;</li> <li>2. A current law or graduate public policy student; and</li> <li>3. A representative from a 501(c)(3) nonprofit good government organization.</li> </ol>
Pomona	Charter		<p>A. Each commissioner must be a resident of the City.</p> <p>B. To the extent practicable, the following persons should not serve as a commissioner:</p> <p>C. A person who, or whose spouse, parent, sibling, child or in-law, within the eight (8) years immediately preceding the date of application to be on the commission, has been elected to or appointed to, or been a candidate for, City elective office;</p>

			<p>D. A person who, or whose spouse, within the eight (8) years immediately preceding the date of application to be on the commission; or whose parent, sibling, child or in-law, within the four (4) years immediately preceding the date of application to be on the Commission, has:</p> <ol style="list-style-type: none"> <li>1. served as an officer of, employee of, or paid consultant or contractor to a campaign committee or a candidate for City elective office;</li> <li>2. served as an officer of, employee of, or paid consultant or contractor to a political party or as an elected or appointed member of a political party central committee;</li> <li>3. served as a staff member, paid employee of, a consultant to, or who has contracted with, any currently serving City elected official;</li> <li>4. been a registered City lobbyist, or someone who was required to be a registered City lobbyist;</li> <li>5. Served as a principal officer of an active campaign committee that has made expenditures on candidate elections for a City elective office.</li> </ol>
Riverside County	General Law	14	<p>A. The commission shall consist of 14 members. The political party preferences of the commission members, as shown on the members' most recent affidavits of registration, shall be as proportional as possible to the total number of voters who are registered with each political party in the County of Riverside, or who decline to state or do not indicate a party preference, as determined by registration at the most recent statewide election. However, the political party or no party preferences of the commission members are not required to be exactly the same as the proportion of political party and no party preferences among the registered voters of the county. At least one commission member shall reside in each of the five existing supervisorial districts of the board.</p> <p>B. Each commission member shall meet all of the following qualifications:</p> <ol style="list-style-type: none"> <li>1. Be a resident of the County of Riverside.</li> <li>2. Be a voter who has been continuously registered in the County of Riverside with the same political party or unaffiliated with a political party and who has not changed political party affiliation for five or more years immediately preceding the date of their appointment to the commission.</li> <li>3. Have voted in at least one of the last three statewide elections immediately preceding their application to be a member of the commission.</li> <li>4. Within the 10 years immediately preceding the date of application to the commission, neither the applicant, nor an immediate family member of the applicant, has done any of the following: <ol style="list-style-type: none"> <li>a. Been appointed to, elected to, or have been a candidate for office at the local, state, or federal level representing the County of Riverside, including as a member of the board.</li> </ol> </li> </ol>

			<p>b. Served as an employee of, or paid consultant for, an elected representative at the local, state, or federal level representing the County of Riverside.</p> <p>c. Served as an employee of, or paid consultant for, a candidate for office at the local, state, or federal level representing the County of Riverside.</p> <p>d. Served as an officer, employee, or paid consultant of a political party or as an appointed member of a political party central committee.</p> <p>e. Been a registered federal, state, or local lobbyist.</p> <p>C. Possess experience that demonstrates analytical skills relevant to the redistricting process and voting rights, and possess an ability to comprehend and apply the applicable state and federal legal requirements.</p> <p>D. Possess experience that demonstrates an ability to be impartial.</p> <p>E. Possess experience that demonstrates an appreciation for the diverse demographics and geography of the County of Riverside.</p>
Roseville	Charter	11	<p>A. Be at least eighteen (18) years of age on the date of application.</p> <p>B. Been a resident of the City for at least three (3) years immediately preceding the date of application.</p> <p>C. A person shall not be appointed to serve on the commission if any of the following applies:</p> <ol style="list-style-type: none"> <li>1. If the person or any family member of the person has been elected or appointed to, or been a candidate for, council in the eight (8) years preceding the person's application.</li> <li>2. If the person or the person's family member has done any of the following in the four (4) years preceding the person's application: served as an officer of, employee of, or paid political consultant to, a campaign committee or a candidate for council.</li> <li>3. Served as a staff member or a political consultant to, or who has contracted with, a currently serving councilmember or Placer County supervisor.</li> <li>4. If the person or the person's family member served as an officer of, employee of, or paid consultant to, a political party or as an elected or appointed member of a political party central committee in the eight (8) years preceding the person's application.</li> <li>5. If the person currently serves as a staff member or a political consultant to an elected official holding a partisan office.</li> <li>6. If the person is a paid employee of the City or a current City councilmember.</li> <li>7. If the person is a paid employee of any redistricting contractor or consultant.</li> </ol>
Sacramento	Charter	13	<p>A. Each commissioner must be a registered voter of the city and must either:</p> <ol style="list-style-type: none"> <li>1. Have voted in two of the last three primary city elections immediately preceding his or her application to be on the commission; or</li> <li>2. Have been a resident of the city for at least ten years immediately preceding his or her application to be on the commission.</li> </ol>

			<p>B. The following persons are not eligible to be a commissioner:</p> <ol style="list-style-type: none"> <li>1. A person who – or whose spouse, registered domestic partner, or child – is or has been, within the four years immediately preceding their date of application to be on the commission, any of the following:             <ol style="list-style-type: none"> <li>2. A paid employee of the city;</li> <li>3. A registered city lobbyist, or someone who was required to be a registered city lobbyist; or</li> <li>4. A paid employee of any redistricting contractor or consultant.</li> </ol> </li> <li>5. A person who – or whose spouse, registered domestic partner, parent, sibling, or child – has been, within ten years immediately preceding their date of application to be on the commission, any of the following: elected to, or a candidate for, city elective office; an employee of, or paid consultant or contractor to, a campaign for city elective office; a paid employee of, a consultant to, or someone under contract with any city elected official; or a principal officer of an active campaign committee domiciled in the County of Sacramento that has made expenditures on candidate elections for a city elective office.</li> </ol>
San Diego County	Charter	14	<p>A. The commission shall be comprised of 14 members. The political party preferences of the commission members, as shown on the members’ most recent affidavits of registration, shall be as proportional as possible to the total number of voters who are registered with each political party in the County of San Diego or who decline to state or do not indicate a party preference, as determined by registration at the most recent statewide election. However, the political party preferences of the commission members are not required to be exactly the same as the proportion of political party preferences among the registered voters of the county. At least one commission member shall reside in each of the five existing supervisorial districts of the board.</p> <p>B. Commissioners shall each meet the following qualifications:</p> <ol style="list-style-type: none"> <li>1. Be a resident of the County of San Diego.</li> <li>2. Be a voter who has been continuously registered in the County of San Diego with the same political party preference or with no political party preference and who has not changed the voter’s political party preference for five or more years immediately preceding the date of the voter’s appointment to the commission.</li> <li>3. Have voted in at least one of the last three statewide elections immediately preceding the voter’s application to be a member of the commission.</li> </ol> <p>C. Within the 10 years immediately preceding the date of application to the commission, neither the applicant, nor an immediate family member of the applicant, has done any of the following:</p> <ol style="list-style-type: none"> <li>1. Been appointed to, elected to, or have been a candidate for office at the local, state, or federal level representing the County of San Diego, including as a member of the board.</li> <li>2. Served as an employee of, or paid consultant for, an elected representative at the local, state, or federal level representing the County of San Diego.</li> </ol>

			<p>3. Served as an employee of, or paid consultant for, a candidate for office at the local, state, or federal level representing the County of San Diego.</p> <p>4. Served as an officer, employee, or paid consultant of a political party or as an appointed member of a political party central committee.</p> <p>5. Been a registered federal, state, or local lobbyist.</p> <p>D. Possess experience that demonstrates analytical skills relevant to the redistricting process and voting rights, and possess an ability to comprehend and apply the applicable state and federal legal requirements.</p> <p>E. Possess experience that demonstrates an ability to be impartial.</p> <p>F. Possess experience that demonstrates an appreciation for the diverse demographics and geography of the County of San Diego.</p>
San Diego	Charter	9 (2)	<p>A. Members of the Commission will be composed of nine (9) persons and two (2) alternates who have been appointed by three (3) retired Judges of the Superior Court, San Diego Judicial District drawn at random by the City Clerk pursuant to Section 5.1 of the San Diego Charter.</p> <p>B. Any vacancy in the Commission which occurs after the Commission is constituted will be filled by the first designated alternate and second designated alternate, respectively. Any further vacancies may be filled according to applicable law.</p> <p>C. Any vacancy created by continuous absences (without approval of the Chair) will not exceed three. Upon such occurrence the Commission, by the majority vote, can recommend to the Appointing Authority, removal of the member for cause.</p>
San Francisco City and County	Charter	9	<p>A. The Redistricting Task Force consists of 9 members. The Mayor, the Board of Supervisors and the Elections Commission each appoint 3 members.</p> <p>B. These 9 individuals work with City staff and outside consultants to establish boundaries for San Francisco's Supervisorial districts following each federal decennial census.</p>
Santa Barbara	Charter	3	<p>A. Three retired state or federal judges appointed by the City Council.</p> <p>B. Cannot be residents of Santa Barbara County.</p> <p>C. Are qualified voters in California.</p>
Santa Barbara County	General Law	11	<p>A. Each commission member shall meet all of the following minimum qualifications:</p> <ol style="list-style-type: none"> <li>1. Be a resident of the County of Santa Barbara.</li> <li>2. Be a voter registered in Santa Barbara County.</li> <li>3. Have not changed registered political party affiliation within the past five years immediately preceding the date of his or her appointment to the commission.</li> <li>4. Have voted in Santa Barbara County in at least one of the last three statewide elections immediately preceding his or her application to be a member of the commission.</li> </ol>

			<p>5. The member must also be eligible under the provisions of Elections Code § 23003(c), or any successor provision governing qualifications of commissioners for independent redistricting commissions.</p> <p>6. In addition:</p> <p>a. No commissioner may have any significant financial interest, as defined in this measure, in any company, corporation or other business entity that has donated five hundred dollars or more in one year to any candidate for elective office of the County of Santa Barbara, or to any controlled committee, primarily formed committee, general purpose committee, independent expenditure committee that expended funds in support or opposition to a candidate for elective office of the County of Santa Barbara within the last eight years preceding appointment to the commission; and</p> <p>b. No commissioner or immediate family member may, within the last eight years preceding appointment to the commission, have been a board member, officer, paid or volunteer staff of, or had a significant influence on the actions or decisions of a political committee required to register with the California Secretary of State, which expended funds in excess of five hundred dollars in support or opposition to a candidate for any elective office of the County of Santa Barbara, including member communications.</p> <p>c. The county board of supervisors may adjust the dollar amounts stated above by the cumulative change in the California Consumer Price Index, or its successor, in every year ending in zero.</p>
Santa Clara	Charter	7 (1)	<p>A. Must be a resident of Santa Clara and resided in their Council district for at least 1 year</p> <p>B. Show (2) two proofs of residency</p> <p>C. A person, or the family member of a person (i.e., spouse, registered domestic partner, parent, sibling, child or in-law), who has done any of the following in the preceding eight years, shall not be appointed to serve on a Commission:</p> <ol style="list-style-type: none"> <li>1. Been elected or appointed to, or been a candidate for, an elective office of Santa Clara.</li> <li>2. Served as an officer of, employee of, or paid consultant to, a campaign committee or a candidate for elective office of Santa Clara.</li> <li>3. Served as an officer of, employee of, or paid consultant to, a political party or as an elected or appointed member of a political party central committee.</li> <li>4. Served as a staff member of, consultant to, or contracted with, a currently serving elected officer of Santa Clara.</li> <li>5. Been registered to lobby in Santa Clara.</li> </ol>

**Sources: URLs for information in the table:**

<https://berkeley.municipal.codes/Charter/ArtV> (Berkeley); <https://www.carlsbadca.gov/city-hall/city-council/independent-redistricting-commission> (Carlsbad); <https://law.justia.com/codes/california/2022/code-elec/division-21/chapter-6-7/> (Fresno County); <https://law.justia.com/codes/california/2022/code-elec/division-21/chapter-6-8/> (Kern County); [https://library.municode.com/ca/long\\_beach/codes/city\\_charter?nodeId=CH\\_ARTXXVCODIRE](https://library.municode.com/ca/long_beach/codes/city_charter?nodeId=CH_ARTXXVCODIRE) (Long Beach); <https://law.justia.com/codes/california/2022/code-elec/division-21/chapter-6-3/> (Los Angeles County); <https://www.oaklandca.gov/topics/am-i-eligible> (Oakland); <https://drawpomona.org/wp-content/uploads/2021/04/Independent-Redistricting-Commission-Application.pdf> (Pomona); <https://law.justia.com/codes/california/2022/code-elec/division-21/chapter-6-4/> (Riverside County); [https://library.qcode.us/lib/roseville\\_ca/pub/municipal\\_code/item/the\\_charter-article\\_xi-sec\\_11\\_06](https://library.qcode.us/lib/roseville_ca/pub/municipal_code/item/the_charter-article_xi-sec_11_06) (Roseville); [https://library.qcode.us/lib/sacramento\\_ca/pub/city\\_code/item/city\\_of\\_sacramento\\_charter-article\\_xii-173](https://library.qcode.us/lib/sacramento_ca/pub/city_code/item/city_of_sacramento_charter-article_xii-173) (Sacramento); <https://law.justia.com/codes/california/2022/code-elec/division-21/chapter-6-5/> (San Diego County); <https://www.sandiego.gov/sites/default/files/bylaws.pdf> (San Diego); <https://sfethics.org/guidance/city-officers/ethics-laws-that-apply-to-the-citys-redistricting-task-force> (San Francisco City and County); <https://sf.gov/departments/2020-census-redistricting-task-force> [https://assets.ctfassets.net/mla2k9txthv8/4cbx1d0jgAWysU8qSqmgy6/b2a35c9ba3b88f2e8bd9ed31df7f9c32/Santa\\_Barbara\\_-\\_Indep\\_Comm\\_-\\_Banales\\_Settlement\\_Agreement\\_031015.pdf](https://assets.ctfassets.net/mla2k9txthv8/4cbx1d0jgAWysU8qSqmgy6/b2a35c9ba3b88f2e8bd9ed31df7f9c32/Santa_Barbara_-_Indep_Comm_-_Banales_Settlement_Agreement_031015.pdf) (Santa Barbara); [https://library.municode.com/ca/santa\\_barbara\\_county/codes/code\\_of\\_ordinances?nodeId=CH2AD\\_ARTIISUDI\\_S2-10.9ACIINRECO](https://library.municode.com/ca/santa_barbara_county/codes/code_of_ordinances?nodeId=CH2AD_ARTIISUDI_S2-10.9ACIINRECO) (Santa Barbara County); : [https://www.santaclaraca.gov/our-city/government/redistricting-2021-22#:~:text=Must%20be%20a%20resident%20of,2\)%20two%20proofs%20of%20residency](https://www.santaclaraca.gov/our-city/government/redistricting-2021-22#:~:text=Must%20be%20a%20resident%20of,2)%20two%20proofs%20of%20residency) (Santa Clara).