

7-31-1995

Affirms Affirmative Action.

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Bill Jones
Secretary of State

1500 - 11th Street
Sacramento, CA 95814

Elections Division
(916) 657-2166
For Hearing and Speech
Impaired Only: (800) 833-8683

January 9, 1996

#667

TO: ALL COUNTY CLERKS/REGISTRARS OF VOTERS AND PROPONENT (96025)

FROM: Cathy Mitchell
CATHY MITCHELL
INITIATIVE COORDINATOR

Pursuant to Elections Code section 9030(b), you are hereby notified that the total number of signatures to the hereinafter named proposed INITIATIVE CONSTITUTIONAL AMENDMENT filed with all county elections officials is less than 100 percent of the number of qualified voters required to find the petition sufficient; therefore, the petition has failed.

TITLE: AFFIRMS AFFIRMATIVE ACTION.
INITIATIVE CONSTITUTIONAL AMENDMENT.

SUMMARY DATE: July 31, 1995

PROPONENT: James W. Reede, Jr.



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July 31, 1995

TO ALL REGISTRARS OF VOTERS, OR COUNTY CLERKS, AND PROPONENT (95079)

Pursuant to Section 336 of the Elections Code, we transmit herewith a copy of the Title and Summary prepared by the Attorney General on a proposed Initiative Measure entitled:

**AFFIRMS AFFIRMATIVE ACTION.
INITIATIVE CONSTITUTIONAL AMENDMENT.**

Circulating and Filing Schedule

- 1. Minimum number of signatures required 693,230
Cal. Const., Art. II, Sec. 8(b).
- 2. Official Summary Date Monday, 07/31/95
Elec. C., Sec. 336.
- 3. Petition Sections:
 - a. First day Proponent can circulate Sections for
signatures Monday, 07/31/95
Elec. C., Sec. 336.
 - b. Last day Proponent can circulate and file with
the county. All sections are to be filed at
the same time within each county Wednesday, 12/27/95
Elec. C., Secs. 336, 9030(a)
 - c. Last day for county to determine total number of
signatures affixed to petition and to transmit total
to the Secretary of State Tuesday, 01/09/96
Elec. C., Sec. 9030(b)

(If the Proponent files the petition with the county on a date prior to 12/27/95, the county has eight working days from the filing of the petition to determine the total number of signatures affixed to the petition and to transmit the total to the Secretary of State.) Elec. C., Sec. 9030(b).

* Date varies based on receipt of county certification.

**AFFIRMS AFFIRMATIVE ACTION.
INITIATIVE CONSTITUTIONAL AMENDMENT.**

July 31, 1995

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d. Secretary of State determines whether the total number of signatures filed with all county clerks meets the minimum number of required signatures, and notifies the counties Thursday, 01/18/96*
Elec. C., Sec. 9030(c)

e. Last day for county to determine total number of qualified voters who signed the petition, and to transmit certificate with a blank copy of the petition to the Secretary of State Monday, 03/04/96
Elec. C., Sec. 9030(d)

(If the Secretary of State notifies the county to determine the number of qualified voters who signed the petition on a date other than 01/18/96, the last day is no later than the thirtieth day after the county's receipt of notification.)
Elec. C., Sec. 9030(d), (e).

f. If the signature count is more than 762,553 or less than 658,569 then the Secretary of State certifies the petition has qualified or failed, and notifies the counties. If the signature count is between 658,569 and 762,553 inclusive, then the Secretary of State notifies the counties using the random sampling technique to determine the validity of all signatures Thursday, 03/14/96*
Elec. C., Secs. 9030(f), (g); 9031(a)

g. Last day for county to determine actual number of all qualified voters who signed the petition, and to transmit certificate with a blank copy of the petition to the Secretary of State Thursday, 04/25/96
Elec. C., Sec. 9031(b), (c)

(If the Secretary of State notifies the county to determine the number of qualified voters who have signed the petition on a date other than 03/14/96, the last day is no later than the thirtieth working day after county's receipt of notification.)
Elec. C., Sec. 9031(b), (c).

h. Secretary of State certifies whether the petition has been signed by the number of qualified voters required to declare the petition sufficient Monday, 04/29/96*
Elec. C., Sec. 9031(d), 9033

* Date varies based on receipt of county certification.

4. The Proponent of the above-named measure is:

James W. Reede, Jr.
P.O. Box 162104
Sacramento, CA 95816

5. Important Points:

- (a) California law prohibits the use of signatures, names and addresses gathered on initiative petitions for any purpose other than to qualify the initiative measure for the ballot. This means that the petitions cannot be used to create or add to mailing lists or similar lists for any purpose, including fund raising or requests for support. Any such misuse constitutes a crime under California law. Elections Code section 18650; *Bilofsky v. Deukmejian* (1981) 123 Cal.App. 3d 825, 177 Cal.Rptr. 621; 63 Ops. Cal.Atty.Gen. 37 (1980).
- (b) Please refer to Elections Code sections 100, 101, 104, 9001, 9008, 9009, 9021, and 9022 for appropriate format and type consideration in printing, typing, and otherwise preparing your initiative petition for circulation and signatures. Please send a copy of the petition after you have it printed. This copy is not for our review or approval, but to supplement our file.
- (c) Your attention is directed to the campaign disclosure requirements of the Political Reform Act of 1974, Government Code section 81000 et seq.
- (d) When writing or calling state or county elections officials, provide the official title of the initiative which was prepared by the Attorney General. Use of this title will assist elections officials in referencing the proper file.
- (e) When a petition is presented to the county elections official for filing by someone other than the proponent, the required authorization shall include the name or names of the persons filing the petition.
- (f) When filing the petition with the county elections official, please provide a blank petition for elections official use.

NOTE TO PROPONENTS WHO WISH TO QUALIFY FOR THE MARCH 26, 1996 PRIMARY ELECTION: This initiative must be certified for the ballot 131 days before the election (November 16, 1995). Please remember to time your submissions accordingly. For example, in order to allow the maximum time permitted by law for the random sample verification process, it is suggested that proponents file their petitions to county elections officials by September 8, 1995. If a 100% check of signatures is necessary, it is advised that the petitions be filed by July 19, 1995.

Sincerely,



CATHY MITCHELL
INITIATIVE COORDINATOR

DANIEL E. LUNGREN
Attorney General

State of California
DEPARTMENT OF JUSTICE



1300 I STREET, SUITE 125
P.O. BOX 944255
SACRAMENTO, CA 94244-2550
(916) 445-9555

Facsimile: (916) 323-2137
(916) 324-5490

July 31, 1995

FILED
In the office of the Secretary of State
of the State of California

JUL 31 1995

By BILL JONES, Secretary of State
Ch Mitchell
Deputy Secretary of State

Bill Jones
Secretary of State
1500 - 11th Street
Sacramento, CA 95814

Re: Initiative Title and Summary
Subject: AFFIRMS AFFIRMATIVE ACTION.
INITIATIVE CONSTITUTIONAL AMENDMENT.
File No: SA 95 RF 0011

Dear Mr. Jones:

Pursuant to the provisions of sections 9004 and 336 of the Elections Code, you are hereby notified that on this day we mailed to the proponent of the above-identified proposed initiative our title and summary.

Enclosed is a copy of our transmittal letter to the proponent, a copy of our title and summary, a declaration of mailing thereof, and a copy of the proposed measure.

According to information available in our records, the name and address of the proponent is as stated on the declaration of mailing.

Sincerely,

DANIEL E. LUNGREN
Attorney General

Kathleen F. DaRosa
KATHLEEN F. DaROSA
Initiative Coordinator

KFD:ms
Enclosures

Date: July 31, 1995
File No: SA95RF0011

The Attorney General of California has prepared the following title and summary of the chief purpose and points of the proposed measure:

AFFIRMS AFFIRMATIVE ACTION. INITIATIVE CONSTITUTIONAL AMENDMENT.

Measure expressly authorizes the state, its agencies, subdivisions, and local governments to remedy past and current racial, ethnic, gender or religious discrimination in education, hiring practices, housing, and contracting through the use of goals and other corrective measures.

Summary of estimate by Legislative Analyst and Director of Finance of fiscal impact on state and local governments: The measure would not affect state or local government costs or revenues.

SA95RF0011

ATTORNEY GENERAL
STATE OF CALIFORNIA
1300 'I' STREET
SACRAMENTO, CA

RECEIVED
JUNE 7, 1995
JUN 7 1995

COORDINATOR
ATTORNEY GENERAL'S OFFICE

Sirs,

I am requesting that your office prepare a Title and Summary of a constitutional amendment to be presented to the voters of this state. I have submitted a Cashier's Check in the amount specified.

TITLE: CALIFORNIA CIVIL RIGHTS INITIATIVE

TEXT OF INITIATIVE:

IT SHALL BE LEGAL FOR THE STATE OF CALIFORNIA, ITS' AGENCIES, LOCAL GOVERNMENTS, AND OTHER POLITICAL SUBDIVISIONS TO REMEDY PAST AND CURRENT DISCRIMINATION IN EDUCATION, HIRING PRACTICES, HOUSING AND CONTRACTING, BECAUSE OF RACE, ETHNICITY, GENDER, OR RELIGION, THROUGH THE USE OF GOALS OR OTHER CORRECTIVE MEASURES.


JAMES W. REEDE, JR

MAILING ADDRESS:
P. O. BOX 162104
SACRAMENTO, CA 95816