HOUSE BILL NO. 5004

AMENDMENT IN THE NATURE OF A SUBSTITUTE (Proposed by the Senate Committee on Privileges and Elections on June 9, 2011)

(Patron Prior to Substitute—Delegate Janis)

A BILL to amend and reenact §§ 2.2-508 and 30-264 of the Code of Virginia, to amend the Code of Virginia by adding a section numbered 24.2-302.2, and to repeal § 24.2-302.1 of the Code of Virginia, relating to congressional districts.

Be it enacted by the General Assembly of Virginia:

1. That §§ 2.2-508 and 30-264 of the Code of Virginia are amended and reenacted and that the Code of Virginia is amended by adding a section numbered 24.2-302.2 as follows:

§ 2.2-508. Legal service in certain redistricting proceedings.

Upon notification by a county, city or town of a pending civil action challenging the legality of its election district boundaries as required by § 24.2-304.5, the Attorney General shall review the papers in the civil action and may represent the interests of the Commonwealth in developing an appropriate remedy that is consistent with requirements of law, including but not limited to Article VII, Section 5 of the Constitution of Virginia, Chapter 3 (§ 24.2-302.1 24.2-302.2 et seq.) of Title 24.2, or Chapter 39 (§ 30-263 et seq.) of Title 30.

§ 24.2-302.2. Congressional districts.

A. There shall be 11 Virginia members of the United States House of Representatives elected from 11 congressional districts and each district is entitled to one representative.

B. All references in this section to boundaries of counties and cities shall be interpreted to refer to those in existence on April 1, 2011, and as reported by the United States Bureau of the Census in the 2010 Census reports provided pursuant to United States Public Law 94-171, notwithstanding subsequent boundary changes by law, annexation, merger, consolidation, or the voiding of boundary changes theretofore made final.

C. Parts of counties and cities listed in subsection D are defined by reference to the 2010 Census reports for the precincts, parts of precincts, and blocks listed for each congressional district in the Statistical Report on file with the Clerk of the Senate for the Act of Assembly containing the final enactment of this section. Precincts shall be interpreted to refer to those in existence on April 1, 2011, and as reported by the United States Bureau of the Census in the 2010 Census reports provided pursuant to United States Public Law 94-171, notwithstanding subsequent changes made by localities.

D. The 11 congressional districts are:

First. All of Caroline, Essex, Fauquier, King and Queen, King George, King William, Lancaster, Mathews, Middlesex, Northumberland, Richmond, Spotsylvania, Stafford, and Westmoreland Counties; all of the City of Fredericksburg; part of Culpeper County comprised of the Brandy Station (702), Brown's Store (402), Cardova (303), Eggbornsville (302), Eldorado (401), Jeffersonton (501), Richardsville (704), and Rixeyville (502) Precincts and parts of the East Fairfax (201), Lignum (703), and West Fairfax (101) Precincts; part of Gloucester County comprised of the Bethel (103), Botetourt (202), Courthouse (201), Harcum (101), Hayes (401), Roanes (302), Salem (102), and White Marsh (301) Precincts and parts of the Sarah's Creek (402) and Timberneck (502) Precincts; and part of Prince William County comprised of the Ashland (309), Bennett (102), Benton (203), Brentsville (101), Bristow Run (111), Cedar Point (112), Ellis (106), Forest Park (310), Glenkirk (408), Henderson (307), Lake Ridge (501), Limestone (113), Lodge (207), Marshall (202), Marsteller (107), McCoart (204), Montclair (308), Mullen (411), Nokesville (104), Park (109), Pattie (305), Penn (210), Powell (211), Quantico (304), Sinclair (404), Stonewall (405), Sudley North (409), Victory (108), Washington-Reid (306), Westgate (407), Westridge (208), and Woodbine (209) Precincts and part of the Buckland Mills (110) Precinct.

Second. All of Accomack, James City, Northampton, and York Counties; all of the Cities of Poquoson and Williamsburg; part of Gloucester County comprised of the Achilles (501) Precinct and parts of the Sarah's Creek (402) and Timberneck (502) Precincts; part of the City of Chesapeake comprised of the B. M. Williams School (015), Bells Mill (009), Bethel (002), Coopers Way (051), Fairways (053), Great Bridge (001), Great Bridge Baptist Church (036), Green Sea (047), Greenbrier (007), Hickory Grove (016), Hickory Middle School (034), Indian Creek (017), Indian River (018), Norfolk Highlands (022), Oak Grove (023), Oaklette (024), Parkways (042), Pleasant Crossing (043), River Birch (040), Tanglewood (029), Waterway (049), and Westover (033) Precincts and parts of the Bells Mill II (046), and Grassfield (014) Precincts; and part of the City of Virginia Beach comprised of the Alanton (006), Arrowhead (023), Avalon (025), Bayside (020), Bellamy (043), Blackwater (034), Bonney (040), Brandon (042), Brookwood (077), Buckner (074), Cape Henry (011), Capps Shop (033), Centerville (044),

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60 Chesapeake Beach (037), College Park (041), Colonial (065), Colony (075), Corporate Landing (070), 61 Courthouse (035), Creeds (032), Cromwell (054), Culver (063), Dahlia (073), Eastern Shore (067), Edinburgh (056), Fairfield (026), Foxfire (060), Glenwood (058), Great Neck (010), Green Run (046), 62 **63** Hagood (086), Hillcrest (087), Holland (029), Homestead (052), Hunt (066), Indian Lakes (078), Kings Grant (047), Kingston (007), Lake Christopher (089), Lake Joyce (090), Lake Smith (019), Landstown 64 65 (062), Larkspur (024), Lexington (091), Linkhorn (004), Little Neck (092), London Bridge (008), 66 Lynnhaven (049), Magic Hollow (055), Malibu (014), Manor (068), Mt. Trashmore (013), North Beach (001), North Landing (088), Ocean Lakes (003), Ocean Park (017), Oceana (050), Old Donation (015), 67 Pinewood (094), Plaza (012), Pleasant Hill (079), Point O' View (022), Providence (027), Redwing 68 (030), Reon (080), Rock Lake (081), Rosemont Forest (064), Round Hill (071), Rudee (072), Seatack 69 (005), Shannon (053), Shelbourne (082), Shelton Park (059), Sherry Park (057), Sigma (031), South 70 Beach (002), Stratford Chase (051), Strawbridge (083), Tallwood (084), Thalia (028), Thoroughgood (018), Timberlake (045), Trantwood (009), Upton (085), Village (076), Windsor Oaks (036), Witchduck 71 72 (038), and Wolfsnare (048) Precincts and parts of the Aragona (016), Davis Corner (021), Pembroke **73** 74 (039), and Shell (069) Precincts.

Third. All of the Cities of Hampton, Newport News, Norfolk, and Portsmouth; part of Isle of Wight County comprised of the Carrollton (202) Precinct and parts of the Bartlett (201), Pons (302), Rushmere (301), and Smithfield (101) Precincts; part of the City of Chesapeake comprised of the Bailey Creek (038), Churchland (004), E. W. Chittum School (020), Fellowship (021), Jolliff One (019), Nansemond (044), Silverwood (027), and Taylor Road (035) Precincts; and part of the City of Virginia Beach comprised of the Baker (061) and Newtown (093) Precincts and parts of the Aragona (016), Davis Corner (021), Pembroke (039), and Shell (069) Precincts.

Fourth. All of Brunswick, Charles City, Greensville, Prince George, Southampton, Surry, and Sussex Counties; all of the Cities of Emporia, Franklin, Hopewell, Petersburg, and Suffolk; part of Chesterfield County comprised of the Beaufont (513), Belmont (206), Beulah (202), Chippenham (207), Davis (515), Drewry's Bluff (105), Ettrick (301), Falling Creek (205), Manchester (409), Meadowbrook (208), and Southside (213) Precincts; part of Dinwiddie County comprised of the Cherry Hill (403), Dinwiddie (401), Little Zion (402), New Hope (302), and Reams (301) Precincts; part of Henrico County comprised of the Adams (201), Azalea (202), Cedar Fork (502), Central Gardens (206), Chamberlayne (207), Dorey (505), Eanes (506), Fairfield (208), Glen Lea (209), Greenwood (210), Highland Gardens (211), Highland Springs (508), Hollybrook (212), Hungary (213), Laburnum (509), Longdale (214), Maplewood (215), Masonic (510), Montrose (512), Mountain (217), Nine Mile (513), Pleasants (514), Randolph (219), Ratcliffe (220), Rolfe (519), Whitlocks (518), Wilder (222), and Yellow Tavern (223) Precincts and parts of the Mehfoud (511) and Sullivans (516) Precincts; part of Isle of Wight County comprised of the Camps Mill (502), Carrsville (503), Courthouse (401), Orbit (403), Raynor (505), Walters (501), Windsor (402), and Zuni (504) Precincts and parts of the Bartlett (201), Pons (302), Rushmere (301), and Smithfield (101) Precincts; part of Mecklenburg County comprised of the American Legion Hall (401), Averett (901), Baskerville (601), Bluestone (802), Bluestone Senior High School (202), Boydton (201), Bracey (301), Chase City (701), Chase City Elementary School (803), Chase City VFW Post (203), Finchley (801), Lacrosse (302), Lake Gaston (604), Park View Middle School (402), Pearson's Store (102), Smith Crossroads (603), South Clarksville (103), South Hill (501), Sunshine (702), Union Level (602), and Wright's Store (101) Precincts; part of the City of Chesapeake comprised of the Bridgetown (037), Camelot (003), Carver School (031), Crestwood (005), Deep Creek (006), Geneva Park (011), Georgetown (012), Gilmerton (013), John T. West (041), Johnson Park (026), Joliff Middle School (048), Lake Drummond (039), Oscar Smith School (010), Providence (032), River Walk (050), Shipyard Road (052), South Norfolk (030), South Norfolk Recreation (008), St. Julians (025), Sunray I (028), and Sunray II (045) Precincts and parts of the Bells Mill II (046) and Grassfield (014) Precincts; and part of the City of Richmond comprised of the 203 (203), 204 (204), 206 (206), 211 (211), 212 (212), 213 (213), 301 (301), 302 (302), 303 (303), 304 (304), 305 (305), 306 (306), 307 (307), 308 (308), 402 (402), 404 (404), 412 (412), 501 (501), 503 (503), 504 (504), 505 (505), 508 (508), 509 (509), 510 (510), 602 (602), 603 (603), 604 (604), 606 (606), 607 (607), 609 (609), 610 (610), 701 (701), 702 (702), 703 (703), 705 (705), 706 (706), 707 (707), 802 (802), 806 (806), 810 (810), 811 (811), 812 (812), 814 (814), 902 (902), 903 (903), 908 (908), 909 (909), 910 (910), and 911 (911) Precincts.

Fifth. All of Albemarle, Appomattox, Buckingham, Campbell, Charlotte, Cumberland, Fluvanna, Greene, Halifax, Henry, Louisa, Lunenburg, Madison, Nelson, Nottoway, Orange, Patrick, Pittsylvania, and Prince Edward Counties; all of the Cities of Charlottesville, Danville, and Martinsville; part of Culpeper County comprised of the Mitchells (601) and Pearl Sample (602) Precincts and parts of the East Fairfax (201), Lignum (703), and West Fairfax (101) Precincts; part of Mecklenburg County comprised of the Buffalo Springs (902) and Clarksville (903) Precincts; and part of the City of Lynchburg comprised of the First Ward Fourth Precinct (104), First Ward Fifth Precinct (105), Second Ward First Precinct (201), Second Ward Second Precinct (202), Second Ward Third Precinct (203),

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Third Ward First Precinct (301), Fourth Ward Third Precinct (403), and Fourth Ward Fourth Precinct (404) Precincts and parts of the Third Ward Second Precinct (302) and Third Ward Third Precinct (303) Precincts.

Sixth. All of Alleghany, Amherst, Augusta, Bath, Bedford, Botetourt, Craig, Franklin, Highland, Page, Rappahannock, Rockbridge, Rockingham, Shenandoah, and Warren Counties; all of the Cities of Bedford, Buena Vista, Covington, Harrisonburg, Lexington, Staunton, and Waynesboro; part of Roanoke County comprised of the Bent Mountain (301), Bonsack (402), Burlington (202), Castle Rock (305), Cave Spring (503), Clearbrook (505), Cotton Hill (501), Garst Mill (306), Hollins (206), Hunting Hills (507), Lindenwood (405), Mount Pleasant (406), Mount Vernon (506), Mountain View (203), North Vinton (403), Ogden (504), Orchards (205), Penn Forest (502), Plantation (201), Poages Mill (302), South Vinton (404), and Windsor Hills (303) Precincts and part of the Green Hill (106) Precinct; and part of the City of Lynchburg comprised of the First Ward First Precinct (101), First Ward Second Precinct (305), Fourth Ward First Precinct (401), and Fourth Precinct (304), Third Ward Fifth Precinct (305), Fourth Ward First Precinct (302) and Third Ward Third Precinct (303) Precincts.

Seventh. All of Amelia, Goochland, Hanover, New Kent, and Powhatan Counties; all of the City of Colonial Heights; part of Chesterfield County comprised of the Bailey Bridge (315), Beach (305), Belgrade (508), Bellwood (101), Bird (203), Birkdale (317), Black Heath (511), Bon Air (505), Brandermill (403), Carver (112), Cosby (307), Cranbeck (509), Crenshaw (414), Crestwood (502), Deer Run (302), Dutch Gap (110), Ecoff (108), Elizabeth Scott (109), Enon (103), Evergreen (312), Five Forks (210), Gates (201), Genito (402), Greenfield (506), Harbour Pointe (401), Harrowgate (106), Huguenot (501), Iron Bridge (111), Jacobs (204), La Prade (405), Matoaca (303), Midlothian (503), Monacan (407), Nash (211), North Chester (104), Providence (404), Reams (408), Robious (504), S. Manchester (308), Salem Church (209), Salisbury (507), Shenandoah (413), Skinguarter (309), Smoketree (406), South Chester (102), Spring Run (316), St. Lukes (212), Swift Creek (411), Sycamore (510), Tomahawk (310), Wagstaff (410), Watkins (514), Wells (107), Winfrees Store (304), Winterpock (306), and Woolridge (313) Precincts; part of Dinwiddie County comprised of the Chesdin (202), Church Road (103), Courthouse (501), Edgehill (201), McKenney (502), Rocky Run (503), Rohoic (101), and White Oak (102) Precincts; part of Henrico County comprised of the Antioch (501), Belmont (203), Brookland (204), Byrd (401), Canterbury (205), Causeway (301), Cedarfield (302), Chickahominy (503), Coalpit (101), Crestview (303), Derbyshire (402), Donahoe (504), Dumbarton (102), Elko (507), Freeman (403), Gayton (404), Glen Allen (103), Glenside (104), Godwin (405), Greendale (105), Hermitage (106), Hilliard (107), Hungary Creek (116), Hunton (108), Innsbrook (304), Jackson Davis (305), Johnson (109), Lakeside (110), Lakewood (406), Lauderdale (407), Longan (111), Maude Trevvett (112), Maybeury (408), Monument Hills (306), Moody (216), Mooreland (409), Nuckols Farm (307), Oakview (218), Pemberton (410), Pinchbeck (411), Pocahontas (308), Ridge (309), Ridgefield (412), Rivers Edge (317), Rollingwood (413), Sadler (310), Sandston (515), Shady Grove (311), Short Pump (318), Skipwith (312), Spottswood (414), Springfield (313), Staples Mill (113), Stoney Run (314), Stratford Hall (221), Summit Court (114), Three Chopt (315), Town Hall (517), Tuckahoe (415), Tucker (316), Wellborne (417), West End (416), and Westwood (115) Precincts and parts of the Mehfoud (511) and Sullivans (516) Precincts; and part of the City of Richmond comprised of the 101 (101), 102 (102), 104 (104), 105 (105), 106 (106), 111 (111), 112 (112), 113 (113), 114 (114), 207 (207), 208 (208), 309 (309), 409 (409), 410 (410), and 413 (413) Precincts.

Eighth. All of Arlington County; all of the Cities of Alexandria and Falls Church; and part of Fairfax County comprised of the Alban (623), Baileys (501), Belle Haven (601), Belleview (602), Belvoir (619), Bren Mar (526), Brook Hill (521), Bucknell (604), Bush Hill (401), Cameron (402), Chesterbrook (302), Clermont (423), Crestwood (415), Edsall (527), El Nido (305), Fairfield (413), Fort Buffalo (703), Fort Hunt (605), Franconia (404), Garfield (417), Glen Forest (505), Glen Forest #2 (529), Graham (705), Greenway (706), Grosvenor (621), Groveton (405), Gunston (616), Haycock (307), Hayfield (406), Hollin Hall (606), Holmes #1 (506), Huntington (607), Huntley (424), Island Creek (427), Kingstowne (421), Kirby (310), Kirkside (608), Lane (419), Leewood (531), Lincolnia (507), Longfellow (312), Lorton (617), Lorton Center (625), Lorton Station (622), Lynbrook (418), Marlan (609), Marshall (708), Mount Eagle (408), Parklawn (510), Pimmit (315), Pine Spring (710), Pioneer (409), Poe (523), Rose Hill (410), Salona (316), Saratoga (626), Sherwood (610), Shreve (712), Skyline (520), Stratford (611), Timber Lane (713), Van Dorn (422), Villages (420), Virginia Hills (411), Walnut Hill # 1 (525), Walnut Hill # 2 (728), Waynewood (612), Westgate (613), Westhampton (317), Westlawn (515), Westmoreland (318), Weyanoke (516), Whitman (614), Whittier (524), Willston (517), Wilton (425), Woodlawn (627), and Woodley (615) Precincts and parts of the Magarity (726) and Saint Albans (513) Precincts.

Ninth. All of Bland, Buchanan, Carroll, Dickenson, Floyd, Giles, Grayson, Lee, Montgomery, Pulaski, Russell, Scott, Smyth, Tazewell, Washington, Wise, and Wythe Counties; all of the Cities of

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183 Bristol, Galax, Norton, Radford, Roanoke, and Salem; and part of Roanoke County comprised of the
184 Bennett Springs (107), Botetourt Springs (204), Catawba (101), Glenvar (103), Mason Valley (102),
185 Northside (104), Oak Grove (304), Peters Creek (105), and Wildwood (108) Precincts and part of the
186 Green Hill (106) Precinct.

Tenth. All of Clarke, Frederick, and Loudoun Counties; all of the Cities of Manassas, Manassas Park, and Winchester; part of Fairfax County comprised of the Brookfield (902), Bull Run (923), Chain Bridge (301), Churchill (303), Clearview (321), Clifton (803), Colvin (330), Cooper (304), Cub Run (903), Deer Park (921), Dulles (904), Fairfax Station (805), Forestville (322), Fountainhead (845), Fox Mill (229), Franklin (905), Great Falls (306), Greenbriar West (847), Hickory (328), Kenmore (309), Kinross (908), Langley (311), Lees Corner (920), Lees Corner West (927), McLean (314), Navy (911), Newgate North (849), Newgate South (854), Popes Head (841), Poplar Tree (928), Rocky Run (913), Sangster (838), Seneca (329), Shouse (323), Silverbrook (839), South Run (850), Spring Hill (331), Stone (917), Sugarland (327), Vale (914), Virginia Run (915), Waples Mill (916), and Woodyard (815) Precincts and part of the Old Mill (925) Precinct; and part of Prince William County comprised of the Alvey (406), Battlefield (402), Buckhall (103), Bull Run (403), Evergreen (401), Mountain View (410), Pace West (412), Parkside (105), Pr. William A (000), and Signal Hill (114) Precincts and part of the Buckland Mills (110) Precinct.

Eleventh. All of the City of Fairfax; part of Fairfax County comprised of the Aldrin (234), Barcroft (502), Belvedere (503), Blake (701), Bonnie Brae (126), Bristow (102), Burke (801), Burke Centre (127), Camelot (522), Cameron Glen (238), Cardinal (128), Centerpointe (844), Centre Ridge (901), Centreville (918), Chapel (104), Cherry Run (825), Columbia (518), Coppermine (239), Dogwood (220), Eagle View (853), Fair Oaks (848), Fairfax A (0700), Fairlakes (843), Fairview (105), Flint Hill (202), Floris (203), Freedom Hill (704), Frying Pan (235), Glade (223), Green Trails (919), Greenbriar East (846), Greenspring (426), Heritage (106), Herndon #1 (319), Herndon #2 (320), Herndon #3 (324), Holmes #2 (530), Hummer (519), Hunt (624), Hunters Woods (221), Hutchison (325), Irving (827), Keene Mill (129), Kilmer (733), Kings Park (108), Lake Braddock (118), Laurel (119), Laurel Hill (628), London Towne East (910), London Towne West (924), Long Branch (122), Mantua (707), Masonville (508), McNair (237), Merrifield (721), Monument (852), Mosby (709), Newington (618), North Point (233), North Springfield # 1 (110), North Springfield # 2 (111), Nottoway (729), Oak Hill (113), Oak Marr (732), Oakton (727), Olde Creek (109), Olley (124), Orange (824), Parkway (842), Penderbrook (730), Pine Ridge (718), Pohick (811), Powell (926), Price (711), Ravensworth (115), Ravenwood (511), Reston #1 (208), Reston #2 (209), Reston #3 (222), Ridgelea (528), Robinson (123), Sideburn (120), Signal Hill (125), Sleepy Hollow (512), South County (629), South Lakes (224), Stenwood (719), Stuart (236), Sunrise Valley (227), Terra Centre (130), Terraset (225), Thoreau (720), Tysons (731), Valley (812), Vienna #1 (213), Vienna #2 (214), Vienna #4 (216), Vienna #6 (218), Villa (121), Wakefield (116), Walker (714), West Springfield (840), Westbriar (219), White Oaks (833), Willow Springs (851), Wolftrap (226), Woodburn (717), and Woodson (117) Precincts and parts of the Magarity (726), Old Mill (925), and Saint Albans (513) Precincts; and part of Prince William County comprised of the Bel Air (606), Belmont (701), Bethel (506), Beville (205), Chinn (507), Civic Center (604), Dale (601), Dumfries (301), Enterprise (608), Featherstone (704), Freedom (609), Godwin (603), Graham Park (303), Kerrydale (607), Kilby (707), King (206), Library (702), Lynn (703), Minnieville (605), Mohican (505), Neabsco (602), Occoquan (502), Old Bridge (503), Potomac (302), Potomac View (705), Rippon (706), River Oaks (708), Rockledge (504), Saunders (201), Springwoods (508), and Swans Creek (311) Precincts.

§ 30-264. Staff to Joint Reapportionment Committee; census liaison.

A. The Division of Legislative Services shall serve as staff to the Joint Reapportionment Committee. The Director of the Division, or his designated representative, shall serve as the state liaison with the United States Bureau of the Census on matters relating to the tabulation of the population for reapportionment purposes pursuant to United States Public Law 94-171. The governing bodies, electoral boards, and registrars of every county and municipality shall cooperate with the Division of Legislative Services in the exchange of all statistical and other information pertinent to preparation for the census.

B. The Division shall maintain the current election district and precinct boundaries of each county and city as a part of the General Assembly's computer-assisted mapping and redistricting system. Whenever a county or city governing body adopts an ordinance which changes an election district or precinct boundary, the local governing body shall provide a copy of its ordinance, along with maps and other evidence documenting the boundary, to the Division.

C. The Division shall prepare and maintain a written description of the boundaries for the congressional, senatorial, and House of Delegates districts set out in Article 2 (§ 24.2-302 24.2-302.2 et seq.) of Chapter 3 of Title 24.2. The descriptions shall identify each district boundary, insofar as practicable, by reference to political subdivision boundaries or to physical features such as named roads and streets. The Division shall furnish to each general registrar the descriptions for the districts dividing his county or city. The provisions of Article 2, including the statistical reports referred to in Article 2,

- shall be controlling in any legal determination of a district boundary.

 2. That § 24.2-302.1 of the Code of Virginia is repealed. 245 246