

12-7-1983

Gambling And Lotteries.

Follow this and additional works at: http://repository.uchastings.edu/ca_ballot_inits

Recommended Citation

Gambling And Lotteries. California Initiative 330 (1983).
http://repository.uchastings.edu/ca_ballot_inits/496

This Initiative is brought to you for free and open access by the California Ballot Propositions and Initiatives at UC Hastings Scholarship Repository. It has been accepted for inclusion in Initiatives by an authorized administrator of UC Hastings Scholarship Repository. For more information, please contact marcusc@uchastings.edu.



Office of the Secretary of State
March Fong Eu

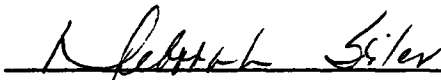
1230 J Street
Sacramento, California 95814

Elections Division
(916) 445-0820

May 16, 1984

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

FROM:


DEBORAH SEILER
Assistant to the Secretary of State
Elections and Political Reform

Pursuant to Elections Code 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 percent of the number of qualified voters required to find the petition sufficient; therefore, the petition has failed.

TITLE: GAMBLING AND LOTTERIES.
INITIATIVE CONSTITUTIONAL AMENDMENT

SUMMARY DATE: DECEMBER 7, 1983

PROPONENT: ROBERT WILSON

DS/bjl/rb



Office of the Secretary of State
March Fong Eu

1230 J Street
Sacramento, California 95814

Elections Division
(916) 445-0820

0230

December 7, 1983

TO ALL REGISTRARS OF VOTERS, OR COUNTY CLERKS, AND PROPONENT

Pursuant to Section 3513 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:

**GAMBLING AND LOTTERIES.
INITIATIVE CONSTITUTIONAL AMENDMENT.**

Circulating and Filing Schedule

- 1. Minimum number of signatures required 630,136
Cal. Const., Art. II, Sec. 8(b).
- 2. Official Summary Date Wednesday, 12/7/83
Elec. C., Sec. 3513.
- 3. Petition Sections:
 - a. First day Proponent can circulate Sections for signatures . . Wednesday, 12/7/83
Elec. C., Sec. 3513.
 - b. Last day Proponent can circulate and file with the county.
All Sections are to be filed at the same time within each
county. Monday, 5/7/84*+
Elec. C., Secs. 3513, 3520(a).
 - c. Last day for county to determine total number of signatures
affixed to petition and to transmit total to the Secretary of
State Monday, 5/14/84

(If the Proponent files the petition with the county on a date prior to 5/7/84, the county has five 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. 3520(b).

* Date adjusted for official deadline which falls on Saturday. Elec. C., Sec. 60.

+ PLEASE NOTE: To the Proponent who may wish to qualify for the 1984 General Election. The law allows up to approximately 58 days to county election officials for checking and reporting petition signatures and transmitting results. The law also requires that this process be completed 131 days before the election in which the people will vote on the initiative. It is possible that the county may not need precisely 58 days. But if you want to be sure that this initiative qualifies for the 1984 General Election, you should file this petition with the county before May 1, 1984.

GAMBLING AND LOTTERIES.

December 7, 1983

Page 2

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. Wednesday, 5/16/84**

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 Thursday, 5/31/84

(If the Secretary of State notifies the county to determine the number of qualified voters who signed the petition on a date other than 5/14/84, the last day is not later than the fifteenth day after county's receipt of notification.)
Elec. C., Sec. 3520(d), (e).

f. If the signature count is more than 693,149 or less than 567,123, then the Secretary of State certifies the petition has qualified or failed, and notifies the counties. If the signature count is between 567,123 and 693,149 inclusive, then the Secretary of State notifies the counties using the random sampling technique to determine the validity of all signatures Saturday, 6/2/84**

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 Monday, 7/2/84

(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 5/31/84, the last day is not later than the thirtieth day after county's receipt of notification.)
Elec. C., Sec. 3521(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. Wednesday, 7/4/84**

**Date varies based on receipt of county certification.

4. Campaign Statements:

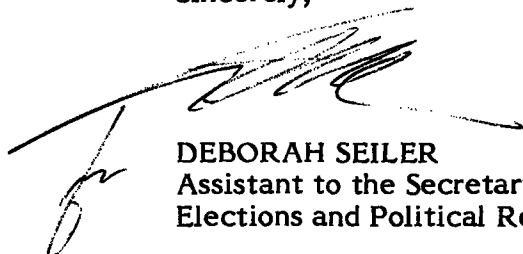
Last day for the Proponent to file a Campaign Statement of Receipts and Expenditures for period ending 6/4/84. Monday, 6/11/84

(If the Secretary of State finds that the measure has either qualified or failed to qualify on a date earlier than 5/7/84, the last date to file is the 35th calendar day after the deadline for filing petitions or the date of notification by the Secretary of State that the measure has either qualified or failed to qualify, whichever is earlier. The closing date for the campaign statement is seven days prior to the filing deadline.)
Gov. C., Secs. 84200(d), 84202(j).

5. The Proponent of the above named measure is:

Robert Wilson
11684 Ventura Boulevard, #322
Studio City, CA 91604

Sincerely,



DEBORAH SEILER
Assistant to the Secretary of State
Elections and Political Reform

NOTE TO PROPONENT: Your attention is directed to Elections Code Sections 41, 44, 3501, 3507, 3508, 3516, 3517, and 3519 for appropriate format and type considerations in printing, typing, and otherwise preparing your initiative petition for circulation and signatures. Your attention is further directed to the campaign disclosure requirements of the Political Reform Act of 1974, Government Code Section 81000 et seq.

JOHN K. VAN DE KAMP
Attorney General

0330

State of California
DEPARTMENT OF JUSTICE



1515 K STREET, SUITE 511
SACRAMENTO 95814
(916) 445-9555

December 7, 1983

Honorable March Fong Eu
Secretary of State
1230 J Street
Sacramento, California 95814

Dear Mrs. Eu:

Re: Initiative Title and Summary.
Our File No. SA83RF0024

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

DEC - 7 1983

MARCH FONG EU, Secretary of State
By *Barbara J. Lee*
Deputy

Pursuant to the provisions of section 3503 and 3513 of the Elections code, you are hereby notified that on this day we mailed to the proponent(s) of the above identified proposed initiative our title and summary.

Enclosed is a copy of our transmittal letter to the proponent(s), 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(s) and address(es) of the proponent(s) is as stated on the declaration of mailing.

Very truly yours,

JOHN K. VAN DE KAMP
Attorney General

Robert Burton
Robert Burton
Deputy Attorney General

Enclosure

(RF-10, 6/83)

Date: December 7, 1983
File No.: SA83RF0024

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

GAMBLING AND LOTTERIES. INITIATIVE CONSTITUTIONAL AMENDMENT. Adds new article to constitution requiring Legislature to regulate gambling and lotteries and to authorize all cities and counties to provide for lotteries solely for city and county use. Provides City of Adelanto in San Bernardino County and City of Clear Lake in Lake County local option to conduct various games of chance involving cards, dice, and other gambling devices within their boundaries. Establishes Public Gaming Control Commission to issue permits and exercise other powers pursuant to laws enacted by legislature. Provides funds received by State from this activity be appropriated for public education. Summary of estimate by Legislative Analyst and Director of Finance of fiscal impact on state and local governments: There would be an indeterminate increase in state costs for regulation of the proposed gaming and lotteries. Also, an indeterminate, but potentially substantial increase in state revenues resulting from the permit fees for gaming would result. All funds received by the state are committed to public education expenditures. Therefore, the administrative costs noted above would be borne by the General Fund. There would be an indeterminate increase in local costs for regulation of the proposed gaming and lotteries. These local costs would be reimbursed from indeterminate, but potentially significant increases in local revenues, resulting from local license fees and taxes authorized for gaming, plus the proceeds of local lotteries.

AN INITIATIVE PETITION PROPOSING AN
AMENDMENT TO THE CONSTITUTION OF THE
STATE OF CALIFORNIA ESTABLISHING A
PUBLIC GAMING CONTROL COMMISSION TO
AID PUBLIC EDUCATION AND REDUCE BUR-
DEN OF TAXATION.

INITIATIVE MEASURE

TO BE SUBMITTED DIRECTLY TO THE ELECTORS.

The full text of the proposed Amendment is as follows:

THE PEOPLE OF THE STATE OF CALIFORNIA DO ENACT AS FOLLOWS:

The Constitution of the State of California is hereby amended by adding thereto a new article and sub-section designated as Article IV, Section 19, sub-section (D), which shall immediately follow Article IV, Section 19, sub-section (C), and shall read as follows:

ARTICLE IV, SECTION 19, SUB-SECTION (D)
PUBLIC EDUCATION ACT

SECTION 1. The purpose of this article is to create a Public Education Fund to aid Public Education and to reduce the burden of Taxation, directly and indirectly, upon the property owners and upon the individual Taxpayers of the State of California. This measure will provide funds to build new schools, provide more teachers, curtail half-day school sessions, and stop proposed year-round double-day school sessions, educating our children today for the survival of tomorrow. Existing methods of taxation have proved inadequate to meet the increasing cost of State, County, and City Governments. The property tax cut (prop. 13) has seriously impaired the State Public Education Fund and the economy of the State. This article will provide a serious partnership between the Gaming industry and Public Education, thereby providing a new enterprise for the State and furnish thousands of new jobs in the building and construction trades and related businesses. It will keep Californian's money in California and stop being a year-round Santa Claus to the State of Nevada. Additionally the purpose of this article is to provide for Gaming as set forth in the Penal Code, Chapter 10, Section 330, as well authorize Cities and Counties to provide for lotteries only for local use by the local government authorizing a lottery. The proposed program is a pilot, experimental program for the State of California for a limited period of time --Thirty (30) years.

SECTION 2. This article shall be cited as the Public Education Act, and all references to same shall be Public Education Act.

SECTION 3. The Legislature shall provide for the regulation of Gaming as defined in the Penal Code, Chapter 10, Section 330 and for regulation of lotteries as well authorize all Cities and Counties to provide for lotteries only for local City and County use by their local government. After the Thirty (30) year period referred to in Section (1) of this article expires the Legislature shall have the power to extend the pilot experimental program to a time to be determined by it which any subsequent licenses and permits may be issued according to all rules, regulations and conditions which the Legislature may have then prescribed or to confirm said article for all Counties of this State.

SECTION 4. There will be a Public Gaming Control Commission of Five (5) members appointed by the Governor and approved by the State Senate, with majority of the Senate concurring. A member of the P.G.C. Commission shall be appointed for a Six-year term, except that Two (2) of the Five (5) members initially appointed shall be appointed for a Four-year (4) terms with all subsequent appointments being for Six-year (6) terms.

An appointment to fill a vacancy shall be made by the Governor for the unexpired portion of the term. The Legislature shall prescribe the compensation for members of the P.G.C. Commission. The Legislature shall delegate to the P.G.C. Commission such powers relating to Gaming and lotteries as the Legislature sees fit.

SECTION 5. The Legislature shall give the P.G.C. Commission all power necessary and proper to enable it to carry out fully and effectively the purpose of this law.

SECTION 6. All funds received from this article for the State of California shall be paid into the State General Fund to the credit of the Public Education Fund and shall be appropriated annually to the needs of Public Education based on an average daily school attendance basis in amounts and for the purpose best calculated in the judgment of the State Superintendent of Public Instruction to reduce public taxation for said educational purposes.

SECTION 7. This section relates to Gaming only as follows:

A. The Legislature shall pass all laws reasonably necessary to implement the conducting of Gaming as defined in the State Penal Code, Chapter 10, Section 330.

B. San Bernardino County and Lake County shall be the only counties for this pilot program. Only the cities and to the cities' boundaries shall be involved as stated in the following:

C. The geographical areas permitting Gaming are located in the County of San Bernardino known as the City of Adelanto, California, and the County of Lake known as the City of Clearlake, California.

D. Each city named shall adopt a City Ordinance with a full-time three (3) man commission appointed by its City Council for the purposes of licensing and investigating applicants for gaming licenses, supervision over Gaming, and establishing its licensing and tax fees.

E. The cities named in SECTION 7., Subsection C., shall have the exercise of local option to permit Gaming as set forth in this measure relating to City locations.

F. The public Gaming Control Commission of the State shall issue permits for Gaming at the request of the respective City Councils. It shall be unlawful for any person, persons, corporations, associations, or other legal entities to conduct Gaming in California without a city license and permit from the Public Gaming Control Commission of California.

G. The Public Gaming Control Commission shall issue as many Gaming permits as the City of Adelanto and the City of Clearlake request for Gaming. Thirty days after the issuance of a permit for Gaming, permittee shall pay to the Public Gaming Control Commission the sum of Twenty-Five Thousand Dollars (\$25,000) as a permit fee. Said fee shall be paid into the State General Fund. The permittee shall pay said permit fee annually thereafter.

SECTION 8. Definitions

1. "GAMING LICENSE" defined: any license issued by the City of Adelanto or the City of Clearlake, or any political subdivision thereof pursuant to this measure or sections which authorize the person named therein to engage in Gaming as defined in SECTION 7. in this measure.

2. "GAMING PERMITS" defined: any permits issued by the Public Gaming Control Commission which authorizes the person named therein to engage in Gaming as defined in SECTION 7. in this measure.

SECTION 9. All provisions of the Constitution of the State of California and the laws of the State of California in conflict with or inconsistent with the provisions hereof are hereby repealed. If any portion, section, or clause of this article shall be declared unconstitutional or invalid, such declaration or adjudication shall not affect the remainder of this article.

SECTION 10. The Legislature shall pass all laws necessary to effect operation of this measure. It shall take effect five (5) days after the date of the official declaration of the vote by the Secretary of State and become operative upon the first day of the first month after the date of the official declaration of the vote. The provisions of this article are self-executing.

JOHN K. VAN DE KAMP
Attorney General

State of California
DEPARTMENT OF JUSTICE



1515 K STREET, SUITE 511
SACRAMENTO 95814
(916) 445-9555

December 7, 1983

Robert Wilson
11684 Ventura Boulevard, #322
Studio City, California 91604

Re: Initiative Title and Summary.
Subject: Gambling and Lotteries
Our File No. SA83RF0024

Pursuant to your request, we have prepared the attached title and summary of the chief purposes and points of the above identified proposed initiative. A copy of our letter to the Secretary of State, as required by Elections Code sections 3503 and 3513, our declaration of mailing, and the text of your proposal that was considered is attached.

The Secretary of State will be sending you shortly a copy of the circulating and filing schedule for your proposal that will be issued by that office.

Please send us a copy of the petition after you have it printed. This copy is not for our review or approval, but to supplement our file in this matter.

Very truly yours,

JOHN K. VAN DE KAMP
Attorney General

Robert Burton
Deputy Attorney General

Attachment

(RF-9, 6/83)

DECLARATION OF MAILING

The undersigned Declarant, states as follows:

I am over the age of 18 years and not a proponent of the within matter; my place of employment and business address is 1515 K Street, Suite 511, Sacramento, California 95814.

On the date shown below, I mailed a copy or copies of the attached letter to the proponents, by placing a true copy thereof in an envelope addressed to the proponents named below at the addresses indicated, and by sealing and depositing said envelope or envelopes in the United States mail at Sacramento, California, with postage prepaid. There is delivery service by United States mail at each of the places so addressed, or there is regular communication by mail between the place of mailing and each of the places so addressed.

Date of Mailing: December 7, 1983
Subject: Gambling and Lotteries
Our File No.: SA83RF0024
Name of Proponent(s) and Address(es):

ROBERT WILSON
11684 Ventura Boulevard, #322
Studio City, California 91604

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

Executed at Sacramento, California on December 7, 1983.

Marsha L. Bierer
MARSHA L. BIERER
Declarant

ROBERT W. WILSON, Proponent
11684 Ventura Blvd. #322
Studio City, CA 91604

13 October 1983

Mr. John Van De Camp
Attorney General
State of California
555 Capitol Mall, suite 350
Sacramento, CA 95814

Dear Mr. Van De Camp:

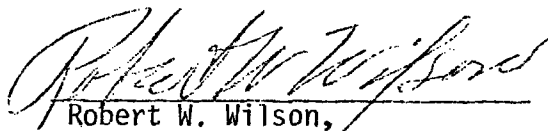
Re: Initiative Title and Summary
Subject: Public Education Act,
Lotteries and Gambling

I am Robert W. Wilson, the proponent of the enclosed Initiative proposing an Amendment to the California Constitution.

I request you to prepare a title and summary of said Initiative in accordance with provisions set forth in the Elections Code.

Enclosed is a \$200.00 Los Angeles Federal Savings Check No. 568862766 to cover the filing fee required by the Elections Code.

Very truly yours,


Robert W. Wilson,
Proponent