

9-24-1999

Abolition Of The Death Penalty.

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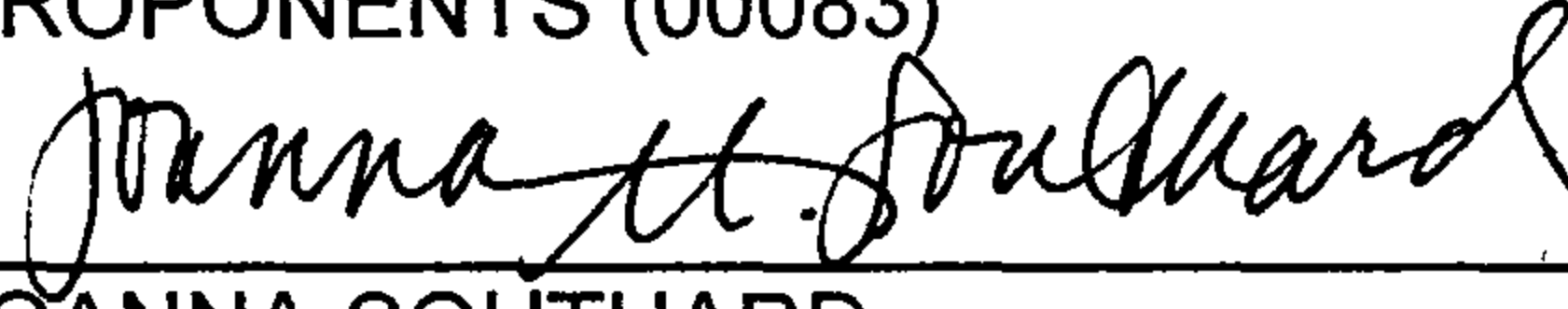


BILL JONES
Secretary of State
State of California

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

March 6, 2000

TO: ALL COUNTY CLERKS/REGISTRARS OF VOTERS AND
PROPOSERS (00083)

FROM: 
JOANNA SOUTHARD
Elections Analyst

SUBJECT: INITIATIVE #854

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: ABOLITION OF THE DEATH PENALTY.

SUMMARY DATE: September 24, 1999

PROPOSER: Alex Jacinto

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September 24, 1999

TO: ALL REGISTRARS OF VOTERS, OR COUNTY CLERKS, AND PROPONENTS (99202)

FROM: *Deirdre Avent*
DEIRDRE AVENT
ELECTIONS ANALYST

SUBJECT: INITIATIVE #854

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:

**ABOLITION OF THE DEATH PENALTY.
INITIATIVE CONSTITUTIONAL AMENDMENT.**

The proponent of the above-named measure is:

Alex Jacinto
Attorney
5232 East Beverly Boulevard
Los Angeles, CA 90022
(323) 722-0147

RECEIVED

SEP 30 1999

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OF THE CALIFORNIA COLLEGE OF THE LAW

#854
ABOLITION OF THE DEATH PENALTY.
INITIATIVE CONSTITUTIONAL AMENDMENT.

CIRCULATING AND FILING SCHEDULE

1. Minimum number of signatures required: 670,816
California Constitution, Article II, Section 8(b)

2. Official Summary Date:.....Friday, 09/24/99
Elections Code section (EC§) 336

3. Petitions Sections:
 - a. First day Proponent can circulate Sections for
signatures (EC §336)Friday, 09/24/99

 - 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, 02/22/00*

 - 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, 03/03/00

(If the Proponent files the petition with the county on a date prior to 02/22/00,
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/registrar of
voters meets the minimum number of required signatures,
and notifies the counties (EC §9030(c))..... Sunday, 03/12/00**

 - 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, 04/24/00

* Date adjusted for official deadline which falls on a holiday. (EC §15)

** Date varies based on receipt of county certification.

INITIATIVE #854
Circulating and Filing Schedule continued:

(If the Secretary of State notifies the county to determine the number of qualified voters who signed the petition on a date other than 03/12/00, 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 737,898 or less than 637,275 then the Secretary of State certifies the petition as qualified or failed, and notifies the counties. If the signature count is between 637,275 and 737,898 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, 05/04/00**
- 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, 06/16/00

(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 05/04/00, 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, 06/20/00**

** Date varies based on receipt of county certification.

IMPORTANT POINTS

- 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 944255
SACRAMENTO, CA 94244-2550
Public: (916) 445-9555

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

September 24, 1999

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

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

SEP 24 1999

RE: INITIATIVE TITLE AND SUMMARY
SUBJECT: ABOLITION OF THE DEATH PENALTY.
INITIATIVE CONSTITUTIONAL AMENDMENT.
FILE NO: SA1999RF0031

BILL JONES, Secretary of State
By *Frederic Avent*
Deputy Secretary of State

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 our title and summary to the proponent of the above-identified proposed initiative.

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: September 24, 1999
File No.: SA1999RF0031

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

ABOLITION OF THE DEATH PENALTY. INITIATIVE CONSTITUTIONAL

AMENDMENT. Amends the state constitution to abolish the imposition of the death penalty for all state crimes. Provides that the punishment for any crime currently punishable by death shall be life in prison without the possibility of parole. Also provides that the penalty for any crime punishable by the death penalty before the effective date of this initiative amendment shall be life imprisonment without the possibility of parole. Summary of estimate by Legislative Analyst and Director of Finance of fiscal impact on state and local government: The enactment of this measure is likely to result in both savings and costs to the state and local governments. When the full impact is realized, the measure would probably result in net savings to the state of at least several tens of millions of dollars annually and net savings to local governments in the millions to tens of millions of dollars annually on a statewide basis.

SA 1999 RF0031

Alex Jacinto

ATTORNEY - ABOGADO
5232 EAST BEVERLY BOULEVARD
LOS ANGELES, CALIFORNIA 90022
(323) 722-0147

RECEIVED
AUG 04 1999

INITIATIVE COORDINATOR
ATTORNEY GENERAL'S OFFICE

August 3, 1999

BILL LOCKYER
ATTORNEY GENERAL
1300 I Street
Sacramento, CA 95814


Attn: Connie Lemus
Office of Initiative Coordinator

Dear Ms. Lemus:

This is a request for a Title and Summary pursuant to Subd., (d), Sec. 10, Art. II, Cal. Const.; Sec. 9002, Elec. Co., for the enclosed initiative measure to be submitted to the electors, relating to the Death Penalty.

Enclosed is a check for \$200 per your requirements.

Very truly yours,


ALEX JACINTO
FULL CIRCLE OF LIFE

PAGE 1

INITIATIVE MEASURE TO BE SUBMITTED DIRECTLY TO
THE VOTERS

12-point
boldface
size

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

(Here set forth the title and summary prepared by the Attorney General. This title and summary must also be printed across the top of each page of the petition whereon signatures are to appear.)

TO THE HONORABLE SECRETARY OF STATE OF CALIFORNIA

Type: Roman
Boldface not
smaller than
12-point

We, the undersigned, registered, qualified voters of California, residents of _____ County (or City and County), hereby propose amendments to the Constitution of California, relating to the abolition of the death penalty, and petition the Secretary of State to submit the same to the voters of California for their adoption or rejection at the next succeeding general election or at any special statewide election held prior to that general election or otherwise provided by law. The proposed constitutional amendments (full title and text of the measure) read as follows:

SECTION 1. Section 17 of Article I of the California Constitution is amended to read:

SEC. 17. (a) Cruel or unusual punishment may not be inflicted or excessive fines imposed.

(b) The death penalty shall not be imposed as a penalty for any crime punishable by this state. The

penalty for any crime that is punishable by the death
penalty on or before the effective date of this
subdivision shall be life imprisonment without the
possibility of parole.