

2-25-2000

Funding Private Investigation Of Santa Barbara County Court Case Files Of Insanity Actions.

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Funding Private Investigation Of Santa Barbara County Court Case Files Of Insanity Actions. California Initiative 891 (2000).
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Notary Public
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Uniform Commercial Code



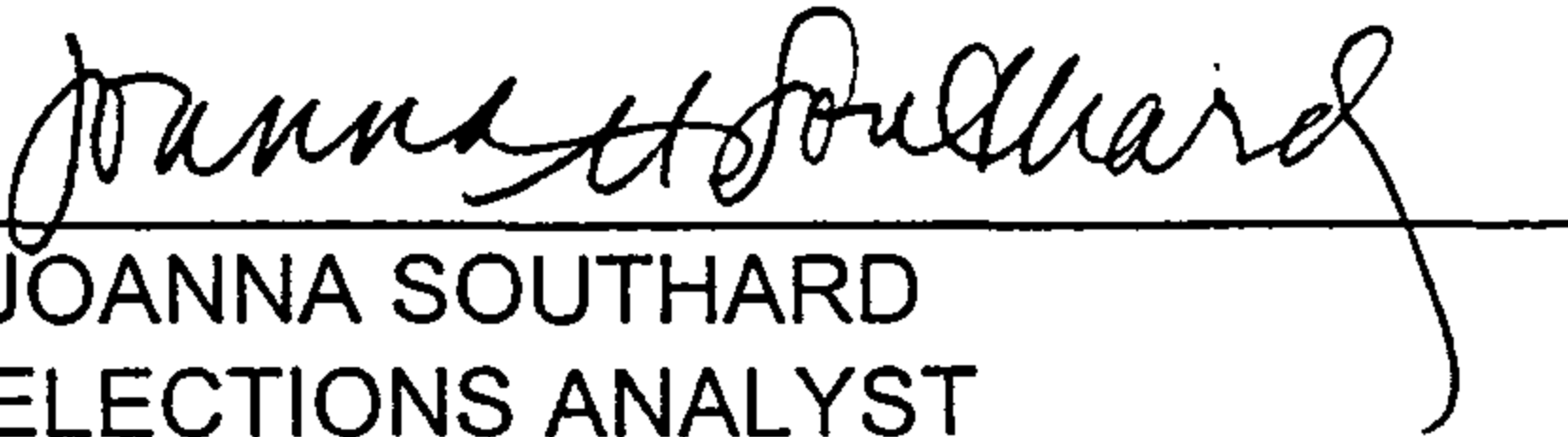
BILL JONES
Secretary of State
State of California

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

February 25, 2000

TO: ALL REGISTRARS OF VOTERS, OR COUNTY CLERKS, AND PROPONENTS (00070)

FROM:


JOANNA SOUTHARD
ELECTIONS ANALYST

SUBJECT: **INITIATIVE #891**

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:

**FUNDING PRIVATE INVESTIGATION OF
SANTA BARBARA COUNTY
COURT CASE FILES OF INSANITY ACTIONS.
INITIATIVE STATUTE.**

The proponent of the above-named measure is:

Christopher A. Brown
508 Conejo Road
Santa Barbara, CA 93103

(805) 967-4055



#891
FUNDING PRIVATE INVESTIGATION OF
SANTA BARBARA COUNTY
COURT CASE FILES OF INSANITY ACTIONS.
INITIATIVE STATUTE.

CIRCULATING AND FILING SCHEDULE

1. Minimum number of signatures required: 419,260
California Constitution, Article II, Section 8(b)

2. Official Summary Date:.....Friday, 02/25/00
Elections Code section (EC§) 336

3. Petitions Sections:
 - a. First day Proponent can circulate Sections for
signatures (EC §336)Friday, 02/25/00

 - 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, 07/24/00

 - 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))..... Thursday, 08/03/00

(If the Proponent files the petition with the county on a date prior to 07/24/00,
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))..... Saturday, 08/12/00*

- 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, 09/25/00

* Date varies based on receipt of county certification.

INITIATIVE #891

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 08/12/00, 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 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, 10/05/00*

- 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)).Monday, 11/20/00

(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 10/05/00, 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)..... Friday, 11/24/00*

* 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



1300 I STREET, SUITE 125
P.O. BOX 944255
SACRAMENTO, CA 94244-2550
Public: (916) 445-9555

Facsimile: (916) 324-883
(916) 324-5490

February 25, 2000

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

FEB 25 2000

BILL JONES, Secretary of State
by 
Deputy Secretary of State

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

RE: Initiative Title and Summary
SUBJECT: FUNDING PRIVATE INVESTIGATION OF SANTA BARBARA COUNTY
COURT CASE FILES OF INSANITY ACTIONS. INITIATIVE STATUTE.
FILE NO: SA2000RF0002

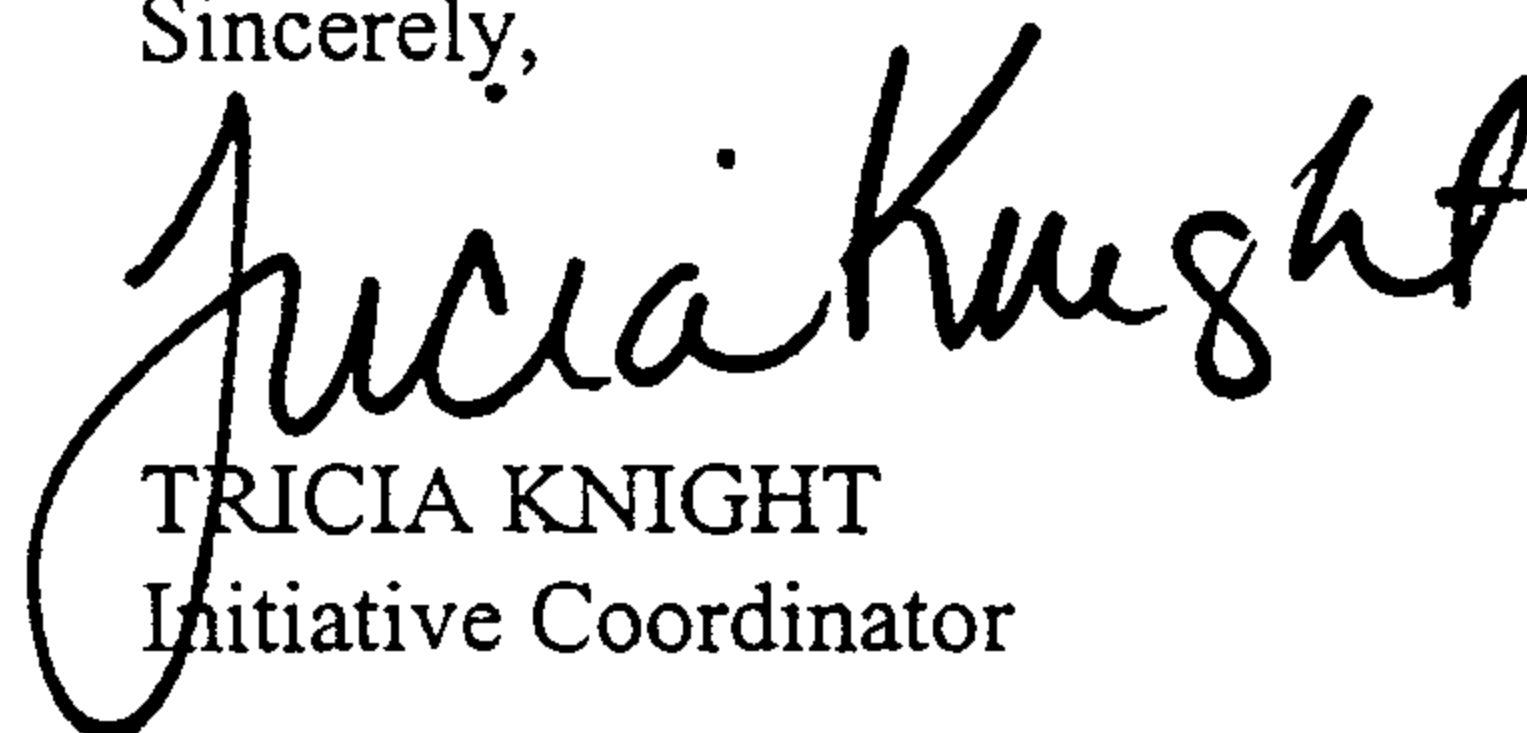
Dear Mr. Jones:

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,


TRICIA KNIGHT
Initiative Coordinator

For BILL LOCKYER
Attorney General

TK:ms
Enclosures

Date: February 25, 2000
File No: SA2000RF0002

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

FUNDING PRIVATE INVESTIGATION OF SANTA BARBARA COUNTY COURT CASE FILES OF INSANITY ACTIONS. INITIATIVE STATUTE. Requires state to fund investigation of court files of insanity actions in Santa Barbara County. Funds to be available to voter approved investigator. Investigator is provided a superior court judge and courtroom equipped with video and sound recording equipment to take testimony on early court case files of insanity actions. Requires state to broadcast, on county government television, video documentation of investigation at minimum once each week for six months and, thereafter, once each month for ten years. Summary of estimate by Legislative Analyst and Director of Finance of fiscal impact on state and local governments: The fiscal effect on the state and local governments of this measure is unknown.

To; Bill Lockyer, State Attorney General
State of California
1300 I Street
Sacramento, CA 95814

Christopher A. Brown
508 Conejo RD.
Santa Barbara CA. 93103
(805) 967-4055

RECEIVED
JAN 05 2000

12/28/99

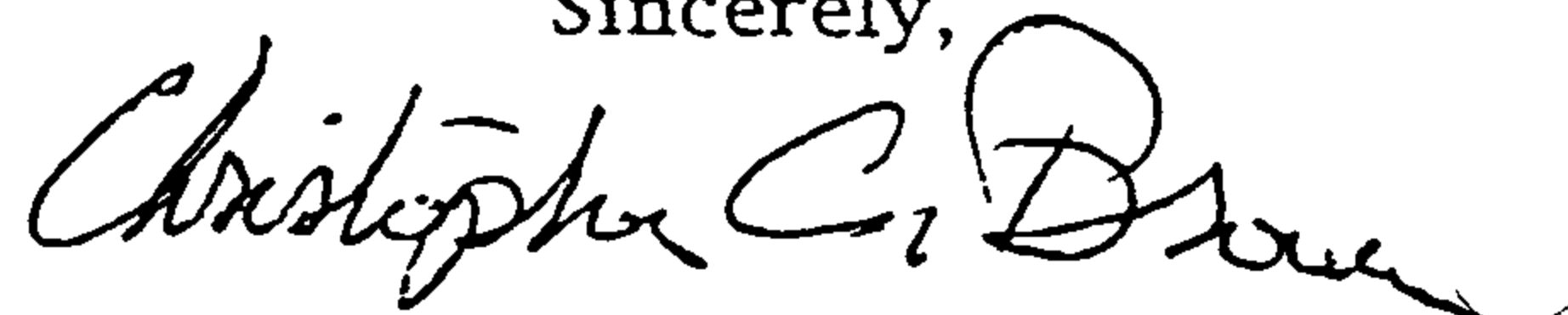
INITIATIVE COORDINATOR
ATTORNEY GENERAL'S OFFICE

RE; Request, preparation of ballot title and summary.

Dear Bill Lockyer,

This letter is to request of the Attorney General's Office, the preparation of a "ballot title and summary" for the included draft of "Notice of Intention to Circulate Petition" and the proposed measure.

Sincerely,


Christopher A. Brown

PROPOSED ORDINANCE FUNDING AND FACILITATING PRIVATE INVESTIGATION OF EARLY COURT CASE FILES AND PRODUCTION OF VIDEO DOCUMENTARY OF INVESTIGATION FINDINGS.

The State of California shall make available, upon voter approval of the ordinance, the approved funds to the voter approved private individual investigating and documenting the court case files of insanity actions of the County of Santa Barbara.. The State shall also make available to the voter approved private individual, a California State Superior court judge chosen by the voter approved private individual and a courtroom equipped for video and sound recording for taking of testimony to be provided by the official custodians of records and others, designated by the voter approved private individual conducting the investigation, having knowledge of any records relating to the early court cases of insanity actions. The original videotape shall be copied (two copies) immediately with the original and one copy left in the possession of the voter approved investigating individual until editing and the copy remaining with the same.

The video documentation of the investigation produced by the voter approved private individual shall be edited into its final form by the County video personnel of the government access television department conforming to a video editing script containing, tape, time and scene descriptions, blocking facial identity, mentioning only office of witnesses, created by the voter approved private individual conducting the investigation with a title to be designated by the same. The State of California shall air on county government television the completed video documentary a minimum of once a week for six months after the completion of the documentary and once a month for ten years following. All proposed play times of the television presentation of the video documentary of the investigation on government access television will be published with its original title in the government access television schedule made available to the public.

Notice is hereby given by the persons whose names appear hereon of their intention to circulate the petition within the Counties of the State of California for the purpose of creating accountability in record keeping of court case files of insanity actions. A statement of the reasons of the proposed action as contemplated in the petition is as follows.

I as a registered voter, with my signature, support the public opportunity through a ballot initiative, to approve a private investigation producing accountability for missing insanity actions (court cases) of the public record. I support that the investigation be guided by Christopher A. Brown, a resident born and raised in the City of Santa Barbara, who, as a civil litigant was deprived of witnesses and evidence (arrest and booking records) concerning the court cases when subpoenas were denied in Santa Barbara County Superior Court civil case 220298.

HISTORY; The court case record density from 1876 to 1884, of all early Santa Barbara County court actions are few when compared to surrounding years. The civil index shows 72 insanity actions for a two year period, 1876 to 1878 with a note at the end of the entry period, "Insanity papers". Documented inconsistencies of the number of microfilmed insanity actions compared to the number of arrest and booking records for crimes of insanity (each arrest required by law to have a related insanity action of the court) and denial of subpoena duces tecum upon custodians of public record for arrest/booking records, coupled with indiscretions of judicial officers in assuring, rightfully, public safety by compelling County accountability for records congruent with state laws of perpetual record keeping of court case files, justify, independent, private investigation with public divulgence of results.

BENEFITS TO PUBLIC SAFETY ENHANCED BY INFORMATION CAUSING REDUCTIONS IN THE INCIDENCE OF;

Random violence, homicide, suicide, domestic violence, rape, child molestation, medical malpractice, automobile accidents, industrial accidents, child abuse, single parent homes, elder abuse, drug and alcohol abuse.

PUBLIC MENTAL HEALTH BENEFITS FROM INFORMATION ALLOWING TREATMENTS FOR;

Depression, Attention Deficit Disorder, schizophrenia, emotional disorders, aggression, sexual disorders, delusion, homelessness, and learning disorders.

EDUCATIONAL BENEFITS FROM THE DEVELOPMENT OF ENHANCING TEACHING OF;

Science, mathematics, vocabulary, law, vocations, the arts, cultural tolerance, parental responsibility, home economics, diet and child emotional development.

FISCAL IMPACTS;

COST; Investigation costs are ten thousand dollars for the investigation with an additional five thousand to produce a video of the findings to be aired on government television. Fifteen thousand dollars total.

SAVINGS; Law enforcement costs reduced by fifty percent in five years due to reductions of incidence of juvenile or drug related crime.

LOWERING COSTS OF; Prisons, Courts, probation, social services, welfare programs, education and emergency services.

Health care cost reductions of sixty to eighty percent over twenty years by prevention.

Twenty year savings could be forty billion dollars statewide.