

7-26-1993

# Propositions. Year Round Telephone Voting. Proxy Voting. Initiative Constitutional Amendment.

Follow this and additional works at: [http://repository.uchastings.edu/ca\\_ballot\\_inits](http://repository.uchastings.edu/ca_ballot_inits)

---

## Recommended Citation

Propositions. Year Round Telephone Voting. Proxy Voting. Initiative Constitutional Amendment. California Initiative 598 (1993).  
[http://repository.uchastings.edu/ca\\_ballot\\_inits/780](http://repository.uchastings.edu/ca_ballot_inits/780)

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](mailto:marcusc@uchastings.edu).



Office of the Secretary of State  
March Fong Eu

1230 J Street  
Sacramento, California 95814

ELECTIONS DIVISION  
(916) 445-0820

For Hearing and Speech Impaired  
Only:  
(800) 833-8683

January 3, 1994

TO: ALL COUNTY CLERKS/REGISTRARS OF VOTERS AND  
PROPONENT (94006)

FROM: Cathy Mitchell  
CATHY MITCHELL  
INITIATIVE COORDINATOR

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 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: PROPOSITIONS. YEAR ROUND TELEPHONE  
VOTING. PROXY VOTING.  
INITIATIVE CONSTITUTIONAL AMENDMENT.

SUMMARY DATE: July 26, 1993

PROPONENT: Matt Dillon

CM/dab







Office of the Secretary of State  
March Fong Eu

1230 J Street  
Sacramento, California 95814

ELECTIONS DIVISION  
(916) 445-0820

For Hearing and Speech Impaired  
Only:  
(800) 833-8683

#598

July 26, 1993

TO ALL REGISTRARS OF VOTERS, OR COUNTY CLERKS, AND PROPONENT (93067)

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:

PROPOSITIONS. YEAR ROUND TELEPHONE VOTING. PROXY VOTING.  
INITIATIVE CONSTITUTIONAL AMENDMENT.

Circulating and Filing Schedule

- 1. Minimum number of signatures required ..... 615,958  
Cal. Const., Art. II, Sec. 8(b).
- 2. Official Summary Date ..... Monday, 07/26/93  
Elec. C., Sec. 3513.
- 3. Petition Sections:
  - a. First day Proponent can circulate Sections for  
signatures ..... Monday, 07/26/93  
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 ..... Wednesday, 12/22/93  
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, 01/03/94

(If the Proponent files the petition with the county on a date prior to 12/22/93, 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. 3520(b).



PROPOSITIONS. YEAR ROUND TELEPHONE VOTING. PROXY VOTING.  
INITIATIVE CONSTITUTIONAL AMENDMENT.

July 26, 1993  
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, 01/12/94\*\*
  
- 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 . . . . . Friday, 02/25/94  
  
(If the Secretary of State notifies the county to determine the number of qualified voters who signed the petition on a date other than 01/12/94, the last day is no later than the thirtieth day after the county's receipt of notification.)  
Elec. C., Sec. 3520(d), (e).
  
- f. If the signature count is more than 677,554 or less than 585,161 then the Secretary of State certifies the petition has qualified or failed, and notifies the counties. If the signature count is between 585,161 and 677,554 inclusive, then the Secretary of State notifies the counties using the random sampling technique to determine the validity of all signatures . . . Monday, 03/07/94\*\*
  
- 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, 04/18/94  
  
(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 03/07/94, the last day is no later than the thirtieth working 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 . . . . . Friday, 04/22/94

\*\* Date varies based on receipt of county certification.

PROPOSITIONS. YEAR ROUND TELEPHONE VOTING. PROXY VOTING.  
INITIATIVE CONSTITUTIONAL AMENDMENT.

July 26, 1993

Page 3

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

Matt Dillon  
1790 Dorado Ridge Trail  
El Dorado Hills, CA 95762

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 29770; *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 41, 41.5, 44, 3501, 3507, 3508, 3517, and 3519 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.

Sincerely,



CATHY MITCHELL  
INITIATIVE COORDINATOR

Attachment: POLITICAL REFORM ACT OF 1974 REQUIREMENTS

DANIEL E. LUNGREN  
Attorney General

State of California  
DEPARTMENT OF JUSTICE



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

(916) 324-5490

July 26, 1993

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

JUL 26 1993

MARCH FONG EU, Secretary of State  
By CB Mitchell  
Deputy

Re: Initiative Title and Summary  
Subject: PROPOSITIONS. YEAR ROUND TELEPHONE VOTING. PROXY VOTING.  
INITIATIVE CONSTITUTIONAL AMENDMENT.  
File No: SA 93 RF 0012

Dear Mrs. Eu:

Pursuant to the provisions of sections 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.

Sincerely,

DANIEL E. LUNGREN  
Attorney General

A handwritten signature in cursive script, appearing to read "Kathleen F. DaRosa".

KATHLEEN F. DaROSA  
Initiative Coordinator

KFD:ms  
Enclosures

Date: July 26, 1993  
File No: SA93RF0012

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

PROPOSITIONS. YEAR ROUND TELEPHONE VOTING. PROXY VOTING.

INITIATIVE CONSTITUTIONAL AMENDMENT. Establishes continuous 24-hour-a-day, 365-day-a-year telephone voting system for "propositions" submitted to the people. Requires each voter to be assigned personal multiple digit voter access code. Requires "propositions," whether proposed by elected or appointed public officials or boards of such officials or by petitions of one percent of the voters registered in the jurisdiction affected, to be presented in entirety to the voters in the appropriate jurisdiction.

Provides for 60-day voting period on each proposition. Permits voter to give proxy to another person on propositions. Nullifies conflicting provisions of California law.

Summary of estimate by Legislative Analyst and Director of Finance of fiscal impact on state and local governments: Would result in additional costs to state and local governments, including one-time costs to establish computer voting system, and ongoing costs to conduct continuous elections. Would also likely lead to substantial increase in number of measures placed before the voters. Magnitude of additional costs is unknown, but would probably be hundreds of millions of dollars.



RECEIVED

JUN 1 1993

INITIATIVE COORDINATOR  
ATTORNEY GENERAL'S OFFICE

SA 93 RF 0012

To the Attorney General of Calif -

I am requesting Title and  
Summary for the attached proposition  
initiative

Thank You

Mat Dillon

1790 Dorado Ridge Tr.

El Dorado Hills Ca ~~925~~

916-933-6412 95762

Proposed

June 1 1993

PROPOSITION FOR CONSTITUTIONAL AMENDMENT TO  
THE CONSTITUTION OF THE STATE OF CALIFORNIA

THE INALIENABLE, SOVEREIGN RIGHT OF EACH DULY REGISTERED VOTER TO VOTE ON EACH PROPOSITION BY DULY ELECTED OR APPOINTED OFFICIALS, OR BODIES OR BOARDS OF SUCH OFFICIALS, OR ON PROPERLY QUALIFIED PROPOSITIONS INITIATED BY REGISTERED VOTERS OF A JURISDICTION, IS HEREBY ESTABLISHED.

IN ORDER TO ESTABLISH A GOVERNMENT BY AND FOR THE PEOPLE OF THE GREAT STATE OF CALIFORNIA, WHICH LEGITIMATELY REPRESENTS THE WILL OF A SIMPLE MAJORITY OF THE REGISTERED VOTERS CASTING THEIR VOTES ON ANY PROPOSITION, A CONTINUOUS, 24-HOUR-A-DAY, 365-DAY-A-YEAR, COMPUTER VOTING SYSTEM IS HEREBY ESTABLISHED.

EACH VOTER TO BE ASSIGNED THEIR OWN PERSONAL MULTIPLE DIGIT VOTER ACCESS CODE. ACCESS TO VOTING COMPUTER TO BE BY ANY TELEPHONE SET.

ALL FUTURE PROPOSITIONS HAVING THE EFFECT OF LAW, WHETHER PROPOSED BY DULY ELECTED OR APPOINTED OFFICIALS, OR BODIES OR BOARDS OF SUCH OFFICIALS, OR BY INITIATIVE BY PETITION OF 1% OF THE VOTERS REGISTERED IN THE JURISDICTION AFFECTED BY THE PROPOSITION, ARE TO BE PRESENTED IN THEIR ENTIRETY TO THE VOTERS IN THE APPROPRIATE JURISDICTION.

SUCH NOTICE TO BE IN THE FORM OF A COMPOSITE PUBLICATION OF ALL SUCH PROPOSITIONS IN THAT JURISDICTION TO BE DISTRIBUTED TO EACH REGISTERED VOTER IN THAT JURISDICTION.

SUCH PUBLICATION TO BE DISTRIBUTED MONTHLY OR WHEN APPROPRIATE.

A 60 DAY VOTING PERIOD IS ALLOWED ON EACH PROPOSITION.

EACH PROPOSITION SHALL BE DECIDED BY A SIMPLE MAJORITY OF VOTES CAST.

EACH PROPOSITION TO OFFER THREE CHOICES:

1. YES..... FOR APPROVAL
2. NO.....FOR REJECTION
3. NOT UNDERSTOOD.....FOR PROPOSITIONS WHOSE MEANING IS NOT CLEAR TO OR UNDERSTOOD BY THAT PARTICULAR VOTER. SUCH VOTE OF NOT UNDERSTOOD IS TO BE COUNTED AS A NO VOTE FOR REJECTION, BUT ALSO PUBLISHED AS NOT UNDERSTOOD ON PUBLIC RECORD.

AT THE END OF VOTING PERIOD RESULTS ARE TO BE MADE PUBLIC.

ALL PROPOSITIONS AND POLICIES, INCLUDING REVENUE PROPOSITIONS, BY ANY EXISTING OR FUTURE PUBLIC UTILITY, OR BY ANY EXISTING OR FUTURE SPECIAL DISTRICT ESTABLISHED BY THE VOTERS, SHALL BE SUBMITTED TO THE VOTERS FOR APPROVAL OR REJECTION AS HEREIN PROVIDED.

TO INSURE SMOOTH, ORDERLY IMPLEMENTATION OF THIS AMENDMENT, ALL CONFLICTING SECTIONS OF CALIFORNIA LAW WHICH WOULD ABRIDGE THE SOVEREIGN RIGHT OF EACH VOTER TO VOTE ON EACH PROPOSITION WITHIN THEIR JURISDICTION, ARE HEREBY DECLARED NULL AND VOID. THE INALIENABLE RIGHT OF EACH DULY REGISTERED VOTER TO VOTE EACH PROPOSITION WITHIN THEIR JURISDICTION IS TO BE HELD SOVEREIGN AND MAY BE GIVEN UP ONLY BY SIGNED PROXY DESIGNATING THE PERSON TO EXERCISE THIS RIGHT IN THEIR BEHALF. SUCH PROXY TO BE REVOCABLE AT ANY TIME AT THE SOLE DISCRETION OF THAT REGISTERED VOTER.

IF ANY PROVISION OF THIS AMENDMENT OR ANY APPLICATION OF SUCH PROVISION TO ANY PERSON OR CIRCUMSTANCE SHALL BE ADJUDGED, DECLARED, OR HELD INVALID, THE REMAINING PROVISIONS AND APPLICATIONS SHALL NOT BE AFFECTED THEREBY, AND ARE THEREFORE SEVERABLE.

