

11-7-1996

Education. Prohibition Against Compulsory Education.

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BILL JONES
Secretary of State
State of California

ELECTIONS DIVISION
 (916) 657-2166
 1500 - 11th STREET
 SACRAMENTO, CA 95814
 Voter Registration Hotline
 1-800-345-VOTE
 For Hearing and Speech Impaired
 Only
 1-800-833-8683
 e-mail: comments@ss.ca.gov

#733

RECEIVED

November 7, 1996

NOV 12 1996

TO ALL REGISTRARS OF VOTERS, OR COUNTY CLERKS, AND PROPONENT (96328) LIBRARY STINGS COLLEGE OF THE LAW

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:

EDUCATION. PROHIBITION AGAINST
 COMPULSORY EDUCATION.
 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 Thursday, 11/07/96
 Elec. C., Sec. 336.
3. Petition Sections:
 - a. First day Proponent can circulate Sections for
 signatures Thursday, 11/07/96
 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. Monday, 04/07/97*
 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 Thursday, 04/17/97
 Elec. C., Sec. 9030(b).

(If the Proponent files the petition with the county on a date prior to 04/07/97, 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 adjusted for official deadline which falls on Sunday. Elec. C., Sec. 15.

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EDUCATION. PROHIBITION AGAINST
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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 Saturday, 04/26/97**
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, 06/09/97
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 04/26/97, the last day is no later than the thirtieth working 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, 06/19/97**
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 Friday, 08/01/97
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 06/19/97, 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 certified whether the petition has been signed by the number of qualified voters required to declare the petition sufficient Tuesday, 08/05/97**
Elec. C., Secs. 9031(d), 9033.

** Date varies based on receipt of county certification.



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

Robert K. Stevenson
525 Princeton Circle West
Fullerton, CA 92831

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 sections 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.

Sincerely,



CATHY MITCHELL
ELECTIONS SPECIALIST

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DANIEL E. LUNGREN
Attorney General

State of California
DEPARTMENT OF JUSTICE



1300 I STREET, SUITE 125
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SACRAMENTO, CA 94244-2550
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(916) 324-5490

November 7, 1996

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

NOV 7 1996

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

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

Re: Initiative Title and Summary
Subject: EDUCATION. PROHIBITION AGAINST COMPULSORY EDUCATION.
INITIATIVE CONSTITUTIONAL AMENDMENT.
File No: SA 96 RF 0013

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.

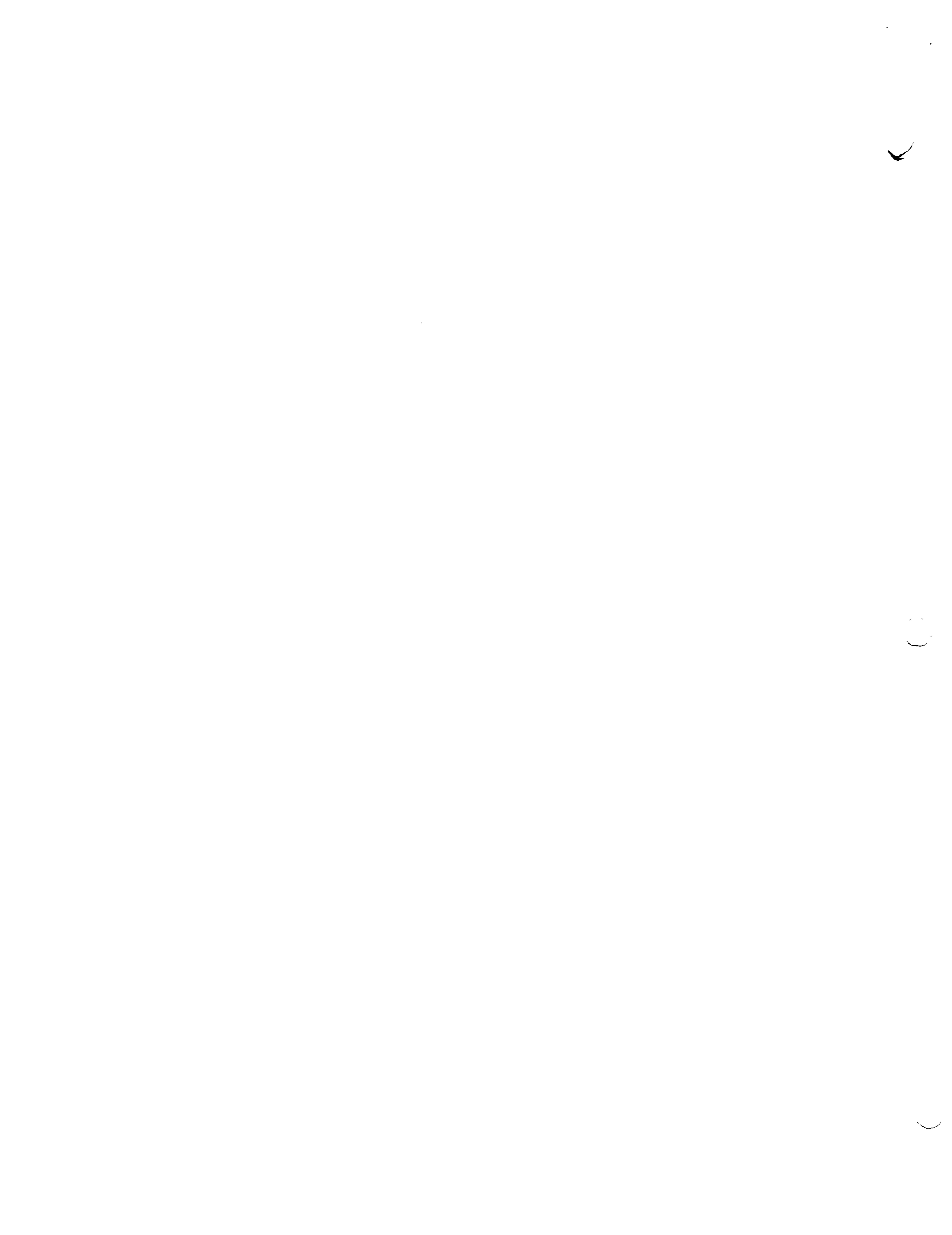
Sincerely,

DANIEL E. LUNGREN
Attorney General

A handwritten signature in cursive script, appearing to read "Linda A. Cabatic".

LINDA A. CABATIC
Supervising Attorney General

LAC:ms
Enclosures



Date: November 7, 1996
File No.: SA96RF0013

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

EDUCATION. PROHIBITION AGAINST COMPULSORY EDUCATION. INITIATIVE
CONSTITUTIONAL AMENDMENT. Provides that education shall be voluntary for each
person and that no person is subject to compulsory education. Summary of estimate by
Legislative Analyst and Director of Finance of fiscal impact on state and local governments:
Potential state savings of hundreds of millions of dollars per year due to a reduction in public
school attendance which could be offset in part by reduced tax revenues (from lower future
earnings) and increased public sector costs (such as increased welfare dependency).



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SA96RF0013

INITIATIVE COORDINATOR
OFFICE OF THE ATTORNEY GENERAL

Robert K. Stevenson
525 Princeton Circle West
Fullerton, CA 92831

Mr. Daniel E. Lungren
Attorney General -- State of California
1300 I Street, Suite 1740
Sacramento, CA 95814

September 6, 1996

Dear Mr. Lungren,

In accordance with Sections 3502 and 3503 of the California Election Code, enclosed is a check for \$200 made out to "State of California" for you to prepare a title and summary for the following proposed amendment to the Constitution of California:

"Education shall be voluntary for each person.
No person is subject to compulsory education."

This amendment likely should become Article 9, Section 16 of the California Constitution; currently Article 9 concludes with Section 15.

Originally it was thought the assistance of Mr. Gregory, the Legislative Counsel, would be helpful in devising the proper wording for the amendment. This proved unnecessary. Before this became apparent, numerous signatures of registered electors were collected, some of which are included, on a form supplied by Mr. Gregory. The title on the form was "Voluntary Education Act." A "Voluntary Education Amendment" title or "Voluntary Education Initiative" title may be more appropriate; either is acceptable.

Thank you for your assistance.

Sincerely,

Robert K. Stevenson

Robert K. Stevenson

