

10-9-1997

## Limiting Terms Of Elective Office.

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**BILL JONES**  
*Secretary of State*  
*State of California*

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**MAR 23 1998**


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March 19, 1998

**#756**

TO: ALL COUNTY CLERKS/REGISTRARS OF VOTERS AND  
PROPONENT (98116)

FROM:

  
DEIRDRE AVENT  
Elections Analyst

Pursuant to Elections Code section 9030(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: LIMITING TERMS OF ELECTIVE OFFICE.

SUMMARY DATE: October 9, 1997

PROPONENT: Walter J. Deal

(

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**DIVISIONS:**

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*Secretary of State*  
*State of California*

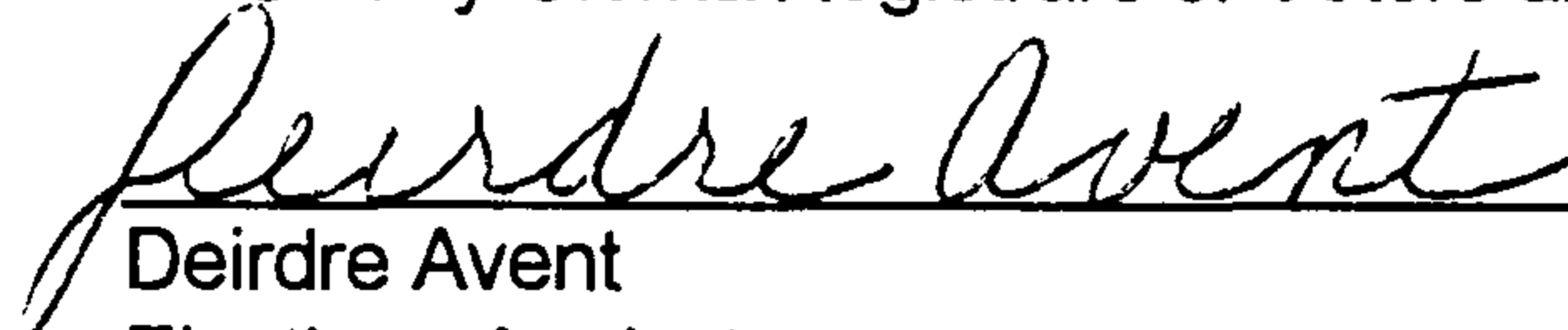
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e-mail: comments@ss.ca.gov

**#756**

**DATE:** October 9, 1997

**TO:** All County Clerks/Registrars of Voters and Proponents (97157)

**FROM:**

  
Deirdre Avent  
Elections Analyst

RECEIVED  
OCT 1 1997

**SUBJECT:** Limiting Terms of Elective Office. Initiative Constitutional Amendment.

The Attorney General's office has provided a second revised title and summary for the above titled initiative. There was a typographical error in the original summary that was issued on September 30, 1997. We issued a corrected title and summary on October 7, 1997. The Attorney General then provided us with the most recent revision today. Enclosed is the new title and summary along with the new calendar and the text. This supersedes the previously issued summary and calendar. Please note that the same Secretary of State number has been assigned to this initiative. Please feel free to contact me if you have any questions.



**DIVISIONS:**

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e-mail: [comments@ss.ca.gov](mailto:comments@ss.ca.gov)

October 9, 1997

TO: ALL REGISTRARS OF VOTERS, OR COUNTY CLERKS, AND PROPONENTS (97157)

FROM:

  
DEIRDRE AVENT  
ELECTIONS ANALYST

SUBJECT: **INITIATIVE #756 (Revised)**

Pursuant to Elections Code section 336, we transmit herewith a copy of the Title and Summary prepared by the Attorney General on a proposed initiative measure entitled:

**LIMITING TERMS OF ELECTIVE OFFICE.  
INITIATIVE CONSTITUTIONAL AMENDMENT.**

The proponent of the above-named measure is:

Walter J. Deal  
2270 Kentwood Drive  
Riverside, CA 92507



#756  
LIMITING TERMS OF ELECTIVE OFFICE.  
INITIATIVE CONSTITUTIONAL AMENDMENT.

**CIRCULATING AND FILING SCHEDULE**

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1. Minimum number of signatures required: ..... 693,230  
California Constitution, Article II, Section 8(b)
  
2. Official Summary Date:.....Thursday, 10/09/97  
Elections Code section (EC§) 336
  
3. Petitions Sections:
  - a. First day Proponent can circulate Sections for  
signatures (EC §336).....Thursday, 10/09/97
  
  - b. Last day Proponent can circulate and file  
with the county. All sections are to be filed at the  
same time within each county (EC §336, 9030(a)) ..... Monday,03/09/98\*
  
  - c. Last day for county to determine total number of  
signatures affixed to petitions and to transmit total  
to the Secretary of State (EC §9030(b)).....Thursday, 03/19/98
  

(If the Proponent files the petition with the county on a date prior to 03/09/98,  
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) (EC §9030(b)).
  
- d. Secretary of State determines whether the total number  
of signatures filed with all county clerks/registrars of  
voters meets the minimum number of required signatures,  
and notifies the counties (EC §9030(c)).....Saturday, 03/28/98\*\*
  
- 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  
(EC §9030(d)(e)).....Monday, 05/11/98

\* Date adjusted for official deadline which falls on Sunday. Elec. C., Sec. 15.  
\*\*Date varies based on receipt of county certification.



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**INITIATIVE #756**

**Circulating and Filing Schedule continued:**

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(If the Secretary of State notifies the county to determine the number of qualified voters who signed the petition on a date other than 03/28/98, the last day is no later than the thirtieth day after the county's receipt of notification). (EC §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 as 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 (EC §9030(f)(g); 9031(a))..... Thursday, 05/21/98\*\*
- 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. (EC §9031(b)(c)). ..... Friday, 07/03/98

(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 05/21/98, the last day is no later than the thirtieth working day after the county's receipt of notification) (EC §9031(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 (EC §9031(d); 9033) ..... Tuesday, 07/07/98\*\*

**NOTE TO PROPONENTS WHO WISH TO QUALIFY FOR THE JUNE 2, 1998 PRIMARY ELECTION:** This initiative must be certified for the ballot 131 days before the election (January 22, 1998). Please remember to time your submissions accordingly. For example, in order to allow the maximum time permitted by law for the random sample verification process, it is suggested that proponents file their petitions to county elections officials by November 13, 1997. If a 100% check of signatures is necessary, it is advised that the petitions be filed by September 18, 1997.

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

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## IMPORTANT POINTS

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- 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 fundraising or requests for support. Any such misuses constitutes a crime under California law. Elections Code section 18650; *Bilofsky v. Deukmejian* (1981) 123 Cal. App. 3d 825, 177 Cal. Rptr. 621; 63 Ops. Cal. Atty. Gen. 37 (1980).
- 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 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.
- Your attention is directed to the campaign disclosure requirements of the **Political Reform Act of 1974**, Government Code section 81000 et seq. A brief summary is attached for your reference.
- 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.
- 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.
- When filing the petition with the county elections official, please provide a blank petition for elections official use.

Enclosures

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DANIEL E. LUNGREN  
Attorney General

State of California  
DEPARTMENT OF JUSTICE



1300 I STREET, SUITE 125  
P.O. BOX 944255  
SACRAMENTO, CA 94244-2550  
(916) 445-9555  
Facsimile: (916) 323-2137  
(916) 324-5490

October 9, 1997

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

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

OCT 09 1997

BILL JONES, Secretary of State

By   
Deputy Secretary of State

Re: Initiative Title and Summary  
Subject: LIMITING TERMS OF ELECTIVE OFFICE.  
INITIATIVE CONSTITUTIONAL AMENDMENT.  
File No: SA 97 RF 0023 [2nd Revision]

Dear Mr. Jones:

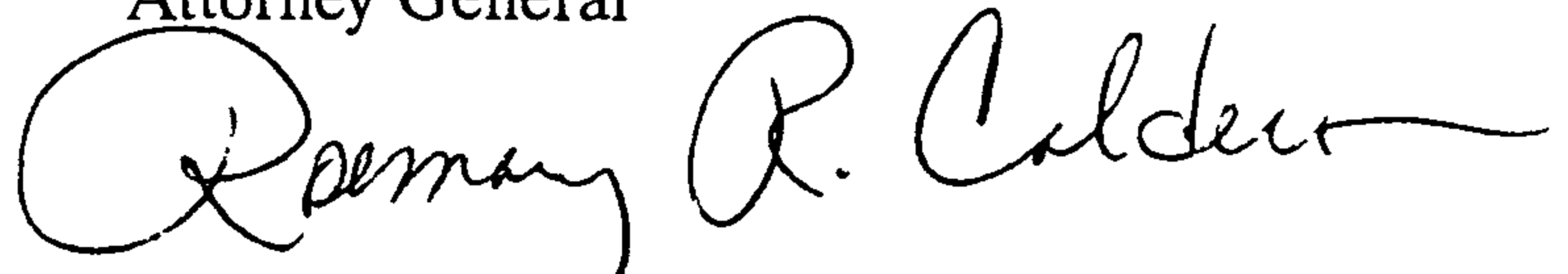
Pursuant to the provisions of sections 9004 and 336 of the Elections Code, you are hereby notified that on this day we mailed to the proponent of the above-identified proposed initiative our revised title and summary.

Enclosed is a copy of our transmittal letter to the proponent, a copy of our revised 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



ROSEMARY R. CALDERON  
Initiative Coordinator

RRC/fec  
Enclosures

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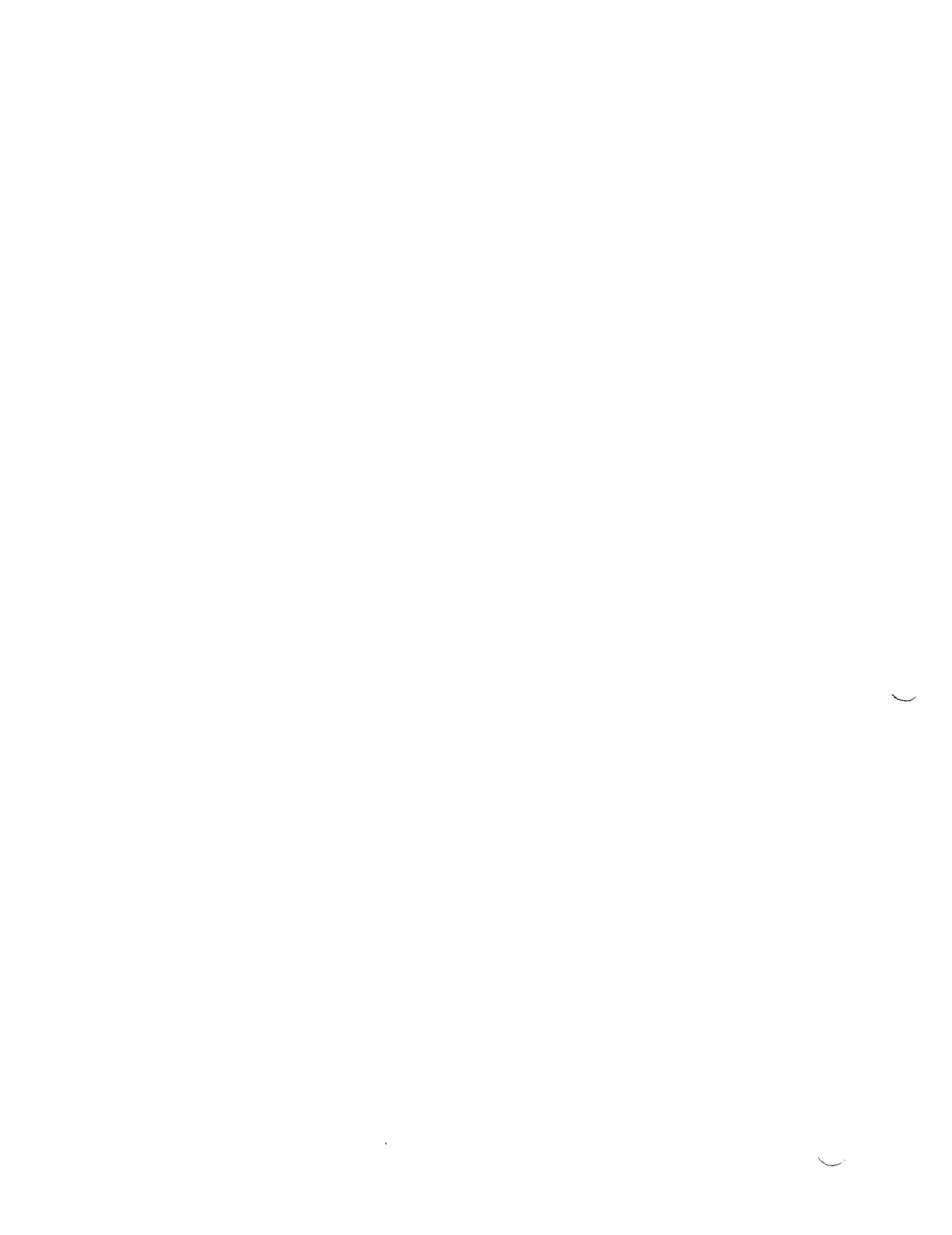
)

Date: October 9, 1997  
File No.: SA 97 RF 0023 [2nd Revision]

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

**LIMITING TERMS OF ELECTIVE OFFICE. INITIATIVE CONSTITUTIONAL AMENDMENT.** Precludes from appearing on ballot names of candidates for any elective office in California which that candidate has held, or but for resignation would have held, during seven of the preceding nine years. Permits such candidates to run as write-in candidates. Exempts judicial, federal, and elective offices already subject to term limits by the California Constitution. Applies only to candidates whose terms commence on or after January 1, 2000. Summary of estimate by Legislative Analyst and Director of Finance of fiscal impact on state and local governments: This measure would cause the Secretary of State to incur probably minor costs to track the length of terms for all elected officials to enforce the term limit requirements. To the extent that more voters use "write-in" voting for candidates affected by the measure, the measure could result in unknown, but potentially significant, election-related costs to local governments.





SA 97 RF 0023

2270 Kentwood Drive  
Riverside, CA 92507  
WJDSLD@worldnet.att.net

July 30, 1997

Dan Lungren  
Attorney General  
State of California  
1300 I Street  
Sacramento, CA 95814

Dear Attorney General Lungren:

Enclosed are the following:

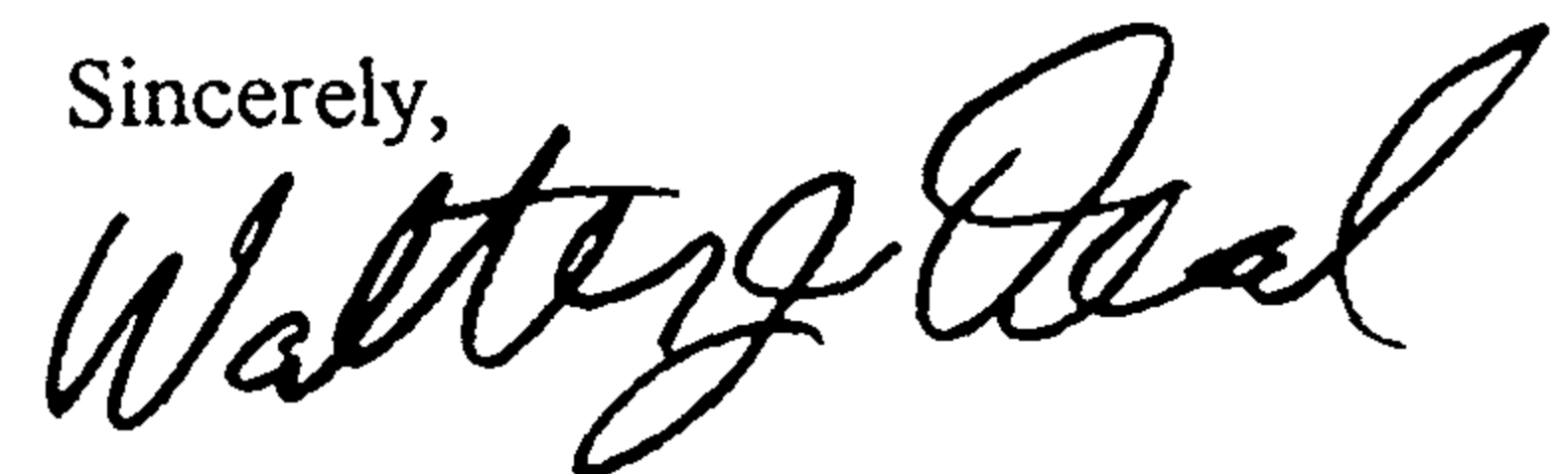
1. The text of a proposed amendment to the California Constitution, with the working title "The California Term Limitations Act of 1998" (we understand that the final title will be assigned by your office).
2. A bank draft for \$200, made payable to "State of California."

The purpose of this letter is to request that your office provide a Title and Summary, so that petitions supporting this proposed amendment can be circulated.

As the proponent of this initiative, as I believe is required by §3502 I state under penalty of perjury that no appropriation for a particular project contained within the text of the proposed measure was included in exchange for a campaign contribution or a pledge for a campaign contribution for purposes of qualifying the proposed measure for the ballot.

This measure has been prepared on the basis of the best information available, and with the technical assistance of the Office of the Legislative Analyst. However, please contact me if anything essential appears to have been omitted from this request, or if your office believes that technical changes are required in the format of the text of the proposed amendment.

Sincerely,



Walter J. Deal

RECEIVED  
AUG - 8 1997

INITIATIVE COORDINATOR  
ATTORNEY GENERAL'S OFFICE



## THE CALIFORNIA TERM LIMITATIONS ACT OF 1998

SECTION 1. This act shall be known and may be cited as "The California Term Limitations Act of 1998."

SECTION 2. The People of the State of California hereby find and declare as follows:

- (a) Officeholders who remain in office for extended periods of time become preoccupied with their own reelections and for that reason devote more effort to campaigning for their offices than to making decisions for the benefit of the People they represent.
- (b) Officeholders have become too closely aligned with the special interest groups who provide contributions and support for their reelection campaigns, give them special favors, and lobby them for decisions to the benefit of their special interests, all of which create corruption or the appearance of corruption.
- (c) Officeholders who remain in office for extended periods of time do not make efficient and effective use of the funding and resources whose distribution they control and which are provided by the People.
- (d) Entrenched incumbency has discouraged qualified citizens from seeking office and has resulted in a decline in robust debate on issues of importance to the People.
- (e) The People have a compelling interest in preventing corruption and the appearance of corruption by limiting the length of time which any elected official in the State of California may serve in any one office.
- (f) The People have a compelling interest in preserving the integrity of the ballot by promoting competitive elections and limiting the influence of special interests upon entrenched elected public officials.
- (g) The People have a compelling interest in promoting efficient and effective use of funding and resources provided by the People by limiting the length of time officeholders can control the distribution of such funding and resources.
- (h) The People have a compelling interest in ensuring that more of the people of this state have an equal opportunity to stand for and hold elective office.
- (i) The People must institute term limits for elected officials in the State of California, because governments and agencies under the control of these officials generally are unable or unwilling to enact such reforms.



SECTION 3. The People of the State of California declare their purpose and intent in enacting this legislation to be as follows:

- (a) To promote, protect, and defend the compelling interest of the People in preventing corruption and the appearance of corruption among the elected officials of this state by limiting the length of time an elected official may serve in any one office.
- (b) To promote, protect, and defend the compelling interest of the People in preserving the integrity of the ballot by ensuring, to the greatest extent possible, competitive elections without the corrupting influences of special interests on entrenched incumbents.
- (c) To promote, protect, and defend the right of the citizens of this state to stand for and hold elective office by curtailing the effects of entrenched incumbency and freely permitting write-in candidacies.
- (d) To promote the compelling interest of the People in ensuring the efficient and effective use of funding and resources provided by the People by limiting the length of time officeholders can control the distribution of such funding and resources.

SECTION 4. Section 8 is added to Article XX of the California Constitution, to read:

*SECTION 8. (a) Notwithstanding any other provision of law, neither the Secretary of State, nor any other elections official, shall accept or verify the signatures on any nomination paper for any person, nor shall he or she certify or place on the list of certified candidates, nor print or cause to be printed on any ballot, ballot pamphlet, sample ballot, or ballot label, the name of any person as a candidate for any elective office which has been held, or but for resignation would have been held, by that person during 7 of the preceding 9 years.*

*(b) This section shall not apply to justices or judges, to candidates for federal offices, or to elective offices for which a limitation on the terms of office that may be served is otherwise established in this Constitution.*

*(c) Nothing in this section shall be construed as preventing or prohibiting any qualified voter from voting for any person by writing the name of that person on the ballot, or from having such a ballot counted and tabulated, nor shall any provision of this section be construed as preventing any person from seeking, or campaigning for, or being elected to, any elective office by means of a write-in campaign.*

SECTION 5. SECTION 4 of this act shall be applicable to candidates whose terms of office begin on or after January 1, 2000.

SECTION 6. The provisions of this act are severable. If any provision of this act or its application to any person or circumstance is held to be invalid, the invalidity shall not affect the other provisions of this act or applications which can be given effect without the invalid provision or application.

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Page 3 of 3

Notes to the text of "The California Term Limitations Act of 1998"  
(these notes are not part of the proposed Initiative or Amendment)

1. The title "The California Term Limitations Act of 1998" is only a working title. The final title will be assigned by the Attorney General.
2. The section number added to the Constitution (Article XX, Section 8) is tentative.





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*State of California*

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#756

OCT 13 1997

**DATE:** October 7, 1997

**TO:** All County Clerks/Registrars of Voters and Proponents (97154)

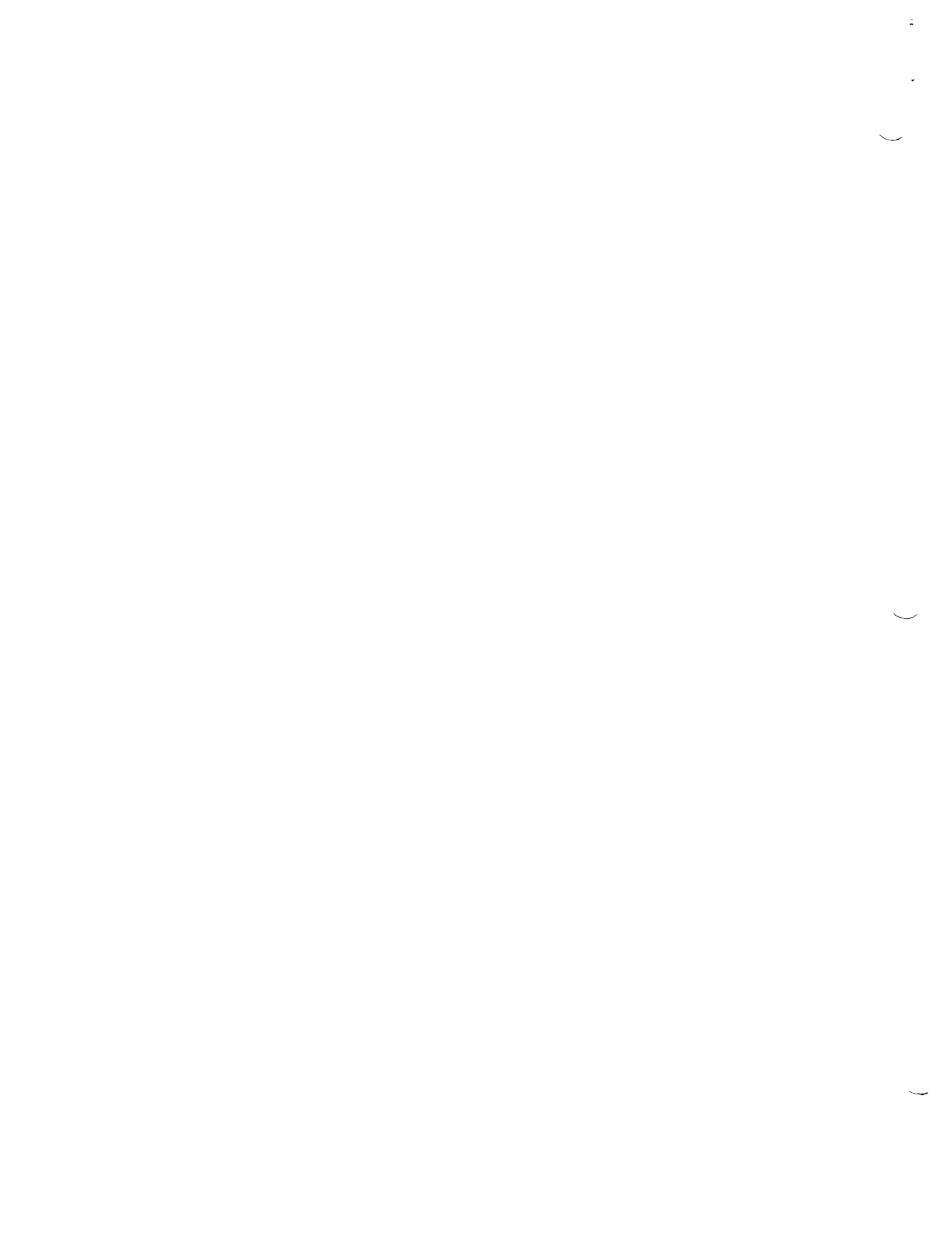
**FROM:**

  
\_\_\_\_\_  
Cathy Mitchell  
Initiative Coordinator

**SUBJECT:** Limiting Terms of Elective Office. Initiative Constitutional Amendment.

The Attorney General's office has provided a revised title and summary for the above titled initiative. There was a typographical error in the original summary that was issued on September 30, 1997. Enclosed is new title and summary along with the new calendar and the text. This supersedes the previously issued summary and calendar. Please note that a new Secretary of State number has been assigned to this initiative.

Please feel free to contact me if you have any questions.



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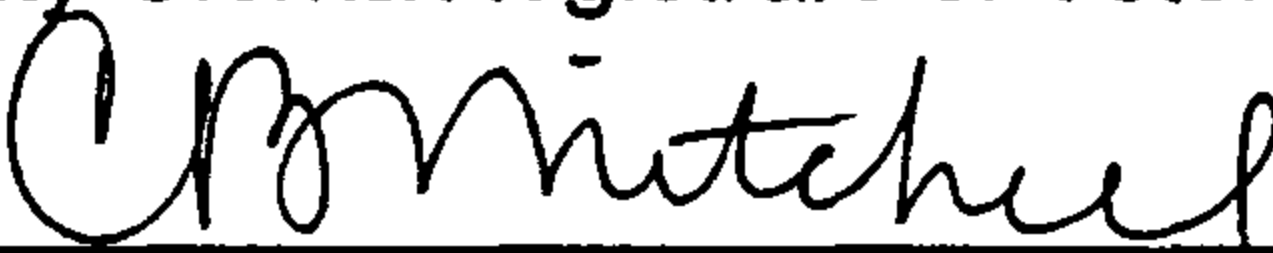


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October 7, 1997

TO: All County Clerks/Registrars of Voters and Proponents (97154)

FROM:   
Cathy Mitchell  
Initiative Coordinator

SUBJECT: **INITIATIVE #756**

Pursuant to Elections Code section 336, we transmit herewith a copy of the Title and Summary prepared by the Attorney General on a proposed initiative measure entitled:

**LIMITING TERMS OF ELECTIVE OFFICE.  
INITIATIVE CONSTITUTIONAL AMENDMENT.**

The proponent of the above-named measure is:

Walter J. Deal  
2270 Kentwood Drive  
Riverside, CA 92507



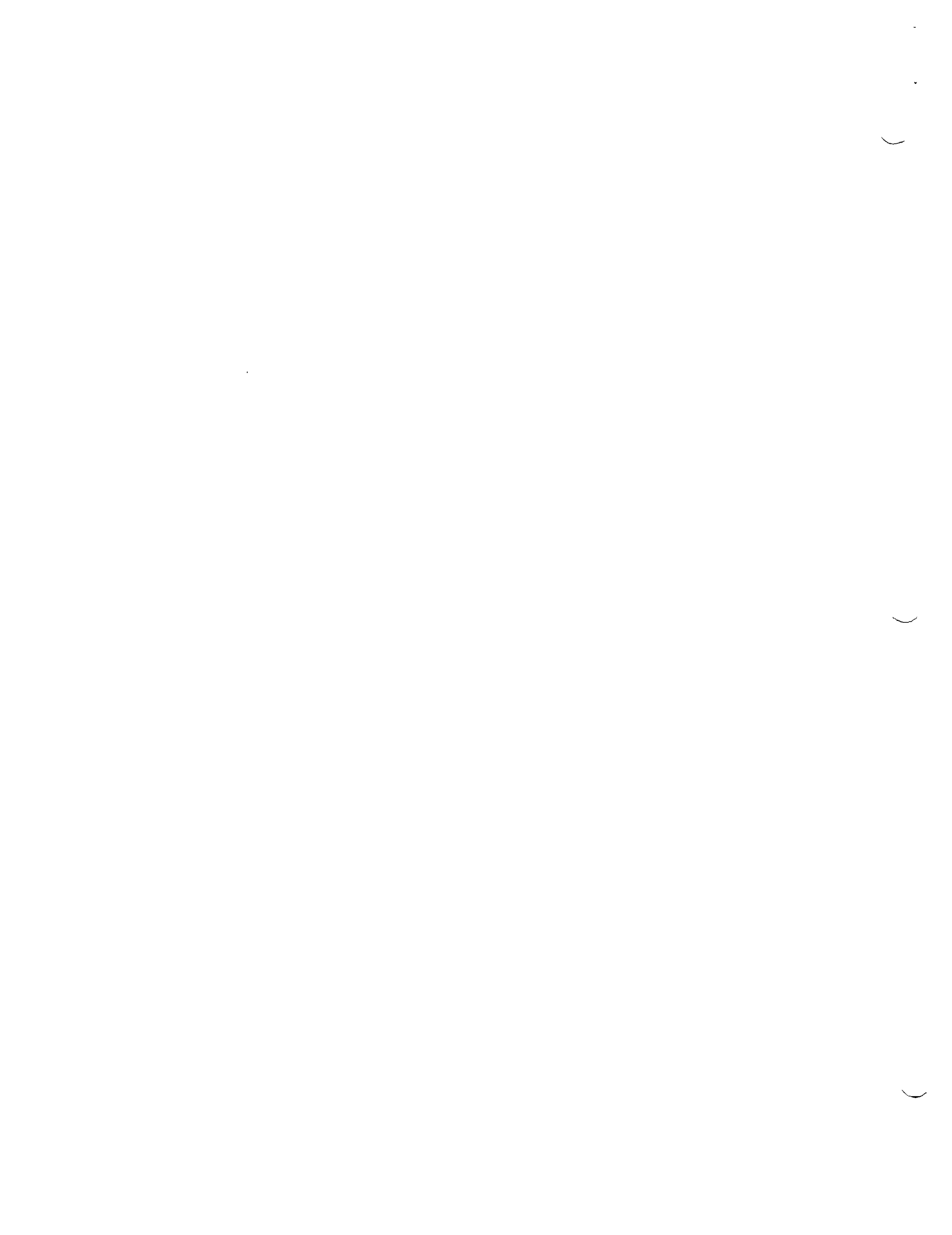
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INITIATIVE CONSTITUTIONAL AMENDMENT.

**CIRCULATING AND FILING SCHEDULE**

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1. Minimum number of signatures required: ..... 693,230  
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2. Official Summary Date:..... Tuesday, 10/07/97  
Elections Code section (EC§) 336
  
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signatures (EC §336) ..... Tuesday, 10/07/97
  
  - b. Last day Proponent can circulate and file  
with the county. All sections are to be filed at the  
same time within each county (EC §336, 9030(a)) ..... Friday, 03/06/98
  
  - c. Last day for county to determine total number of  
signatures affixed to petitions and to transmit total  
to the Secretary of State (EC §9030(b))..... Wednesday, 03/18/98  
  
(If the Proponent files the petition with the county on a date prior to 03/06/98,  
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) (EC §9030(b)).
  
  - d. Secretary of State determines whether the total number  
of signatures filed with all county clerks/registrars of  
voters meets the minimum number of required signatures,  
and notifies the counties (EC §9030(c))..... Friday, 03/27/98
  
  - e. Last day for county to determine total number of qualified  
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with a blank copy of the petition to the Secretary of State  
(EC §9030(d)(e))..... Monday, 05/11/98\*

\*Dates varies based on receipt of county certification. Elec.Cd. §15.



**INITIATIVE #756**

**Circulating and Filing Schedule continued:**

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(If the Secretary of State notifies the county to determine the number of qualified voters who signed the petition on a date other than 03/27/98, the last day is no later than the thirtieth day after the county's receipt of notification). (EC §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 as 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 (EC §9030(f)(g); 9031(a))..... Thursday, 05/21/98\*
- 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. (EC §9031(b)(c)). ..... Friday, 07/03/98

(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 05/21/98, the last day is no later than the thirtieth working day after the county's receipt of notification) (EC §9031(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 (EC §9031(d); 9033) ..... Tuesday, 07/07/98\*

**NOTE TO PROPONENTS WHO WISH TO QUALIFY FOR THE JUNE 2, 1998 PRIMARY ELECTION:** This initiative must be certified for the ballot 131 days before the election (January 22, 1998). Please remember to time your submissions accordingly. For example, in order to allow the maximum time permitted by law for the random sample verification process, it is suggested that proponents file their petitions to county elections officials by November 13, 1997. If a 100% check of signatures is necessary, it is advised that the petitions be filed by September 18, 1997.

\* Date varies based on receipt of county certification. Elec. Cd. §15.





## IMPORTANT POINTS

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- 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 fundraising or requests for support. Any such misuses constitutes a crime under California law. Elections Code section 18650; *Bilofsky v. Deukmejian* (1981) 123 Cal. App. 3d 825, 177 Cal. Rptr. 621; 63 Ops. Cal. Atty. Gen. 37 (1980).
- 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 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.
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- 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.
- When filing the petition with the county elections official, please provide a blank petition for elections official use.

Enclosures



DANIEL E. LUNGREN  
Attorney General

State of California  
DEPARTMENT OF JUSTICE



1300 I STREET, SUITE 125  
P.O. BOX 944255  
SACRAMENTO, CA 94244-2550  
(916) 445-9555  
Facsimile: (916) 323-2137  
(916) 324-5490

October 7, 1997

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

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

OCT 07 1997

BILL JONES, Secretary of State  
By *Rosemary R. Calderon*  
Deputy Secretary of State

Re: Initiative Title and Summary  
Subject: LIMITING TERMS OF ELECTIVE OFFICE.  
INITIATIVE CONSTITUTIONAL AMENDMENT.  
File No: SA 97 RF 0023 (REVISED)

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 revised title and summary.

Enclosed is a copy of our transmittal letter to the proponent, a copy of our revised 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

*Rosemary R. Calderon*  
ROSEMARY R. CALDERON  
Initiative Coordinator

RRC/fec  
Enclosures

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SA 97 RF 0023

2270 Kentwood Drive  
Riverside, CA 92507  
WJDSL@worldnet.att.net

July 30, 1997

Dan Lungren  
Attorney General  
State of California  
1300 I Street  
Sacramento, CA 95814

RECEIVED  
AUG - 8 1997

Dear Attorney General Lungren:

INITIATIVE COORDINATOR  
ATTORNEY GENERAL'S OFFICE

Enclosed are the following:

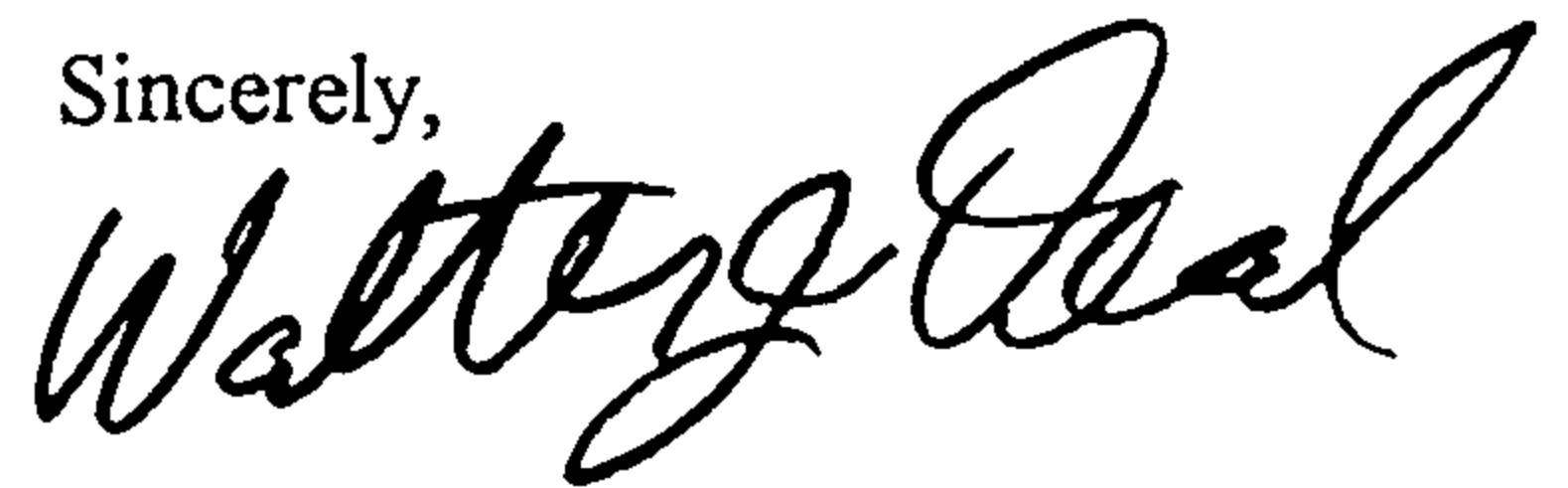
1. The text of a proposed amendment to the California Constitution, with the working title "The California Term Limitations Act of 1998" (we understand that the final title will be assigned by your office).
2. A bank draft for \$200, made payable to "State of California."

The purpose of this letter is to request that your office provide a Title and Summary, so that petitions supporting this proposed amendment can be circulated.

As the proponent of this initiative, as I believe is required by §3502 I state under penalty of perjury that no appropriation for a particular project contained within the text of the proposed measure was included in exchange for a campaign contribution or a pledge for a campaign contribution for purposes of qualifying the proposed measure for the ballot.

This measure has been prepared on the basis of the best information available, and with the technical assistance of the Office of the Legislative Analyst. However, please contact me if anything essential appears to have been omitted from this request, or if your office believes that technical changes are required in the format of the text of the proposed amendment.

Sincerely,



Walter J. Deal



**THE CALIFORNIA TERM LIMITATIONS ACT OF 1998**

SECTION 1. This act shall be known and may be cited as "The California Term Limitations Act of 1998."

SECTION 2. The People of the State of California hereby find and declare as follows:

- (a) Officeholders who remain in office for extended periods of time become preoccupied with their own reelections and for that reason devote more effort to campaigning for their offices than to making decisions for the benefit of the People they represent.
- (b) Officeholders have become too closely aligned with the special interest groups who provide contributions and support for their reelection campaigns, give them special favors, and lobby them for decisions to the benefit of their special interests, all of which create corruption or the appearance of corruption.
- (c) Officeholders who remain in office for extended periods of time do not make efficient and effective use of the funding and resources whose distribution they control and which are provided by the People.
- (d) Entrenched incumbency has discouraged qualified citizens from seeking office and has resulted in a decline in robust debate on issues of importance to the People.
- (e) The People have a compelling interest in preventing corruption and the appearance of corruption by limiting the length of time which any elected official in the State of California may serve in any one office.
- (f) The People have a compelling interest in preserving the integrity of the ballot by promoting competitive elections and limiting the influence of special interests upon entrenched elected public officials.
- (g) The People have a compelling interest in promoting efficient and effective use of funding and resources provided by the People by limiting the length of time officeholders can control the distribution of such funding and resources.
- (h) The People have a compelling interest in ensuring that more of the people of this state have an equal opportunity to stand for and hold elective office.
- (i) The People must institute term limits for elected officials in the State of California, because governments and agencies under the control of these officials generally are unable or unwilling to enact such reforms.





SECTION 3. The People of the State of California declare their purpose and intent in enacting this legislation to be as follows:

- (a) To promote, protect, and defend the compelling interest of the People in preventing corruption and the appearance of corruption among the elected officials of this state by limiting the length of time an elected official may serve in any one office.
- (b) To promote, protect, and defend the compelling interest of the People in preserving the integrity of the ballot by ensuring, to the greatest extent possible, competitive elections without the corrupting influences of special interests on entrenched incumbents.
- (c) To promote, protect, and defend the right of the citizens of this state to stand for and hold elective office by curtailing the effects of entrenched incumbency and freely permitting write-in candidacies.
- (d) To promote the compelling interest of the People in ensuring the efficient and effective use of funding and resources provided by the People by limiting the length of time officeholders can control the distribution of such funding and resources.

SECTION 4. Section 8 is added to Article XX of the California Constitution, to read:

*SECTION 8. (a) Notwithstanding any other provision of law, neither the Secretary of State, nor any other elections official, shall accept or verify the signatures on any nomination paper for any person, nor shall he or she certify or place on the list of certified candidates, nor print or cause to be printed on any ballot, ballot pamphlet, sample ballot, or ballot label, the name of any person as a candidate for any elective office which has been held, or but for resignation would have been held, by that person during 7 of the preceding 9 years.*

*(b) This section shall not apply to justices or judges, to candidates for federal offices, or to elective offices for which a limitation on the terms of office that may be served is otherwise established in this Constitution.*

*(c) Nothing in this section shall be construed as preventing or prohibiting any qualified voter from voting for any person by writing the name of that person on the ballot, or from having such a ballot counted and tabulated, nor shall any provision of this section be construed as preventing any person from seeking, or campaigning for, or being elected to, any elective office by means of a write-in campaign.*

SECTION 5. SECTION 4 of this act shall be applicable to candidates whose terms of office begin on or after January 1, 2000.

SECTION 6. The provisions of this act are severable. If any provision of this act or its application to any person or circumstance is held to be invalid, the invalidity shall not affect the other provisions of this act or applications which can be given effect without the invalid provision or application.



Page 3 of 3

Notes to the text of "The California Term Limitations Act of 1998"  
(these notes are not part of the proposed Initiative or Amendment)

1. The title "The California Term Limitations Act of 1998" is only a working title. The final title will be assigned by the Attorney General.
2. The section number added to the Constitution (Article XX, Section 8) is tentative.

