

The background of the slide is a close-up, slightly blurred image of the stars and stripes of the United States flag. The stars are a deep blue, and the stripes are white and red, with the red stripe visible in the bottom right corner.

# **Redistricting – 2021**

## **Prisoner Gerrymandering Issue**

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# **Today's Discussion**

## **Prisoner Gerrymandering Issue**

- 1. History of Issue Nationwide**
- 2. Court Cases in Last Decade**
- 3. History of Practices in RI**
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- 5. Data Investigation**
- 6. Population vs Prisoner Counts**
- 7. Geo-codable information in ACI files**
- 8. Evaluation**
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# History of Issue Nationwide

## NCSL Review document & Table

### Pre-2010

### 2010

- Three states adopted in 2010 Round
  - Delaware, Maryland, New York

### 2020

- California – 2012
- Remaining States for 2020
  - Colorado, Connecticut, Nevada, New Jersey, Pennsylvania, Virginia, Washington

# History of Issue Nationwide

## Variety of issues treated differently

- State inmates vs Federal inmates
- In-state residents vs out-of-state residents
- Ability to geo-code
  - Have addresses on prison records
    - Reliability of addresses
  - How handle questionable addresses
    - Place at centroid of City/census tract/zip code
    - Exclude from data

# Court Cases on Prisoners

## Personally involved in two recent cases

- **Connecticut**
  - Found that 60%+ of inmates did not return to home of record after release
- **Cranston**
  - Challenge to ward redistricting and city's decision to put ACI into one ward.
  - Lower court decision went against City, but overturned by Appeal's Court.
  - Evenwel SC case provides latitude to local governments to make these kind of decisions.

## Emerging area of the law

- Even PA decision on whether Commission can decide issue is being challenged



# History of dealing with prisoners in RI

## Census Data

### 1990

- All ACI in one House district
  - 3,681 in HD 25 (40% of district using 2000 population)
- Divided between 2 Senate districts
  - 1,918 in SD 12 (9.7% of district)
  - 1,763 in SD 14 (8.7% of district)

### 2000 -- Census Data for ACI: 3,681

- Testimony to divide ACI for House into multi districts
- House redistricting
  - 12% in HD 15, 14% in HD 16
- State Senate redistricting
  - All in SD 27, (12.7% of district)

# History of dealing with prisoners in RI

## 2010 -- Census Data for ACI: 3,782

- ACI divided between 2 House districts
  - 1,380 in HD 15 (9.6% of district using 2010 population)
  - 2,402 in HD 20 (17.2% of district)
- Divided between 2 Senate districts
  - 3,034 in SD 27 (10.8% of district)
  - 748 in SD 31 (2.6% of district)

## 2020 -- Census Data for ACI: 2,671

- House redistricting
  - 6.5% in HD 15, 13.2% in HD 20
- Divided between 2 Senate districts
  - 2,273 in SD 27 (7.9% of district)
  - 398 in SD 31 (1.4% of district)









# Working with ACI

## Entered into a Non-Disclosure Agreement

Asked for dataset of all people in ACI as of April 1, 2020

- Have information on inmates
- Names, addresses, age, DOB, race, facility

Don't know:

- length of sentence terms,
- who is still there,
- felons vs misdemeanors,
- don't know the addresses they returned to,
- Whether prisoners can register or vote.



# Allows us to dissect ACI population in 2020 Blocks

DISTRICT	Total Population 2020	Block	Institutional Use Type	Total Population 2010	Change from 2010	ACI Roster	Change from Census
	All Persons			All Persons	All Persons		
Medium Security (Moran)	922	Block 2012	Correctional facilities for adults	1,043	-121	905	-17
Intake Service Center	706	Block 2007	Correctional facilities for adults	908	-202	711	5
Maximum Security	398	Block 2030	Correctional facilities for adults	438	-40	399	1
Minimum Security	206	Block 2047	Correctional facilities for adults	461	-255	203	-3
High Security	97	Block 2006	Correctional facilities for adults	86	11	89	-8
Eleanor State Hospital (Adolph Meyer)	57	Block 2014	Other institutional facilities	92	-35		
Women's (Gloria McDonald)	80	Block 2026	Correctional facilities for adults	105	-25	103	23
Harrington Hall (homeless Sex Offenders)	76	Block 2045	Other noninstitutional facilities	0	76		
Eleanor State Hospital (Roosevelt Benton)	16	Block 2023	Other institutional facilities	58	-42		
Eleanor State Hospital (Regan)	40	Block 2024	Other institutional facilities	54	-14		
Juvenile Facility	31	Block 2008	Juvenile facilities	77	-46		
Open Space / Disc. Avoid? / Admins	33	Block 2025, Block 2005	Correctional facilities for adults	10	23		
40 Howard Ave (Administrative Building)	9	Block 2039	Non-Group Quarters Population	0	9		
Medium Security (Price)	0	Closed	Correctional facilities for adults	310	-310		
Womens (Dorothea Dix)	0	Closed	Correctional facilities for adults	82	-82		
RIDOC Training Academy	0	Closed	Other noninstitutional facilities	43	-43		
Home Confinement	0			0	0	146	
Institute for Mental Health	0			0	0	4	
Serving out of State	0			0	0	58	
<b>Assigned</b>	<b>2,671</b>			<b>3,767</b>	<b>-1,096</b>	<b>2,618</b>	<b>-53</b>
<b>Assigned (only Adult Corr.)   Institutionalized</b>	<b>2,442</b>					<b>2,414</b>	<b>-28</b>



# Demographic Comparison – Census to ACI Information

FROM CENSUS 2020 PL Data DISTRICT	Total Population All Persons	Institutional Use Type	Racial Demographics as Percent of Total Population				
			NH White	NH Black	NH Asian	Hispanic	Minority
Medium Security (Moran)	922	Correctional facilities for adults	40.78%	24.40%	1.74%	31.02%	59.22%
Intake Service Center	706	Correctional facilities for adults	36.54%	28.75%	1.13%	32.86%	63.46%
Maximum Security	398	Correctional facilities for adults	34.42%	34.42%	2.76%	25.88%	65.58%
Minimum Security	206	Correctional facilities for adults	42.23%	20.87%	0.00%	36.41%	57.77%
High Security	97	Correctional facilities for adults	28.87%	37.11%	3.09%	29.90%	71.13%
Women's (Gloria McDonald)	80	Correctional facilities for adults	53.75%	22.50%	0.00%	18.75%	46.25%
Open Space / DAS (?)	33	Correctional facilities for adults	42.42%	15.15%	0.00%	21.21%	57.58%
Juvenile Facility	31	Juvenile facilities	67.74%	29.03%	0.00%	3.23%	32.26%
40 Howard Ave (Admin building?)	9	Non-Group Quarters Population	33.33%	0.00%	11.11%	11.11%	66.67%
Eleanor State Hospital (Adolph Meyer)	57	Other institutional facilities	98.25%	0.00%	0.00%	0.00%	1.75%
Eleanor State Hospital (Regan)	40	Other institutional facilities	65.00%	12.50%	12.50%	10.00%	35.00%
Eleanor State Hospital (Roosevelt Benton)	16	Other institutional facilities	56.25%	31.25%	0.00%	12.50%	43.75%
Harrington Hall (homeless Sex Offenders)	76	Other noninstitutional facilities	68.42%	26.32%	2.63%	1.32%	31.58%
<b>Assigned</b>	<b>2,671</b>		<b>41.56%</b>	<b>26.43%</b>	<b>1.72%</b>	<b>28.30%</b>	<b>58.44%</b>
<b>Correctional Facilities Only</b>	<b>2,442</b>		<b>38.62%</b>	<b>27.31%</b>	<b>1.56%</b>	<b>30.59%</b>	<b>61.38%</b>

FROM RI ACI INMATE LISTING DISTRICT	Total Population All Persons	Institutional Use Type	Racial Demographics as Percent of Total Population				
			NH White	NH Black	NH Asian	Hispanic	Minority
Medium Security (Moran)	905	Correctional facilities for adults	41.66%	25.97%	1.33%	28.40%	58.34%
Intake Service Center	711	Correctional facilities for adults	36.57%	30.80%	1.41%	27.99%	63.43%
Maximum Security	399	Correctional facilities for adults	36.09%	37.09%	3.01%	21.55%	63.91%
Minimum Security	203	Correctional facilities for adults	41.87%	23.15%	0.99%	30.54%	58.13%
High Security	89	Correctional facilities for adults	29.21%	44.94%	1.12%	23.60%	70.79%
Women's (Gloria McDonald)	103	Correctional facilities for adults	60.19%	15.53%	0.97%	17.48%	39.81%
Home Confinement	146	Correctional facilities for adults	59.59%	13.70%	0.68%	22.60%	40.41%
Institute for Mental Health	4	Correctional facilities for adults	100.00%	0.00%	0.00%	0.00%	0.00%
Serving out of State	58	Correctional facilities for adults	43.10%	37.93%	0.00%	17.24%	56.90%
<b>Total</b>	<b>2,618</b>		<b>40.87%</b>	<b>28.53%</b>	<b>1.49%</b>	<b>26.20%</b>	<b>59.13%</b>
<b>Correctional Facilities in RI Only</b>	<b>2,410</b>		<b>39.60%</b>	<b>29.30%</b>	<b>1.60%</b>	<b>26.60%</b>	<b>60.40%</b>

## Obstacles to Geocoding

<u>Reason</u>	<u>Count</u>
No Permanent Address	271
Inmate from Out Of State	154
(HOM) Home Confinement	146
(SOS) Serving Out of State	44
List ACI as address	23
Does not identify Home on street	10
Couldn't Locate Address	39
Can't Geocode a PO Box	4
	691
Grand Total	26.4% of inmates

**ACI cautioned about reliability of addresses**

**Successfully Geocoded**

<b>City</b>	<b>Coded</b>	<b>% of Total</b>
Providence	737	38.2%
Pawtucket	229	11.9%
Woonsocket	156	8.1%
Cranston	146	7.6%
Warwick	88	4.6%
Central Falls	71	3.7%
Newport	59	3.1%
W Warwick	59	3.1%
E Providence	52	2.7%
N Providence	49	2.5%
Johnston	31	1.6%
Cumberland	27	1.4%
Coventry	26	1.3%
N Kingstown	21	1.1%
Lincoln	18	0.9%
Westerly	17	0.9%
Warren	14	0.7%
Burrillville	13	0.7%
Smithfield	13	0.7%
Tiverton	12	0.6%
Bristol	10	0.5%
Portsmouth	10	0.5%

**Successfully Geocoded**

<b>City</b>	<b>Coded</b>	<b>% of Total</b>
Hopkinton	9	0.5%
S Kingstown	8	0.4%
Exeter	7	0.4%
Middletown	7	0.4%
Glocester	6	0.3%
Charlestown	5	0.3%
E Greenwich	5	0.3%
Narragansett	5	0.3%
Scituate	4	0.2%
Barrington	2	0.1%
Foster	2	0.1%
Little Compton	2	0.1%
N Smithfield	2	0.1%
New		
Shoreham	2	0.1%
Jamestown	1	0.1%
Richmond	1	0.1%
W Greenwich	1	0.1%
<b>Grand Total</b>	<b>1927</b>	



## Geocoded RI Inmates Allocated

City/Town by Population Change	
Providence city	0.39%
Woonsocket city	0.36%
Central Falls city	0.31%
Pawtucket city	0.30%
Newport city	0.23%
West Warwick town	0.19%
North Providence town	0.14%
New Shoreham town	0.14%
Warren town	0.13%
East Providence city	0.11%
Exeter town	0.11%
Hopkinton town	0.11%
Warwick city	0.11%
Johnston town	0.10%
Burrillville town	0.08%
Lincoln town	0.08%
North Kingstown town	0.08%
Cumberland town	0.07%
Tiverton town	0.07%
Coventry town	0.07%
Westerly town	0.07%
Charlestown town	0.06%
Glocester town	0.06%
Smithfield town	0.06%
Portsmouth town	0.06%
Little Compton town	0.06%
Foster town	0.04%
Bristol town	0.04%
Middletown town	0.04%
Scituate town	0.04%
East Greenwich town	0.03%
Narragansett town	0.03%
South Kingstown town	0.03%
Jamestown town	0.02%
North Smithfield town	0.02%
West Greenwich town	0.02%
Richmond town	0.01%
Barrington town	0.01%
Cranston city	-2.15%

***Thank you***



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