

DATE: June 3, 1988

TO: Councilman Bob Filner
FROM: City Attorney
SUBJECT: Redistricting Procedures

Your memorandum of May 6, 1988 to John Witt requesting copies of all laws, ordinances and other information regarding the council redistricting process has been referred to me for response.

There are very few legislative acts governing redistricting. Most law governing redistricting (commonly called reapportionment) is contained in court cases construing the equal protection clause of the U.S. Constitution. A copy of the leading case on state reapportionment, as opposed to congressional reapportionment, *Reynolds v. Sims*, 377 U.S. 533, 12 L.Ed 2d 506, 84 S.Ct. 1362 (1964), is attached for your reference.

Redistricting of the San Diego City Council is governed by San Diego City Charter Sections 4 and 5. Copies of these sections are attached for your reference. Also governing redistricting of charter city governing boards is California Elections Code Section 35150, a copy of which is attached.

If you would like further information or analysis, please let me know.

JOHN W. WITT, City Attorney

By

Cristie C. McGuire

Deputy City Attorney

CCM:mb:011.4:(x043.2)

Attachments

ML-88-54