

ASSEMBLY BILL

No. 1309

Introduced by Assembly Member Salinas

February 22, 2005

An act to amend Section 4001 of the Elections Code, relating to mail ballot elections.

LEGISLATIVE COUNSEL'S DIGEST

AB 1309, as introduced, Salinas. Monterey County: all-mailed ballot election.

Existing law provides that, through December 31, 2005, any election in Monterey County may be conducted wholly by mail, subject to specified conditions.

This bill would permit mail ballot elections in Monterey County through December 31, 2008.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 4001 of the Elections Code is amended
2 to read:
3 4001. (a) Notwithstanding ~~Sections 1502 and~~ Section 4000,
4 any election in Monterey County may be conducted as an
5 all-mailed ballot election, subject to all of the following
6 conditions:
7 (1) The governing body of the city, county, or district, by
8 resolution, authorizes the all-mailed ballot election and notifies
9 the Secretary of State of its intent to conduct an all-mailed ballot
10 election at least 88 days prior to the date of the election.

1 (2) The election does not occur on the same date as a statewide
2 primary or general election.

3 (3) The election is not a special election to fill a vacancy in a
4 state office, the State Legislature, or Congress.

5 (4) At least one polling place is provided in each city within
6 the jurisdiction.

7 (5) The return of voted mail ballots is subject to Section 3017.

8 (b) If the county conducts an all-mailed ballot election, on or
9 before December 31, 2005, the county shall report to the
10 Legislature and to the Secretary of State regarding the success of
11 the election, including, but not limited to, any statistics on the
12 increase of voter fraud.

13 (c) This section shall remain in effect only until December 31,
14 ~~2005~~ 2008, and as of that date is repealed, unless a later enacted
15 statute, that is enacted before December 31, ~~2005~~ 2008, deletes
16 or extends that date.