

2-10-1977

Enactment Of Tax Measures By Legislature

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Office of the Secretary of State
March Fong Eu

111 Capitol Mall, Room 220
Sacramento, California 95814

Elections Division
(916) 445-0820

July 22, 1977

TO: ALL COUNTY CLERKS/REGISTRARS OF VOTERS

FROM: William N. Durley
Assistant to the Secretary of State
Elections and Political Reform

Pursuant to Elections Code Section 3520(b) you are hereby notified that the total number of signatures to the hereinafter named proposed initiative constitutional amendment filed with all county clerks is less than 100 per cent of the number of qualified voters required to find the petition sufficient.

TITLE: Enactment of Tax Measures by Legislature

SUMMARY DATE: February 9, 1977

PROPONENT: Paul J. Leavens, Jr.

The petition has failed and no further action is necessary.



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111 Capitol Mall, Room 220
Sacramento, California 95814

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AMENDED
CALENDAR

February 9, 1977

TO ALL REGISTRARS OF VOTERS

Pursuant to Section 3507 of the Elections Code, there is transmitted herewith a copy of the Title and Summary prepared by the Attorney General on a proposed Initiative Measure entitled:

ENACTMENT OF TAX MEASURES BY LEGISLATURE

INITIATIVE CONSTITUTIONAL AMENDMENT

Circulating and Filing Schedule

1. Minimum number of signatures required.....499,846
Constitution IV, 22(b).
2. Official Summary Date.....Wednesday, 2/9/77
Elections Code Section 3513.
3. Petition Sections:
 - a. First day Proponent can circulate Sections for
signatures.....Wednesday, 2/9/77
 - b. Last day Proponent can circulate and file with the
county. All Sections are to be filed at the same
time.....Friday, 7/8/77*
 - c. Last day for County to determine total number of
signatures affixed to petition and to transmit total
to Secretary of State..... FRIDAY, 7/15/77

(If the Proponent files the petition with the county on a date before 7/8/77, the county has 5 working days from the filing of the petition to determine the total number of signatures affixed to the petition and to transmit this total to the Secretary of State)
Elections Code Section 3520(b).

* Date adjusted for official deadline which falls on Saturday.

- d. Last day for county to determine number of qualified electors who have signed the petition, and to transmit certificate, with a blank copy of the petition to the Secretary of State....SATURDAY , 7/30/77

(If the Secretary of State notifies the counties to determine the number of qualified electors who signed the petition on a date prior to 7/15/77, the last day is not later than the fifteenth day after the notification.)

Elections Code Section 3520 (d).

- e. If the signature count is between 449,861 and 549,831 then the Secretary of State notifies counties using the random sampling technique to determine validity of all signatures.

Last day for county to determine actual number of all qualified electors who signed the petition, and to transmit certificate, with a blank copy of the petition to the Secretary of State.....MONDAY , 8/29/77

(If the Secretary of State notifies the counties to determine the number of qualified electors who have signed the petition on a date prior to 7/30/77, the last day is not later than the thirtieth day after the notification.) Elections Code Section 3521 (b).

4. Campaign Statements:

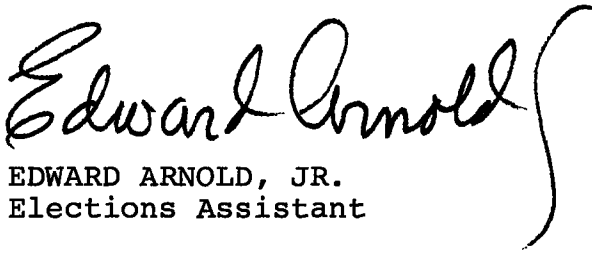
Last day for Proponent to file a Campaign Statement of Receipts and Expenditures for period ending 8/5/77.....FRIDAY, 8/12/77

(If the Secretary of State finds that the measure has either qualified or failed to qualify on a date earlier than 7/8/77, the last date to file is the 35th calendar day after the date of notification by the Secretary of State that the measure has either qualified or failed to qualify. The closing date for this campaign statement is 7 days prior to the filing deadline.) Government Code Section 84202.

5. The Proponent of the above measure is:

Paul J. Leavens, Jr.
9780 Telegraph Road
Ventura, CA 93003

WILLIAM N. DURLEY
Assistant to the Secretary of State
Elections and Political Reform



EDWARD ARNOLD, JR.
Elections Assistant

EA:mp

NOTE TO PROPONENT: Your attention is directed to Elections Code Sections 41, 44, 3501, 3507, 3508, 3516, 3517, and 3518 for appropriate format and type considerations in printing, typing and otherwise preparing your initiative petition for circulation and signatures.

DECLARATION OF MAILING

RE: Initiative Constitutional Amendment -
Enactment of Tax Measures by Legislature

I, Valeska Barham, declare as follows:

I am a citizen of the United States, over the age of 18 years, and not a party to the within action; I reside in the County of Sacramento, State of California; my business address and place of employment is 555 Capitol Mall, Suite 550, Sacramento, CA 95814.

The proponent(s) of the above named measure is:

Paul J. Leavens, Jr.
9780 Telegraph Road
Ventura, CA 93003

On the 9th day of February, 1977, I mailed a letter, a true copy of which is attached hereto, to the person(s) above named, in an envelope addressed to him at the address(es) set out immediately below his name(s), sealed said envelope(s), and deposited the same in the United States mail at the City of Sacramento, County of Sacramento, State of California, with postage thereon fully prepaid, and there is regular communication between the said place of mailing and the place(s) so addressed.

I declare under penalty of perjury that the foregoing is true and correct.

Executed at Sacramento, California, on February 9,
1977.

Valeska Barham



OFFICE OF THE ATTORNEY GENERAL

Department of Justice

555 CAPITOL MALL, SUITE 350

SACRAMENTO 95814
(916) 445-9555

February 9, 1977

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

FEB 10 1977

MARCH FONG EU, Secretary of State
By *Edward Herold*
Deputy

Honorable March Fong Eu
Secretary of State
925 L Street, Suite 605
Sacramento, CA 95814

Attention Rico Nannini

Re: Initiative Constitutional Amendment - Enactment of
Tax Measures by Legislature

Dear Mrs. Eu:

Pursuant to the provisions of section 3507 of the Elections Code you are hereby informed that on this day we mailed to Paul J. Leavens, Jr., as proponent, the following title and summary:

ENACTMENT OF TAX MEASURES BY LEGISLATURE - INITIATIVE CONSTITUTIONAL AMENDMENT. Amends the Constitution to require, notwithstanding any contrary provision of the Constitution, a vote of two-thirds of the membership of each house of the Legislature to impose any tax or to change the rate, base or other aspects of any tax. Such votes must be by roll call entered in the journal. Contributions to Unemployment Compensation Insurance, including disability coverage, would be exempted from the requirement. Fiscal impact: none.

Enclosed herewith is a declaration of mailing thereof, and a copy of the proposed measure.

According to information available in our records, the address and telephone number of the proponent of this measure are as stated on the declaration of mailing.

Very truly yours,

EVELLE J. YOUNGER, Attorney General

Evelle J. Younger
GEOFFREY L. GRAYBILL

Deputy Attorney General

GLG:vb
Enc.

TO THE HONORABLE SECRETARY OF STATE OF CALIFORNIA:

We, the undersigned, registered, qualified electors of the State of California, residents of Ventura County (or City and County) present to the Secretary of State this petition proposing to add subdivision (e) to Section 8 of Article IV of the California Constitution, and petition that the same be submitted to the electors of the State of California for their adoption or rejection at the next succeeding election or as provided by law. The following is a full and correct copy of the title and text of the proposed measure:

That subdivision (e) is added to Section 8 of Article IV, to read:

(e) Any bill providing for the imposition of any type of tax, or any change in the rate, base, or other provisions of any tax, upon any or all taxpayers shall be passed by roll call vote entered in the journal, two-thirds of the membership of each house concurring. The provisions of this subdivision shall control over any other provision or provisions of the Constitution to the contrary, and shall remain in full force and effect until repealed by a vote of the electorate. The provisions of this subdivision shall not apply to Unemployment Compensation Insurance or to Unemployment Compensation Disability contributions.

Paul J. Leavens, Jr.,
9780 Telegraph Road,,
Ventura, California. 93003.

