

8-13-2003

ANNUAL VEHICLE LICENSE FEE. INITIATIVE STATUTE.

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SECRETARY OF STATE
KEVIN SHELLEY
STATE OF CALIFORNIA

February 2, 2004

TO: ALL COUNTY CLERKS/REGISTRARS OF VOTERS AND
PROponents (04045)

FROM: Brianna Lierman
BRIANNA LIERMAN
ELECTIONS ANALYST

SUBJECT: FAILURE OF INITIATIVE #997

Pursuant to Elections Code section 9030(b), you are hereby notified that the total number of signatures to the hereinafter named 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: ANNUAL VEHICLE LICENSE FEE.

SUMMARY DATE: 08/13/03

PROponent: Thomas McClintock

ELECTIONS DIVISION
1500 11TH STREET - 5TH FLOOR • SACRAMENTO, CA 95814 • (916) 657-2166 • www.ss.ca.gov

OTHER PROGRAMS: STATE ARCHIVES, BUSINESS PROGRAMS, INFORMATION TECHNOLOGY, EXECUTIVE OFFICE, GOLDEN STATE MUSEUM, MANAGEMENT SERVICES, SAFE AT HOME, DOMESTIC PARTNERS REGISTRY, NOTARY PUBLIC, POLITICAL REFORM





SECRETARY OF STATE
KEVIN SHELLEY
STATE OF CALIFORNIA

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AUG 14 2003

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HASTINGS COLLEGE OF THE LAW

August 13, 2003

TO: ALL REGISTRARS OF VOTERS/COUNTY CLERKS AND PROPONENTS
(03213)

FROM: *Brianna Lierman*
Brianna Lierman
Elections Analyst

SUBJECT: **INITIATIVE #997**

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:

**ANNUAL VEHICLE LICENSE FEE.
INITIATIVE STATUTE.**

The proponent of the above-named measure is:

Thomas McClintock
State Senator, 19th District
Tom McClintock's Citizens to End the Car Tax
1127 11th Street, Ste. 216
Sacramento, CA 95814

(916) 448-9321

ELECTIONS DIVISION

1500 11TH STREET - 5TH FLOOR • SACRAMENTO, CA 95814 • (916) 657-2166 • WWW.SS.CA.GOV



**ANNUAL VEHICLE LICENSE FEE.
INITIATIVE STATUTE.**

CIRCULATING AND FILING SCHEDULE

1. Minimum number of signatures required:..... 373,816
California Constitution, Article II, Section 8(b)

2. Official Summary Date:..... Wednesday, 08/13/03

3. Petitions Sections:
 - a. First day Proponent can circulate Sections for
signatures (EC §336)..... Wednesday, 08/13/03

 - 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, 01/12/04*

 - 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, 01/23/04

(If the Proponent files the petition with the county on a date prior to 01/12/04, 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 Sunday, 02/01/04*

- 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, 03/16/04

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

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



INITIATIVE #997

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 02/01/04, 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 411,198 or less than 355,125 then the Secretary of State certifies the petition as qualified or failed, and notifies the counties. If the signature count is between 355,125 and 411,198 inclusive, then the Secretary of State notifies the counties using the random sampling technique to determine the validity of **all** signaturesFriday, 03/26/04*

- 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, 05/10/04

(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 03/26/04, 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, 05/14/04*

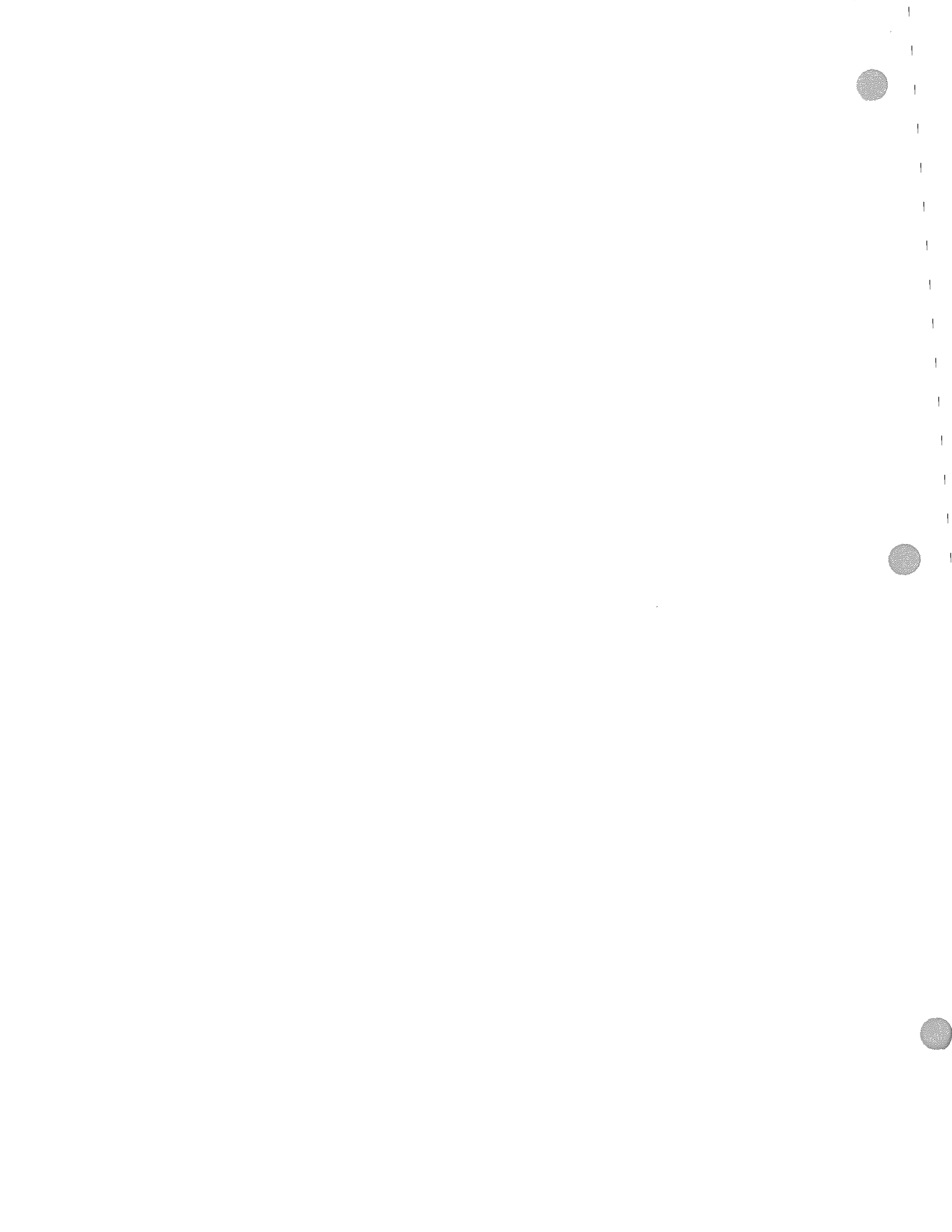
*Date varies based on receipt of county certification.



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) 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.

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) 324-8835
Phone: (916) 324-5490

August 13, 2003

FILED

in the office of the Secretary of State
of the State of California

Kevin Shelley
Secretary of State
1500 - 11th Street, 5th Floor
Sacramento, California 95814

AUG 13 2003

KEVIN SHELLEY, Secretary of State

By Brianna Lierman
Deputy Secretary of State

RE: Initiative Title and Summary
SUBJECT: ANNUAL VEHICLE LICENSE FEE. INITIATIVE STATUTE.
FILE NO: SA2003RF0027

Dear Mr. Shelley:

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,

Handwritten signature of Tricia Knight in cursive script.

TRICIA KNIGHT
Initiative Coordinator

For **BILL LOCKYER**
Attorney General

TK
Enclosures



Date: August 13, 2003
File No: SA2003RF0027

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

ANNUAL VEHICLE LICENSE FEE. INITIATIVE STATUTE. Amends the state Revenue and Taxation Code to set the annual license fee for owning a vehicle, except for a trailer, semi-trailer or trailer coach, at \$1.00 (one dollar), instead of the current rate of 2% of the vehicle's market value. Summary of estimate by Legislative Analyst and Director of Finance of fiscal impact on state and local governments: Annual state savings of up to \$4.5 billion and additional income tax revenues of roughly \$200 million annually. Local government revenue losses of approximately \$6.5 billion annually.



SA2003RF0027

TOM McCLINTOCK'S

CITIZENS TO **END**
THE CAR TAX

1127 11th Street, Suite 216 Sacramento, CA 95814

916 - 448 - 9321

www.TomMcClintock.com

May 28, 2003

Attorney General Bill Lockyer
Office of the Attorney General
1300 I Street
Sacramento, CA 95814

RECEIVED

JUN 20 2003

INITIATIVE COORDINATOR
ATTORNEY GENERAL'S OFFICE

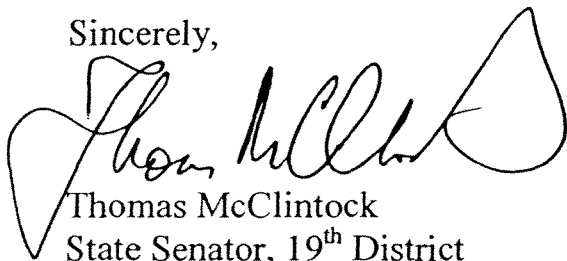
Dear Mr. Lockyer,

As required by Article II, Section 10(d) of the State Constitution, I am submitting the attached statutory measure to your office, and requesting that you prepare a title and summary of the measure as provided by law.

If you require additional material or information you may contact Jonathan Huey at (916) 448-9321. Any request for information regarding our submission of this measure may be forwarded to the address below.

Thank you in advance for your time and attention to this important matter.

Sincerely,



Thomas McClintock
State Senator, 19th District



INITIATIVE MEASURE TO BE SUBMITTED DIRECTLY TO
THE VOTERS

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Type

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

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We, the undersigned, registered, qualified voters of California, residents of _____ County (or City and County), hereby propose amendments to the Revenue and Taxation Code, relating to taxation, 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 statutory amendments (full title and text of the measure) read as follows:

SECTION 1. Section 10752 of the Revenue and Taxation Code is amended to read:

10752. The Notwithstanding Section 10754 or any other provision of law, the annual amount of the license fee for any vehicle, other than a trailer or semitrailer, as described in subdivision (a) of Section 5014.1 of the Vehicle Code, or a trailer coach that is



required to be moved under permit as authorized in Section 35790 of the Vehicle Code, shall be a sum equal to 2 percent of the market value of the vehicle as determined by the department one dollar (\$1).

