

118TH CONGRESS  
1ST SESSION

# H. R. 42

To prohibit States from carrying out more than one congressional redistricting after a decennial census and apportionment.

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 9, 2023

Ms. JACKSON LEE introduced the following bill; which was referred to the Committee on the Judiciary

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## A BILL

To prohibit States from carrying out more than one congressional redistricting after a decennial census and apportionment.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE; FINDING OF CONSTITUTIONAL**  
4 **AUTHORITY.**

5 (a) **SHORT TITLE.**—This Act may be cited as the  
6 “Coretta Scott King Mid-Decade Redistricting Prohibition  
7 Act of 2023”.

8 (b) **FINDING.**—Congress finds that it has the author-  
9 ity to establish the terms and conditions States must fol-  
10 low in carrying out congressional redistricting after an ap-

1 portionment of Members of the House of Representatives  
2 because—

3 (1) the authority granted to Congress under ar-  
4 ticle I, section 4 of the Constitution of the United  
5 States gives Congress the power to enact laws gov-  
6 erning the time, place, and manner of elections for  
7 Members of the House of Representatives; and

8 (2) the authority granted to Congress under  
9 section 5 of the fourteenth amendment to the Con-  
10 stitution gives Congress the power to enact laws to  
11 enforce section 2 of such amendment, which requires  
12 Representatives to be apportioned among the several  
13 States according to their number.

14 **SEC. 2. LIMIT ON CONGRESSIONAL REDISTRICTING AFTER**  
15 **AN APPORTIONMENT.**

16 The Act entitled “An Act for the relief of Doctor Ri-  
17 cardo Vallejo Samala and to provide for congressional re-  
18 districting”, approved December 14, 1967 (2 U.S.C. 2e),  
19 is amended by adding at the end the following: “A State  
20 which has been redistricted in the manner provided by law  
21 after an apportionment under section 22(a) of the Act en-  
22 titled ‘An Act to provide for the fifteenth and subsequent  
23 decennial censuses and to provide for an apportionment  
24 of Representatives in Congress’, approved June 18, 1929  
25 (2 U.S.C. 2a), may not be redistricted again until after

1 the next apportionment of Representatives under such sec-  
2 tion, unless a court requires the State to conduct such  
3 subsequent redistricting to comply with the Constitution  
4 or to enforce the Voting Rights Act of 1965 (42 U.S.C.  
5 1973 et seq.).”.

6 **SEC. 3. NO EFFECT ON ELECTIONS FOR STATE AND LOCAL**  
7 **OFFICE.**

8 Nothing in this Act or in any amendment made by  
9 this Act may be construed to affect the manner in which  
10 a State carries out elections for State or local office, in-  
11 cluding the process by which a State establishes the dis-  
12 tricts used in such elections.

13 **SEC. 4. EFFECTIVE DATE.**

14 This Act and the amendment made by this Act shall  
15 apply with respect to any congressional redistricting which  
16 occurs after the regular decennial census conducted during  
17 2020.

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