3-1-2000

Political Contributions.

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TO: ALL REGISTRARS OF VOTERS, OR COUNTY CLERKS, AND PROponents (00087)

FROM: JOANNA SOUTHARD
ELECTIONS ANALYST

SUBJECT: INITIATIVE #893 [Revised]

The Attorney General's office has provided a revised title and summary for the initiative entitled *Political Contributions. Initiative Statute*. Enclosed is a 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.

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:

**POLITICAL CONTRIBUTIONS.**
**INITIATIVE STATUTE.**

The proponent of the above-named measure is:

Bill Jones
Bill Jones for Secretary of State
1801 I Street, #200
Sacramento, CA 95814

(916) 498-8368

"Ensuring the integrity of California's election process"
#893 [Revised]

POLITICAL CONTRIBUTIONS.
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:.............................................................. Thursday, 03/09/00
   Elections Code section (EC§) 336

3. Petitions Sections:
   a. First day Proponent can circulate Sections for signatures (EC §336) ........................................... Thursday, 03/09/00
   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, 08/07/00*
   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, 08/17/00
      (If the Proponent files the petition with the county on a date prior to 08/07/00, 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, 08/26/00**
   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)) ................................................................. Tuesday, 10/10/00

* Date adjusted for official deadline which falls on Sunday (EC §15).
** Date varies based on receipt of county certification.
INITIATIVE #893 [Revised]
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 08/26/00, 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)) ....................................... Friday, 10/20/00*

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)): ......................................................... Wednesday, 12/06/00

(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 10/20/00, 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).............................. Sunday, 12/10/00*

* 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 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
March 9, 2000

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

RE: [REVISED] Initiative Title and Summary
SUBJECT: POLITICAL CONTRIBUTIONS. INITIATIVE STATUTE.
FILE NO: SA2000RF0004

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

POLITICAL CONTRIBUTIONS. INITIATIVE STATUTE. Replaces current campaign finance laws. Limits campaign contributions by any person to: $25,000 annually to a political party or its committee; $10,000 with respect to an election, to a candidate for statewide office; and $5,000 with respect to an election, to a candidate for legislative office. Exempts sponsored committee formed to support or oppose ballot measures from contribution limits. Requires adjustment of contribution limits to reflect changes in Consumer Price Index beginning 2003 and odd numbered years thereafter. Requires candidates for statewide or legislative offices to report contributions of $5,000 or more online within 24 hours. Summary of estimate by Legislative Analyst and Director of Finance of fiscal impact on state and local governments: The net fiscal effect of this measure is unknown at this time because it depends upon (1) whether the courts uphold Proposition 208 (approved by the voters in 1996) and allow it to go into effect before this measure goes before the voters and (2) whether the voters enact Proposition 25 on the March 2000 ballot.
January 6, 2000

HAND DELIVERED

Diane Calkins
Initiative Coordinator
Department of Justice
1300 I Street
Sacramento, CA 95814

Re: Request for Title and Summary

Dear Ms. Calkins:

Please find enclosed the text of a proposed initiative to set campaign contribution limits and require a 24-hour electronic disclosure and a check for $200. Pursuant to Elections Code section 9002, I am requesting that your office prepare a title and summary of the proposed initiative measure.

I am the proponent and am a registered voter. I am including my address as registered to vote under separate cover.

Sincerely,

Bill Jones

BILL JONES

Enclosures
SECTION 1. Title

This measure shall be known and may be cited as “The Campaign Finance Reform Act of 2000.”

SECTION 2. Findings and Declarations of Purpose

The People of the State of California find and declare that:

(a) Our elected representatives should be responsive to the demands of the citizens of the state of California and not their own self-interest. We demand that our representative system of government be fair to all, open to public scrutiny, free of conflicts of interest and dedicated to the principle that government derives its powers from the consent of the governed.

(b) Our elected representatives have failed to provide fairness in representation and are disproportionately dominated by individuals and special interests with extraordinary financial advantage and power. Consequently, incumbents are able to disregard the interests of our citizens in favor of their own self-interest.

(c) This system has led to abuses of power, political corruption, conflicts of interest and the appearance of such corruption among our citizens. Several times the voters of California have adopted campaign finance reform only to have significant portions of those initiatives stricken by the courts. What remains is a fragmented and incomplete regulatory scheme filled with loopholes and exclusions.

(d) Simple and comprehensive campaign finance reform must be imposed to limit the potential for and the appearance of political corruption, including the establishment of campaign contribution limits and immediate public disclosure of contributions so that our representatives will act in the best interest of California’s citizens and not for the benefit of the special interests or their own narrow self-interest.

SECTION 3. Campaign Finance Reform

Articles 2, 3, 4, 5 and 6 of Chapter 5 of Title 9 of the Government Code (commencing with Section 85202) as added by the California Political Reform Act of 1996 are repealed. Article 3 of Title 9 of the Government Code (commencing with Section 85300 through 85313) and Article 1 of Title 9 of the Government Code (commencing with Section 85400-85404, 83124, and 89519) and Article 2 of Title 9 of the Government Code (commencing with Section 85500-85504) and Article 3 of Title 9 of the Government Code (commencing with 85600-85603) as added by the California Voters Bill of Rights Act are repealed.

Section 85305 of Article 3 of Chapter 5 of Title 9 of the Government Code is amended to read:

Section 85305. (a) No person shall make contributions to any candidate for elective state office and his or her controlled committee and no candidate for elective state office shall solicita
or accept any contribution from a person with respect to an election, which in the aggregate exceed $5,000 for state legislative office or $10,000 for statewide elective office. This subdivision shall not apply to a committee of a political party.

(b) No person shall make contributions to any political party or any committee of a political party which in the aggregate exceed $25,000 per calendar year. This subdivision shall not apply to a sponsored committee of a political party primarily formed for the support of or opposition to a ballot measure.

(c) For purposes of this section the following terms are defined to mean:
(i) "State legislative office" means the state senate and assembly;
(ii) "Election" means an election, general election, primary election, or special election as defined by the Elections Code.
(iii) "Political party" means the state and county organizations of a party as defined in Elections Code section 338.

(d) Beginning in 2003 and thereafter before December 31 of an odd-numbered year, the Fair Political Practices Commission shall adjust the contribution limit in subdivisions (a) and (b) to reflect changes in the Consumer Price Index, rounded to the nearest one hundred dollars ($100).

Sections 84207 of the Government Code and Article 4.7 of Title 9 of the Government Code (commencing with 84700-84704) as adopted by the California Voters Bill of Rights Act are repealed.

Section 84605.5 of Chapter 4.6 of Article 4 of Title 9 of the Government Code is added to read:

Section 84605.5. In addition to the online disclosure required by sections 84604 and 84605, any candidate or controlled committee of a candidate for state legislative office or statewide elective office, as defined in this Title, shall file online with the Secretary of State, within 24 hours of receipt, a report disclosing every contribution received of $5,000 or more. The report shall include the name and address of the recipient, as well as, the contributor’s name, address, occupation and the name of his or her employer, or if self-employed, the name of the business.

SECTION 4. Severability

If any part of the measure or the application to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications which reasonably can be given effect without the invalid provision or application.
SECTION 5. Amendment

The Legislature may amend this Act by a statute passed in each house of the Legislature by roll call vote entered in the journal, two-thirds of the members concurring, to further the purposes of this Act.
TO: ALL REGISTRARS OF VOTERS, OR COUNTY CLERKS, AND PROPONENTS (00076)

FROM: JOANNA SOUTHARD
ELECTIONS ANALYST

SUBJECT: INITIATIVE #893

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:

POLITICAL CONTRIBUTION LIMITS.
INITIATIVE STATUTE.

The proponent of the above-named measure is:

Bill Jones
Bill Jones for Secretary of State
1801 I Street, #200
Sacramento, CA 95814
(916) 498-8368

"Ensuring the integrity of California's election process"
CIRCULATING AND FILING SCHEDULE

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

2. Official Summary Date: ........................................................... Wednesday, 03/01/00
   Elections Code section (EC§) 336

3. Petitions Sections:
   a. First day Proponent can circulate Sections for signatures (EC §336) ................................................... Wednesday, 03/01/00
   
   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, 07/31/00*

   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, 08/10/00

      (If the Proponent files the petition with the county on a date prior to 07/31/00, 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, 08/19/00**

   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, 10/02/00

* Date adjusted for official deadline which falls on Saturday (EC §15).
** Date varies based on receipt of county certification.
(If the Secretary of State notifies the county to determine the number of qualified voters who signed the petition on a date other than 08/19/00, 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, 10/12/00*

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)): ............................................................... Tuesday, 11/28/00

(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 10/12/00, 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)......................... Saturday, 12/02/00*

* 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).

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- 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
March 1, 2000

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

RE: Initiative Title and Summary
SUBJECT: POLITICAL CONTRIBUTION LIMITS. INITIATIVE STATUTE
FILE NO: SA2000RF0004

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

POLITICAL CONTRIBUTION LIMITS. INITIATIVE STATUTE. Repeals and replaces current campaign finance laws. Limits campaign contributions by any person as follows:

$25,000 annually to a political party or its committee; $10,000 annually to a candidate for statewide elective office; and $5,000 annually to a candidate for legislative office. Exempts sponsored committee formed to support or oppose a ballot measure from contribution limits. Requires adjustment of contribution limits to reflect changes in the Consumer Price Index beginning 2003 and in odd-numbered years thereafter. Requires candidates for statewide or legislative offices to report contributions of $5,000 or more online within 24 hours. Summary of estimate by Legislative Analyst and Director of Finance of fiscal impact on state and local governments: The net fiscal effect of this measure is unknown at this time because it depends upon (1) whether the courts uphold Proposition 208 (approved by the voters in 1996) and allow it to go into effect before this measure goes before the voters and (2) whether the voters enact Proposition 25 on the March 2000 ballot.
January 6, 2000

HAND DELIVERED

Diane Calkins
Initiative Coordinator
Department of Justice
1300 I Street
Sacramento, CA 95814

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I am the proponent and am a registered voter. I am including my address as registered to vote under separate cover.

Sincerely,

BILL JONES

Enclosures
SECTION 1. Title

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SECTION 2. Findings and Declarations of Purpose

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(a) Our elected representatives should be responsive to the demands of the citizens of the state of California and not their own self-interest. We demand that our representative system of government be fair to all, open to public scrutiny, free of conflicts of interest and dedicated to the principle that government derives its powers from the consent of the governed.

(b) Our elected representatives have failed to provide fairness in representation and are disproportionately dominated by individuals and special interests with extraordinary financial advantage and power. Consequently, incumbents are able to disregard the interests of our citizens in favor of their own self-interest.

(c) This system has led to abuses of power, political corruption, conflicts of interest and the appearance of such corruption among our citizens. Several times the voters of California have adopted campaign finance reform only to have significant portions of those initiatives stricken by the courts. What remains is a fragmented and incomplete regulatory scheme filled with loopholes and exclusions.

(d) Simple and comprehensive campaign finance reform must be imposed to limit the potential for and the appearance of political corruption, including the establishment of campaign contribution limits and immediate public disclosure of contributions so that our representatives will act in the best interest of California's citizens and not for the benefit of the special interests or their own narrow self-interest.

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Articles 2, 3, 4, 5 and 6 of Chapter 5 of Title 9 of the Government Code (commencing with Section 85202) as added by the California Political Reform Act of 1996 are repealed. Article 3 of Title 9 of the Government Code (commencing with Section 85300 through 85313) and Article 1 of Title 9 of the Government Code (commencing with Section 85400-85404, 83124, and 89519) and Article 2 of Title 9 of the Government Code (commencing with Section 85500-85504) and Article 3 of Title 9 of the Government Code (commencing with 85600-85603) as added by the California Voters Bill of Rights Act are repealed.

Section 85305 of Article 3 of Chapter 5 of Title 9 of the Government Code is amended to read:

Section 85305. (a) No person shall make contributions to any candidate for elective state office and his or her controlled committee and no candidate for elective state office shall solicit
or accept any contribution from a person with respect to an election, which in the aggregate exceed $5,000 for state legislative office or $10,000 for statewide elective office. This subdivision shall not apply to a committee of a political party.

(b) No person shall make contributions to any political party or any committee of a political party which in the aggregate exceed $25,000 per calendar year. This subdivision shall not apply to a sponsored committee of a political party primarily formed for the support of or opposition to a ballot measure.

(c) For purposes of this section the following terms are defined to mean:
   (i) "State legislative office" means the state senate and assembly;
   (ii) "Election" means an election, general election, primary election, or special election as defined by the Elections Code.
   (iii) "Political party" means the state and county organizations of a party as defined in Elections Code section 338.

(d) Beginning in 2003 and thereafter before December 31 of an odd-numbered year, the Fair Political Practices Commission shall adjust the contribution limit in subdivisions (a) and (b) to reflect changes in the Consumer Price Index, rounded to the nearest one hundred dollars ($100).

Sections 84207 of the Government Code and Article 4.7 of Title 9 of the Government Code (commencing with 84700-84704) as adopted by the California Voters Bill of Rights Act are repealed.

Section 84605.5 of Chapter 4.6 of Article 4 of Title 9 of the Government Code is added to read:

Section 84605.5. In addition to the online disclosure required by sections 84604 and 84605, any candidate or controlled committee of a candidate for state legislative office or statewide elective office, as defined in this Title, shall file online with the Secretary of State, within 24 hours of receipt, a report disclosing every contribution received of $5,000 or more. The report shall include the name and address of the recipient, as well as, the contributor's name, address, occupation and the name of his or her employer, or if self-employed, the name of the business.

SECTION 4. Severability

If any part of the measure or the application to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications which reasonably can be given effect without the invalid provision or application.
SECTION 5. Amendment

The Legislature may amend this Act by a statute passed in each house of the Legislature by roll call vote entered in the journal, two-thirds of the members concurring, to further the purposes of this Act.