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State of Minnesota  
**HOUSE OF REPRESENTATIVES**

EIGHTY-SIXTH  
SESSION

**HOUSE FILE No. 3536**

March 9, 2010

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The bill was read for the first time and referred to the Committee on State and Local Government Operations Reform,  
Technology and Elections

1.1 A bill for an act  
1.2 relating to redistricting; requiring the exclusion of persons incarcerated in state  
1.3 or federal correctional facilities from population counts used for state and local  
1.4 redistricting; proposing coding for new law in Minnesota Statutes, chapter 2.

1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6 Section 1. **[2.023] REDISTRICTING DATABASE.**

1.7 Subdivision 1. **When redistricting may begin.** A redistricting plan for seats in the  
1.8 legislature or the governing body of a political subdivision may not be adopted until the  
1.9 United States Bureau of the Census has published a table of group quarters showing the  
1.10 population count for each state or federal correctional facility in this state according  
1.11 to the decennial federal census.

1.12 Subd. 2. **Incarcerated persons; exclusion.** If the census block populations  
1.13 provided to this state by the United States Bureau of the Census under Public Law 94-171,  
1.14 codified as United States Code, title 13, section 141, include persons incarcerated in  
1.15 a state or federal correctional facility and count those persons at the facility where they  
1.16 are incarcerated, the Legislative Coordinating Commission shall remove from the count  
1.17 of the census block where the facility is located the number of persons incarcerated  
1.18 there. The population counts that exclude these incarcerated persons must be posted on  
1.19 the Legislative Coordinating Commission's Web site within seven days after the group  
1.20 quarters population counts of incarcerated persons are published by the Census Bureau.

1.21 Subd. 3. **Use of revised population counts.** The block population counts that  
1.22 exclude these incarcerated persons must be used by the legislature when drawing  
1.23 legislative districts and by political subdivisions when drawing city wards and other  
1.24 local government election districts.

2.1       Sec. 2. **EFFECTIVE DATE.**

2.2               This act is effective January 1, 2011, and applies to redistricting plans based on the  
2.3       2010 federal decennial census and thereafter.