



## Article II. Franchise and Officers. *Section 6. Apportionment.*

### Ballot Question

*Should the Constitution of Virginia be amended to allow the General Assembly to temporarily adopt new congressional districts to restore fairness in the upcoming elections, while ensuring Virginia's standard redistricting process resumes for all future redistricting after the 2030 census?*

### Explanation for Voters

#### Present Law

Virginia's eleven congressional districts are drawn once every ten years by the Virginia Redistricting Commission, a legislative body made up of eight legislators and eight citizens, with an equal number of Republicans and Democrats. Virginia's congressional districts were last redrawn in 2021 and will next be redrawn in 2031.

#### Proposed Amendment

The proposed amendment would give the General Assembly the authority to redraw one or more of Virginia's congressional districts before 2031 in limited circumstances. In the event that another state redraws its own congressional districts before 2031, without being ordered by a court to do so, the General Assembly would then be able to redraw Virginia's congressional districts. The

General Assembly's power to do so would continue until October 31, 2030, and the Virginia Redistricting Commission would reassume the responsibility of drawing the congressional districts in 2031.

The proposed district map has been approved by the General Assembly and would take effect only if the constitutional amendment is approved by the voters.

A "yes" vote would allow the General Assembly to redraw Virginia's congressional districts, since other states have done so, in addition to giving effect to the proposed district map in time for the 2026 Congressional elections and return the responsibility of drawing the congressional districts in 2031 to the Virginia Redistricting Commission.

A "no" vote would leave the authority to draw congressional districts with the Virginia Redistricting Commission once a decade and Virginia's current districts would remain in place.

### Full Text of the Amendment

[Proposed new language is underlined. Deleted old language is ~~stricken~~.]

#### ARTICLE II

#### Franchise and Officers

#### Section 6. Apportionment.

Members of the House of Representatives of the United States and members of the Senate and of the House of Delegates of the General Assembly shall be elected from electoral

districts established pursuant to this section and Section 6-A of this Constitution. Every electoral district shall be composed of contiguous and compact territory and shall be so constituted as to give, as nearly as is practicable, representation in proportion to the population of the district. Every electoral district shall be drawn in accordance with the requirements of federal and state laws that address racial and ethnic fairness, including the Equal Protection Clause of the Fourteenth Amendment to the Constitution of the United States and provisions of the Voting Rights Act of 1965, as amended, and judicial decisions interpreting such laws. Districts shall provide, where practicable, opportunities for racial and ethnic communities to elect candidates of their choice.

The Commonwealth shall be reapportioned into electoral districts in accordance with this section and Section 6-A in the year 2021 and every ten years thereafter, except that the General Assembly shall be authorized to modify one or more congressional districts at any point following the adoption of a decennial reapportionment law, but prior to the next decennial census, in the event that any State of the United States of America conducts a redistricting of such state's congressional districts at any point following that state's adoption of a decennial reapportionment law for any purpose other than (i) the completion of the state's decennial redistricting in response to a federal census and reapportionment mandated by the Constitution of the United States and established in federal law or (ii) as ordered by any state or federal court to remedy an unlawful or unconstitutional district map.