

AMENDED IN SENATE FEBRUARY 24, 2009

AMENDED IN ASSEMBLY JANUARY 7, 2009

CALIFORNIA LEGISLATURE—2009—10 THIRD EXTRAORDINARY SESSION

ASSEMBLY BILL

No. 18

Introduced by Assembly Member Evans

January 5, 2009

An act relating to ~~the Budget Act of 2008 elections~~, and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

AB 18, as amended, Evans. ~~Budget Act of 2008-Elections.~~

~~This bill would express the intent of the Legislature to make statutory changes relating to the Budget Act of 2008.~~

Existing law provides that a constitutional amendment submitted to the people by the Legislature shall appear on the ballot of the first statewide election occurring at least 131 days after the adoption of the proposal by the Legislature.

This bill would waive that requirement in order to place before the voters at the June 8, 2010, statewide primary election a legislative constitutional amendment relating to the taxation of property with seismic retrofitting improvements.

The California Constitution authorizes the Governor to declare a fiscal emergency and to call the Legislature into special session for that purpose. The Governor issued a proclamation declaring a fiscal emergency, and calling a special session for this purpose, on December 19, 2008.

This bill would state that it addresses the fiscal emergency declared by the Governor by proclamation issued on December 19, 2008, pursuant to the California Constitution.

This bill would declare that it is to take effect immediately as an urgency statute.

Vote: ~~majority~~^{2/3}. Appropriation: no. Fiscal committee: ~~no~~^{yes}. State-mandated local program: no.

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

1 ~~SECTION 1. It is the intent of the Legislature to make statutory~~
2 ~~changes relating to the Budget Act of 2008.~~

3 *SECTION 1. Notwithstanding Section 9040 of the Elections*
4 *Code or any other provision of law, the Secretary of State shall*
5 *submit Senate Constitutional Amendment 4 of the 2007–08 Regular*
6 *Session to the voters at the June 8, 2010, statewide primary*
7 *election.*

8 SEC. 2. This act addresses the fiscal emergency declared by
9 the Governor by proclamation on December 19, 2008, pursuant
10 to subdivision (f) of Section 10 of Article IV of the California
11 Constitution.

12 *SEC. 3. This act is an urgency statute necessary for the*
13 *immediate preservation of the public peace, health, or safety within*
14 *the meaning of Article IV of the Constitution and shall go into*
15 *immediate effect. The facts constituting the necessity are:*

16 *In order to ensure that the measure identified in this act be*
17 *placed on the ballot at the appropriate election for the approval*
18 *of the people, it is necessary that this act take effect immediately.*

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