



DEPARTMENT OF THE ATTORNEY GENERAL
KA 'OIHANA O KA LOIO KUHINA

JOSH GREEN, M.D.
GOVERNOR
KE KIA'ĀINA

ANNE LOPEZ
ATTORNEY GENERAL
LOIO KUHINA

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**ATTORNEY GENERAL LOPEZ JOINS COALITION DEFENDING VOTING RIGHTS
ACT FROM ATTACK IN GEORGIA REDISTRICTING CASE**

FOR IMMEDIATE RELEASE

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HONOLULU – Attorney General Lopez today joined a group of 19 attorneys general defending Section 2 of the Voting Rights Act—a key protection against racial discrimination in elections—against radical challenges raised in a Georgia redistricting lawsuit.

In an amicus brief filed in *Pendergrass v. Secretary of State of Georgia* and two other consolidated cases, the attorneys general argue that the United States Court of Appeals for the Eleventh Circuit should uphold decades of legal precedent protecting the voting power of minority communities. The brief urges the court to uphold the constitutionality of Section 2 and to reject an attempt to block voters from filing lawsuits to challenge discriminatory election practices.

Section 2 of the Voting Rights Act bans any election practice or procedure that “results in a denial or abridgement of the right of any citizen of the United States to vote on account of race or color” or membership in a minority-language group. It also prohibits election laws or structures that create unequal opportunities for political participation and prevents states from creating legislative districts that dilute minority voting power.

“Section 2 is an important tool to prevent unconstitutional racial gerrymanders,” said Deputy Solicitor General Thomas Hughes. “Despite years of legal challenges to the Voting Rights Act, this case demonstrates the continuing need for this crucial law.”

After the 2020 census, states across the nation redrew electoral maps. In 2021 and 2022, voting rights organizations and multiple individual voters filed suit to challenge Georgia’s new congressional and state legislative district maps, alleging that the maps unlawfully diluted the political power of the states’ Black voters. The U.S. District Court for the Northern District of Georgia ruled in favor of the voters and voting rights organizations and ordered Georgia to redraw its maps to include additional majority-

Black districts. The Georgia Secretary of State appealed this decision, arguing in part that Section 2 is unconstitutional to the extent that it requires Georgia to draw race-conscious maps, and that individual voters and private organizations do not have a private right of action to enforce it—meaning that they cannot sue to challenge racially discriminatory election practices.

In a newly filed brief, 19 attorneys general urge the Eleventh Circuit to affirm the lower court's decision striking down Georgia's racially gerrymandered congressional and state legislative district maps for violating Section 2 of the Voting Rights Act.

The attorneys general argue that Section 2 of the voting rights act is constitutional, and that it is a critical tool enacted by Congress to enforce the Fifteenth Amendment, which bans states from denying or abridging citizens' right to vote because of race. They also argue that the text of Section 2 and decades of legal precedent have clearly established that individual voters have the power to challenge racially discriminatory election practices under Section 2. Private citizens have sued to enforce Section 2 since it was enacted, and every court except for one has ruled that they have this power. Section 2 is the nation's primary tool to combat racially discriminatory election practices, and the attorneys general recognize the important place these private lawsuits play in fighting for equal voting rights.

Attorney General Lopez was joined by the attorneys general of California, Colorado, Connecticut, Delaware, Illinois, Maine, Maryland, Massachusetts, Minnesota, Nevada, New Jersey, New York, North Carolina, Oregon, Rhode Island, Vermont, Washington, and the District of Columbia.

A copy of the brief is available [here](#).

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Media Contacts:

Dave Day
Special Assistant to the Attorney General
Office: 808-586-1284
Email: david.d.day@hawaii.gov
Web: <http://ag.hawaii.gov>

Toni Schwartz
Public Information Officer
Hawai'i Department of the Attorney General
Office: 808-586-1252
Cell: 808-379-9249
Email: Toni.E.Schwartz@hawaii.gov
Web: <http://ag.hawaii.gov>