

11-24-2009

ELIMINATES STATE INCOME AND  
PROPERTY TAXES FOR ALL RESIDENTS 55  
YEARS OLD AND OLDER. INITIATIVE  
CONSTITUTIONAL AMENDMENT

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**Recommended Citation**

ELIMINATES STATE INCOME AND PROPERTY TAXES FOR ALL RESIDENTS 55 YEARS OLD AND OLDER. INITIATIVE  
CONSTITUTIONAL AMENDMENT California Initiative 1395 (2009).  
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**DEBRA BOWEN** | SECRETARY OF STATE  
STATE OF CALIFORNIA | ELECTIONS

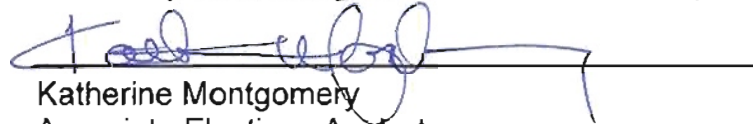
1500 11th Street, 5th Floor | Sacramento, CA 95814 | Tel (916) 657-2166 | Fax (916) 653-3214 | www.sos.ca.gov

May 13, 2010

County Clerk/Registrar of Voters (CC/ROV) Memorandum #10154

TO: All County Clerks/Registrars of Voters and Proponent

FROM:

  
Katherine Montgomery  
Associate Elections Analyst

RE: Initiative: Failure of #1395, Related to Taxation

Pursuant to Elections Code section 9030(b), you are hereby notified that the total number of signatures for the hereinafter named 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: ELIMINATES STATE INCOME AND PROPERTY TAXES FOR ALL RESIDENTS 55 YEARS OLD AND OLDER. INITIATIVE CONSTITUTIONAL AMENDMENT.

SUMMARY DATE: November 24, 2009

PROPONENT: Lee W. Olson



**DEBRA BOWEN** | SECRETARY OF STATE  
STATE OF CALIFORNIA | ELECTIONS

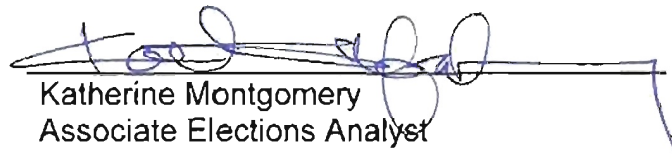
1500 11th Street, 5th Floor | Sacramento, CA 95814 | Tel (916) 657-2166 | Fax (916) 653-3214 | www.sos.ca.gov

November 24, 2009

County Clerk/Registrar of Voters (CC/ROV) Memorandum #09188

TO: All County Clerks/Registrars of Voters and Proponent

FROM:

  
Katherine Montgomery  
Associate Elections Analyst

RE: Initiative: 1395, Related to Taxation

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:

**ELIMINATES STATE INCOME AND PROPERTY  
TAXES FOR ALL RESIDENTS 55 YEARS OLD AND  
OLDER. INITIATIVE CONSTITUTIONAL AMENDMENT.**

The proponent of the above-named measure is:

Lee W. Olson  
16458 Bolsa Chica Street, #165  
Huntington Beach, CA 92649

#1395

**ELIMINATES STATE INCOME AND PROPERTY  
TAXES FOR ALL RESIDENTS 55 YEARS OLD AND  
OLDER. INITIATIVE CONSTITUTIONAL AMENDMENT.**

**CIRCULATING AND FILING SCHEDULE**

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1. Minimum number of signatures required: .....694,354  
California Constitution, Article II, Section 8(b)
2. Official Summary Date: ..... Tuesday, 11/24/09
3. Petitions Sections:
  - a. First day Proponent can circulate Sections for  
signatures (Elec. Code § 336) ..... Tuesday, 11/24/09
  - b. Last day Proponent can circulate and file with the county.  
All sections are to be filed at the same time within each  
county. (Elec. Codes §§ 336, 9030(a)) ..... Friday, 04/23/10
  - c. Last day for county to determine total number of  
signatures affixed to petitions and to transmit total  
to the Secretary of State (Elec. Code § 9030(b)) ..... Wednesday, 05/05/10  

(If the Proponent files the petition with the county on a date prior to  
04/23/10, 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. Code § 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 ..... Friday, 05/14/10\*
  - 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  
(Elec. Code § 9030(d)(e)) ..... Monday, 06/28/10

\* Date varies based on the date of county receipt.

**INITIATIVE #1395**

**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 05/14/10, the last day is no later than the thirtieth working day after the county's receipt of notification). (Elec. Code § 9030(d)(e)).

- f. If the signature count is more than 763,790 or less than 659,637 then the Secretary of State certifies the petition as qualified or failed, and notifies the counties. If the signature count is between 659,637 and 763,790 inclusive, then the Secretary of State notifies the counties using the random sampling technique to determine the validity of **all** signatures (Elec. Code §§ 9030(f)(g), 9031(a)) .....Thursday, 07/08/10\*
- 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. (Elec. Code § 9031(b)(c)). ..... Thursday, 08/19/10

(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 07/08/10, the last day is no later than the thirtieth working day after the county's receipt of notification.) (Elec. Code § 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 (Elec. Code §§ 9031(d), 9033).....Monday, 08/23/10\*

\*Date varies based on the date of county receipt.

## 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) 124 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 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.
- 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.

EDMUND G. BROWN JR.  
Attorney General

State of California  
DEPARTMENT OF JUSTICE




1300 I STREET, SUITE 125  
P.O. BOX 944255  
SACRAMENTO, CA 94244-2550

Public: (916) 445-9555  
Telephone: (916) 445-4752  
Facsimile: (916) 324-8835  
E-Mail: Krystal.Paris@doj.ca.gov

November 24, 2009

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

NOV 24 2009

Debra Bowen, Secretary of State  
By   
Deputy Secretary of State

Honorable Debra Bowen  
Secretary of State of the State of California  
State of California Elections  
1500 11th Street, 5th Floor  
Sacramento, CA 95814

Attention: Ms. Katherine Montgomery  
Associate Elections Analyst

Re: Initiative 09-0045, "California Freedom from Slavery Act."

Dear Secretary Bowen:

Pursuant to Elections Code sections 9004 and 336, you are hereby notified that on this day we mailed our title and summary for the above-referenced proposed initiative to the proponent. A copy of that title and summary and text of the proposed measure is enclosed.

Please contact me if you have any questions. Thank you.

Sincerely,

Handwritten signature of Krystal M. Paris in blue ink.

KRYSTAL M. PARIS  
Initiative Coordinator

For EDMUND G. BROWN JR.  
Attorney General

Proponent:  
Lee Olson  
16458 Bolsa Chica Street, #165  
Huntington Beach, CA 92649

November 24, 2009  
Initiative 09-0045

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

**ELIMINATES STATE INCOME AND PROPERTY TAXES FOR ALL RESIDENTS 55 YEARS OLD AND OLDER. INITIATIVE CONSTITUTIONAL AMENDMENT.**

Exempts California residents who are 55 years old or older from paying state income and property taxes. Summary of estimate by Legislative Analyst and Director of Finance of fiscal impact on state and local government: Annual state revenue losses of \$15 billion or more due to new exemptions on personal income and estate taxation. Annual local government revenue losses of \$5 billion to \$10 billion due to new exemptions on property taxes. (09-0045.)



October 1, 2009

Office of the Attorney General  
Ms. Krystal Paris, Initiative Coordinator  
1300 I Street  
Sacramento, CA 95814

09 - 0045  
**RECEIVED**  
OCT 05 2009

INITIATIVE COORDINATOR  
ATTORNEY GENERAL'S OFFICE

**RE: Request to Prepare Title and Summary**

Dear Ms. Paris:

This letter is to request that the Attorney General prepare a title and summary of the Enclosure 1 measure.

The proponent is the undersigned.

The proponent's voter registration address and Statement Pursuant to Elections Code Section 9608 are provided in Enclosure 2.

A check payable to the State of California in the amount of \$200 is enclosed.

Inquiries may be directed to the proponent at:

16458 Bolsa Chica Street, #165  
Huntington Beach, CA 92649

Sincerely,

Lee W. Olson

Enclosures: Enclosure 1, Enclosure 2, Fee

**California Freedom from Slavery Act**

0 9 - 0 0 4 5

SECTION 1. Section 32 is added to Article I of the California Constitution, to read:

SEC. 32. (a) This Act shall be known as the "California Freedom from Slavery Act."

(b) Every resident of the State of California shall be exempt from all forms of State of California income and property taxes beginning the year following the 55th anniversary of the birth of the resident and continuing every year of residency thereafter until, and including the day of, the resident's death nor shall any form of estate tax be levied on the resident's estate.