

8-19-1999

## Sexual Orientation. Homosexuality.

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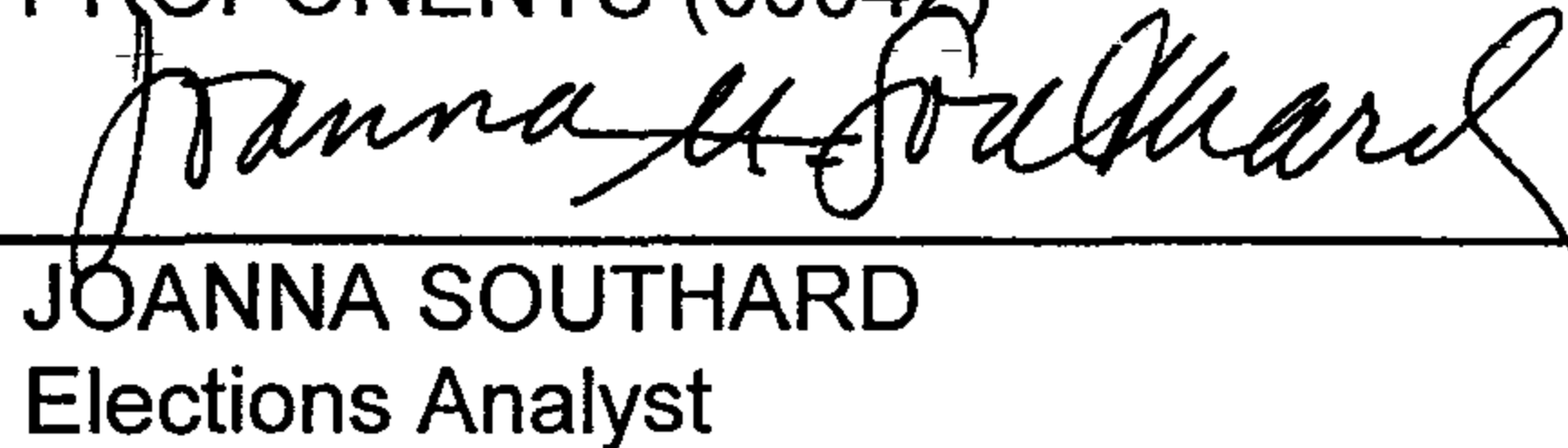
**BILL JONES**  
*Secretary of State*  
*State of California*

**ELECTIONS DIVISION**  
(916) 657-2166  
1500 - 11<sup>th</sup> 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

February 4, 2000

TO: ALL COUNTY CLERKS/REGISTRARS OF VOTERS AND  
PROPOSERS (00042)

FROM:

  
\_\_\_\_\_  
JOANNA SOUTHARD  
Elections Analyst

RECEIVED

FEB 11 2000

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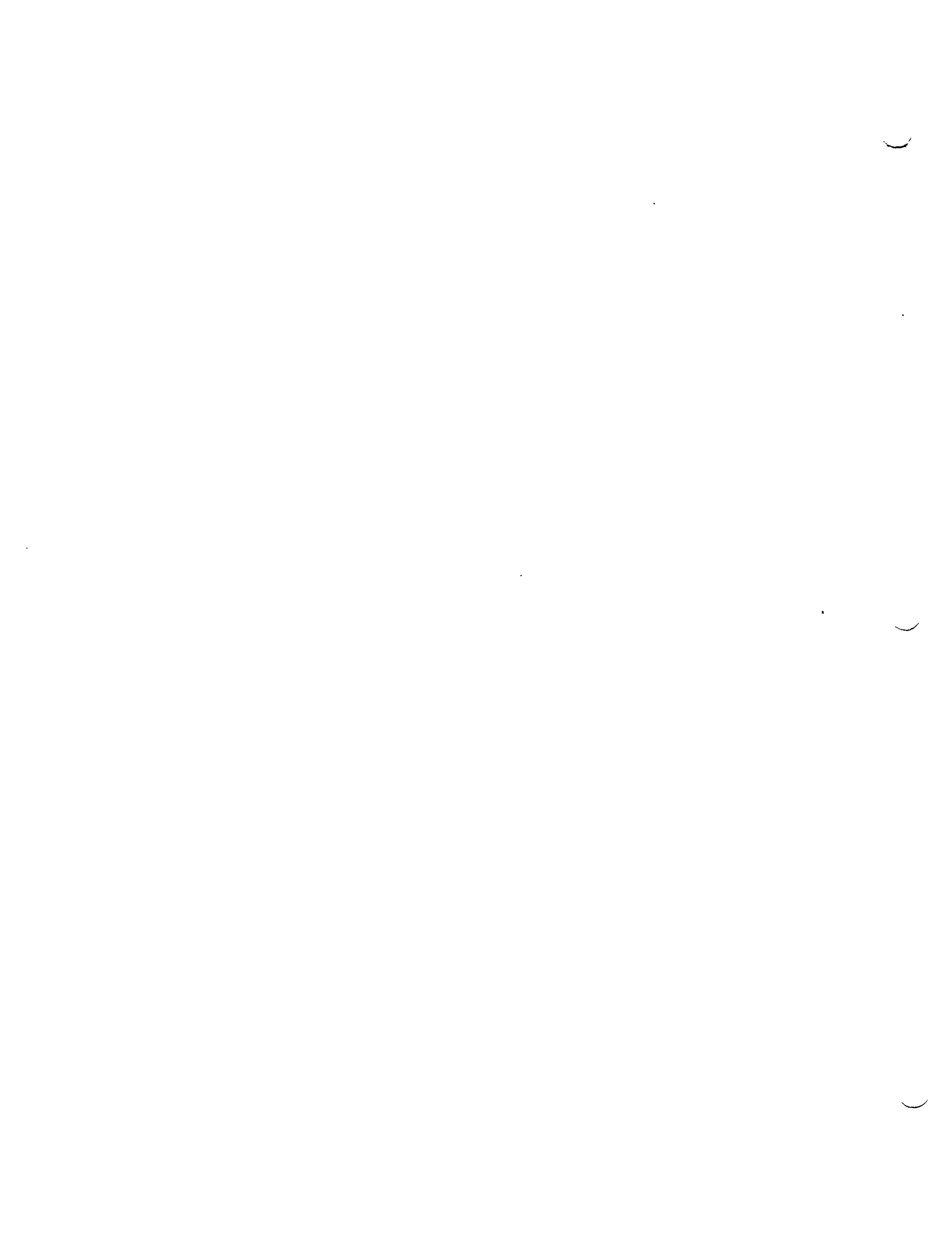
SUBJECT: INITIATIVE #852

Pursuant to Elections Code section 9030(b), you are hereby notified that the total number of signatures to the hereinafter named proposed INITIATIVE STATUTE 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: SEXUAL ORIENTATION. HOMOSEXUALITY. INITIATIVE STATUTE.

SUMMARY DATE: August 19, 1999

PROPOSER: Lee W. Olson



**DIVISIONS:**  
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August 19, 1999

AUG 23 1999

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TO: ALL REGISTRARS OF VOTERS, OR COUNTY CLERKS, AND PROPONENTS (99165)

FROM: *Deirdre Avent*  
DEIRDRE AVENT  
ELECTIONS ANALYST

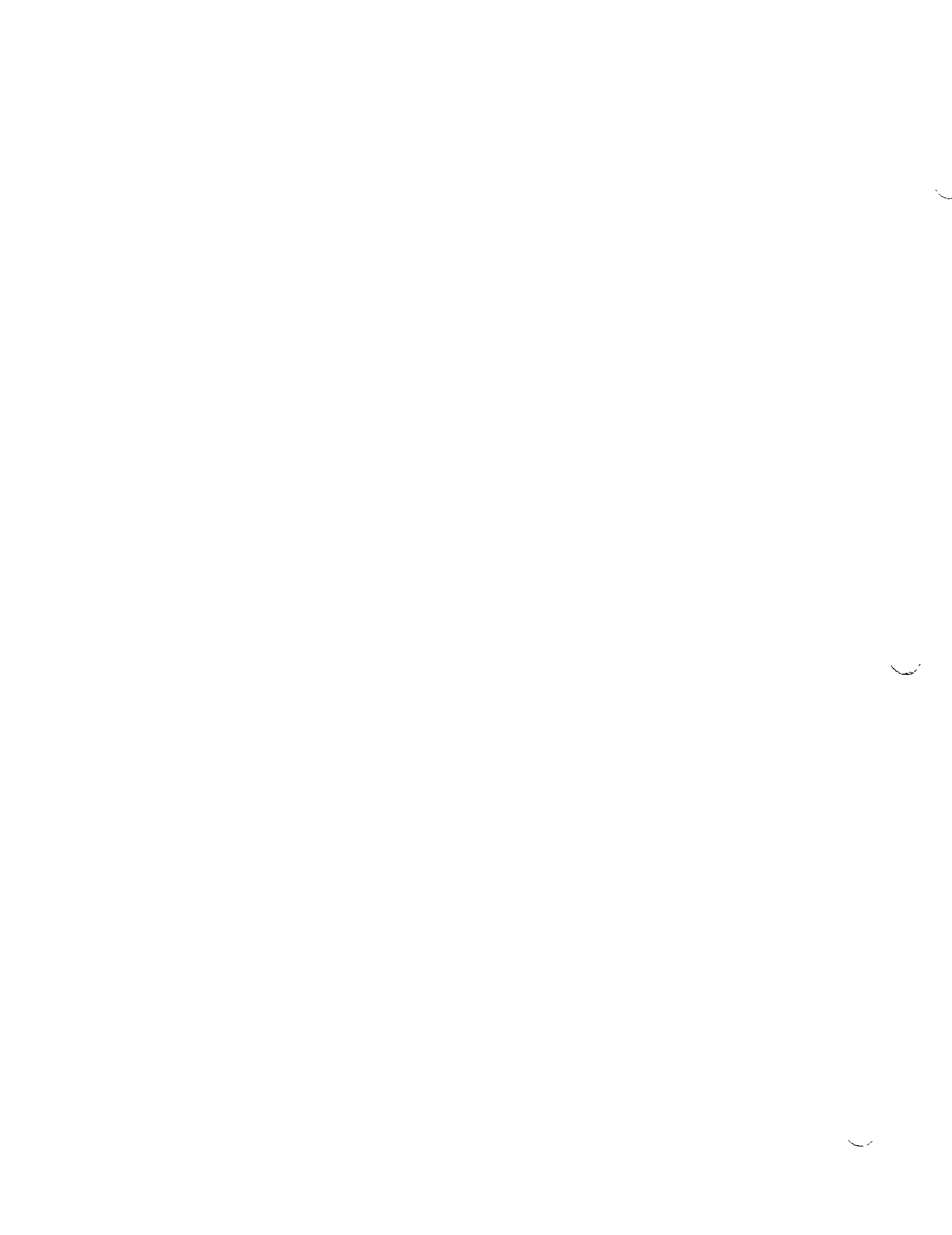
SUBJECT: INITIATIVE #852

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:

**SEXUAL ORIENTATION. HOMOSEXUALITY.  
INITIATIVE STATUTE.**

The proponent of the above-named measure is:

Lee W. Olson  
PMB 155  
16458 Bolsa Chica Street  
Huntington Beach, CA 92649  
(714) 596-1014



#852  
SEXUAL ORIENTATION. HOMOSEXUALITY.  
INITIATIVE STATUTE.

**CIRCULATING AND FILING SCHEDULE**

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1. Minimum number of signatures required: ..... 419,260  
California Constitution, Article II, Section 8(b)
  
2. Official Summary Date:..... Thursday, 08/19/99  
Elections Code section (EC§) 336
  
3. Petitions Sections:
  - a. First day Proponent can circulate Sections for  
signatures (EC §336) ..... Thursday, 08/19/99
  
  - 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)) ..... Tuesday, 01/18/00\*
  
  - 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)).....Friday, 01/28/00  
  
(If the Proponent files the petition with the county on a date prior to 01/18/00,  
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))..... Sunday, 02/06/00\*\*
  
  - 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, 03/20/00

\* Date adjusted for official deadline which falls on Sunday. EC §15  
\*\* Date varies based on receipt of county certification.

**INITIATIVE #852**  
**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 02/06/00, 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 461,186 or less than 398,297 then the Secretary of State certifies the petition as qualified or failed, and notifies the counties. If the signature count is between 398,297 and 461,186 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, 03/30/00\*\*
- 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, 05/12/00

(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 03/30/00, 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, 05/16/00\*\*

**NOTE TO PROPONENTS WHO WISH TO QUALIFY FOR THE MARCH 7, 2000 PRESIDENTIAL ELECTION:** This initiative must be certified for the ballot 131 days before the election (October 28, 1999). 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 August 20, 1999. If a 100% check of signatures is necessary, it is advised that the petitions be filed by June 30, 1999.

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

## 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



**BILL LOCKYER**  
Attorney General

State of California  
**DEPARTMENT OF JUSTICE**



1300 I STREET, SUITE 125  
P.O. BOX 94425  
SACRAMENTO, CA 94244-2550  
Public: (916) 445-9555

Facsimile: (916) 323-2137  
(916) 324-5490

August 19, 1999

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

**AUG 19 1999**

Bill Jones  
Secretary of State  
1500 - 11<sup>th</sup> Street, 5<sup>th</sup> Floor  
Sacramento, California 95814

BILL JONES, Secretary of State

By *Heidi Arent*  
Deputy Secretary of State

RE: INITIATIVE TITLE AND SUMMARY  
SUBJECT: SEXUAL ORIENTATION. HOMOSEXUALITY.  
INITIATIVE STATUTE.  
FILE NO: SA1999RF0028

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 service 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 service.

Sincerely,

*Connie Lemus*  
CONNIE LEMUS  
Initiative Coordinator

For BILL LOCKYER  
Attorney General

CL:tk  
Enclosures

Date: August 19, 1999  
File No.: SA1999RF0028

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

**SEXUAL ORIENTATION. HOMOSEXUALITY. INITIATIVE STATUTE.** Prohibits public entities from endorsing, educating, recognizing or promoting homosexuality as acceptable, moral behavior, and prohibits public entities from using the phrase "sexual orientation." Summary of estimate by Legislative Analyst and Director of Finance of fiscal impact on state and local government: Unknown, depending upon how the measure is interpreted and implemented.

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JUL 15 1999

INITIATIVE COORDINATOR  
ATTORNEY GENERAL'S OFFICE

July 14, 1999

Bill Lockyer  
Attorney General  
1300 I Street  
Sacramento, CA 95814

Dear Attorney General Lockyer:

A proposed initiative is provided as Enclosure 1 to this letter. A cashiers check in the amount of \$200.00 is also enclosed as required by law.

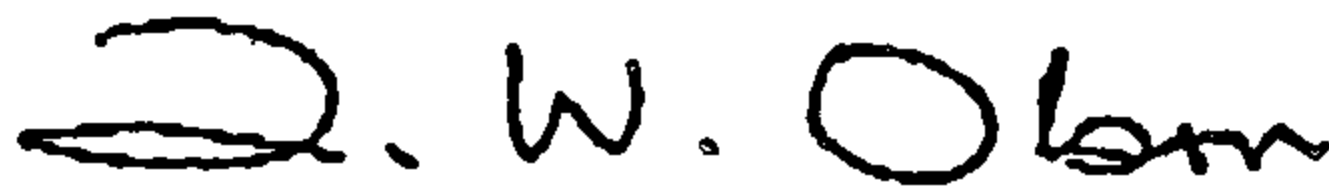
As the sole proponent of the proposed initiative statute, I hereby submit this written request that you prepare a title and summary of the proposed measure.

You may send the summary to me upon the "Official Summary Date," as well as any other written correspondence deemed necessary during this process to the following address:

PMB 155  
16458 Bolsa Chica Street  
Huntington Beach, CA 92649

You may also contact me at (714) 596-1014.

Sincerely,



Lee W. Olson

**California Defense of Sexual Responsibility Act of 2000  
Initiative Statute**

**Proposed Law**

SECTION 1. Section 101. is added to the Government Code, to read:

101. (a) This section shall be known and may be cited as the California Defense of Sexual Responsibility Act of 2000.

(b) Use of the phrase "sexual orientation" by any public entity shall be prohibited.

(c) Endorsement, education, recognition, or promotion of homosexuality as an acceptable, moral behavior by any public entity shall be prohibited.

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