

**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

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Article I, section 2 of the U.S. Constitution requires congressional districts within the state to be strictly equal in population. The smaller the overall range of a plan, the more defensible the plan is under article 1, section 2.

The overall range of this plan, 1.27%, is higher than the overall range of the bill it amends (.00%). It is also higher than the overall range of the congressional plans adopted after 1970 (.07%), 1980 (.09%), and 1990 (.00%). In addition, the overall range of this plan is higher than the overall range of the New Jersey plan invalidated by the the U.S. Supreme Court in 1983. See *Karcher v. Daggett*, 462 U.S. 725 (1983) (invalidating plan with overall range of .6984%).

You may want to consider reducing the overall range of this plan.

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