

Senate Bill No. 293

CHAPTER 76

An act to add and repeal Section 7310 of the Elections Code, relating to elections.

[Approved by Governor July 17, 2007. Filed with
Secretary of State July 17, 2007.]

LEGISLATIVE COUNSEL'S DIGEST

SB 293, Ackerman. Presidential nominees.

Under existing law, the Secretary of State is required to deliver certificates of nomination to local elections officials 68 days prior to a general election.

This bill would, until January 1, 2009, require, if the Republican National Convention will conclude after the deadline for the Secretary of State to deliver certificates of nomination to local elections officials, the Chairperson of the Republican State Central Committee to notify the Secretary of State of the apparent nomination, with certain requirements, of the Republican candidates for President and Vice President of the United States either not less than 78 days prior to the election or as soon as the nominations become apparent but not less than 61 days prior to the election. The bill would require the Secretary of State to prepare the certificates of nomination based on this information.

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

SECTION 1. Section 7310 is added to the Elections Code, to read:

7310. (a) Notwithstanding Section 8148, if the Republican National Convention will conclude after the deadline for the Secretary of State to deliver certificates of nomination to local elections officials pursuant to Section 8148, the Chairperson of the Republican State Central Committee shall do one of the following:

(1) Notify the Secretary of State of the apparent nomination of the Republican candidates for President and Vice President of the United States not less than 78 days prior to the election, if all of the following conditions apply:

(A) A candidate for President has attained a sufficient number of delegate votes to assure his or her nomination at the Republican National Convention.

(B) The candidate described in paragraph (1) has identified a person who will be nominated to run for the office of Vice President.

(C) The Republican National Convention is likely to nominate the person who is the choice of the candidate for President in the Vice Presidential nomination.

(2) Notify the Secretary of State of the apparent nomination of the Republican candidates for President and Vice President of the United States as soon as each of these apparent nominations become known but not less than 61 days prior to the election, if all of the following conditions apply:

(A) A candidate for President has attained a sufficient number of delegate votes to assure his or her nomination at the Republican National Convention.

(B) The candidate described in paragraph (1) has identified a person who will be nominated to run for the office of Vice President.

(C) The Republican National Convention is likely to nominate the person who is the choice of the candidate for President in the Vice Presidential nomination.

(b) The Secretary of State shall prepare the certificates of nomination required in Section 8148 to include the names of the Republican candidates for President and Vice President as notified by the Chairperson of the Republican State Central Committee.

(c) This section shall remain in effect only until January 1, 2009, and as of that date is repealed, unless a later enacted statute, that is enacted before January 1, 2009, deletes or extends that date.