

4-24-1987

Families

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Measure 391

See #392 for
failed status.

10/6/87



Office of the Secretary of State
March Fong Eu

1230 J Street
Sacramento, California 95814

#391

Elections Division
(916) 445-0820
TDD: (800) 833-8683

April 24, 1987

TO ALL REGISTRARS OF VOTERS, OR COUNTY CLERKS, AND PROPONENTS (8725)

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:

FAMILIES.
INITIATIVE CONSTITUTIONAL AMENDMENT.

Circulating and Filing Schedule

- 1. Minimum number of signatures required..... 595,485
Cal. Const., Art. II, Sec. 8(b).
- 2. Official Summary Date..... Friday, 4/24/87
Elec. C., Sec. 3513.
- 3. Petition Sections:
 - a. First day Proponents can circulate Sections for
signatures..... Friday, 4/24/87
Elec. C., Sec. 3513.
 - b. Last day Proponents can circulate and file with the county.
All Sections are to be filed at the same time within each
county..... Monday, 9/21/87
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, 9/28/87

(If the Proponents files the petition with the county on a date prior to 9/21/87, 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).

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..... Monday, 10/5/87**

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..... Tuesday, 10/20/87

(If the Secretary of State notifies the county to determine the number of qualified voters who signed the petition on a date other than 9/28/87, the last day is not later than the fifteenth day after the county's receipt of notification.)
Elec. C., Sec. 3520(d), (e).

f. If the signature count is more than 655,033 or less than 535,937, then the Secretary of State certifies the petition has qualified or failed, and notifies the counties. If the signature count is between 535,937 and 655,033 inclusive, then the Secretary of State notifies the counties using the random sampling technique to determine the validity of all signatures..... Wednesday, 10/28/87

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..... Friday, 11/27/87

(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 10/20/87, 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..... Monday, 11/30/87

**Date varies based on receipt of county certification.

4. Campaign Statements:

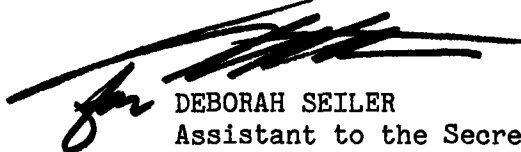
Last day to file a campaign statement of receipts
and expenditures for period ending 10/19/87 Monday, 10/26/87

(If the Secretary of State finds that the measure has
either qualified or failed to qualify on a date earlier
than 9/21/87, 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:

Stephen D. Konnoff
6673 Greenhaven Drive
Sacramento, California 95831

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 considera-
tions 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

State of California
DEPARTMENT OF JUSTICE



1515 K STREET, SUITE 511
P.O. BOX 944255
SACRAMENTO 94244-2550
(916) 445-9555

(916) 323-1995

0391

April 24, 1987

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

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

APR 24 1987

MARCH FONG EU, Secretary of State
By *[Signature]*
Deputy

Dear Mrs. Eu:

Initiative Title and Summary.
Subject: FAMILIES. CONSTITUTIONAL AMENDMENT
Our File No.: SA 87 RF 0003

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 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.

Very truly yours,

JOHN K. VAN DE KAMP
Attorney General

Floyd D. Shimomura

FLOYD D. SHIMOMURA
Deputy Attorney General

FDS:rrc

Enclosure

Date: April 24, 1987
File No: SA 87 RF 0003

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

FAMILIES. CONSTITUTIONAL AMENDMENT. Provides that families are to be free from arbitrary or negligent intrusion by government and that parents have the right to raise their children according to their own beliefs. Parental rights are equal and inalienable. Parents have the inalienable right to joint and equal legal and physical custody of their biological children. Parental rights cannot be terminated except by informed and voluntary waiver. Parental permission must be sought for medical service provided to a minor except in an emergency. No husband or wife, parent or child may be compelled to testify against one another. Summary of estimate by Legislative Analyst and Director of Finance of fiscal impact on state and local governments: Because of the ambiguities of this initiative and the uncertainty regarding the interpretation of its provisions, the net fiscal impact of this initiative cannot be determined.

AN INITIATIVE PETITION FOR AN AMENDMENT TO THE CONSTITUTION
OF THE STATE OF CALIFORNIA CONCERNING FAMILY INTEGRITY,
RIGHTS, SANCTITY, AND TOGETHERNESS.

3-16-37

0391

The Sovereign People of the State of California observe and declare, that whereas the family is the primary source and location of civilization, it is the duty of legitimate civil government to respect and defend the life, liberty, happiness, independence, wisdom, and privacy of the family.

Whereas the Sovereign People of the United States of America have retained unto themselves many rights and privileges, likewise families also specifically retain familial rights and privileges.

Wherefore, the Sovereign People of the State of California declare and reassert the following:

- (1) All families have the right to be free from the arbitrary or negligent intrusion of government or government agencies into family life. All laws to the contrary notwithstanding.
- (2) The right to nurture, educate, and care for their children according to the beliefs, values and conscience of the parents is an inalienable right and liberty of the family.
- (3) With regard to their biological minor children, the rights of the parents are equal and inalienable. These rights derive from biology and nature and precede, transcend and endure the establishment of civil society and government.
- (4) The parents shall be presumed to represent the best interests of their biological minor children in every legal proceeding unless proven to the contrary beyond a reasonable doubt.
- (5) Every law to the contrary notwithstanding, all parents have the inalienable right to joint and equal legal and physical custody of their biological minor children.
- (6) Except for emergencies, the permission of the parents must be sought for every medical service provided to a minor child.
- (7) The rights of parents to the care, custody, companionship, and control of their biological minor children cannot be terminated except by the informed and voluntary waiver of this right by the parents.
- (8) No husband or wife, parent or child may ever be compelled to give testimony or be a witness against one another.
- (9) The enumeration herein of certain rights shall not be construed to deny or disparage other rights retained by parents and families.

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JOHN K. VAN DE KAMP
Attorney General

State of California
DEPARTMENT OF JUSTICE



1515 K STREET, SUITE 511
P.O. BOX 944255
SACRAMENTO 94244-2550
(916) 445-9555

(916) 323-1995

April 24, 1987

Stephen D. Konhoff
6673 Greenhaven Drive
Sacramento, CA 95831

Initiative Title and Summary.
Subject: FAMILIES. CONSTITUTIONAL AMENDMENT
Our File No.: SA 87 RF 0003

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

Floyd D. Shimomura

FLOYD D. SHIMOMURA
Deputy Attorney General

FDS:rrc

Attachment



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 of 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: April 24, 1987

Subject: FAMILIES. CONSTITUTIONAL AMENDMENT.

Our File No.: SA 87 RF 0003

Name of Proponents and Addresses:

Stephen D. Konhoff
6673 Greenhaven Drive
Sacramento, CA 95831

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

Executed at Sacramento, California April 24, 1987.


ROSEMARY R. CALDERON
Declarant

STEPHEN D. KONNOFF
6673 Greenhaven Drive
Sacramento, CA 95831

March 12, 1987


Attorney General John Van de Kamp
1515 K Street, Suite 511
Sacramento, CA 95814

Dear Sir:

Pursuant to California Constitutional Article II, Section 10(d), this letter is a formal written request for a title and summary of the enclosed initiative petition for an amendment to the Constitution of the State of California. Please note that the enclosed text of this proposed initiative petition is the final version of the text, and that it is accompanied by the required two hundred dollar (\$200.00) fee (Calif. Gov. Code Sections 3502, 3503).

Upon completion of your official summary, please send it to the proponent at the address included above.

Thank you,


Stephen D. Konhoff

Barbara Lee

NEWS RELEASE

from: Secretary of State March Fong Eu
1230 J Street, Sacramento, CA 95814
(916) 445-6375

For Immediate Release
April 24, 1987

Contact: Caren Daniels-Meade or
Melissa Warren

SECRETARY OF STATE EU ANNOUNCES NEW INITIATIVE ENTERS CIRCULATION

SACRAMENTO — Secretary of State March Fong Eu announced today (Apr. 24) that she has given the proponent of an initiative regarding families the green light to begin gathering signatures.

Stephen D. Konhoff of Sacramento (no telephone number available) is leading the effort to place "Families", an initiative constitutional amendment, before the voters. The measure provides that families have the right to be free from "arbitrary or negligent intrusion of government" into their lives; that parental rights are equal and inalienable, including the right of parents to raise their children according to their own beliefs and to joint and equal legal and physical custody. These rights could not be terminated except by "informed and voluntary waiver" by the parents. The measure further provides that, except in an emergency, parental permission must be sought for medical service provided to a minor. No husband, wife, parent or child could be compelled to testify against one another.

As a constitutional amendment, "Families" must be signed by 595,485 registered voters in order to be placed on the June 1988 primary election ballot. All signatures must be submitted to county elections officials by Sept. 21, the 150-day deadline.

A copy of the initiative, its circulation calendar and title and summary is attached.

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