

Introduced by Senator Blakeslee

January 13, 2011

An act to amend Section 13001 of the Elections Code, relating to special elections, and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

SB 106, as introduced, Blakeslee. Special elections.

Existing law provides that expenses authorized and necessarily incurred in the preparation for and conduct of elections are to be paid from the county treasuries, except as specified.

This bill would provide that expenses authorized and necessarily incurred on or after January 1, 2009, and before April 19, 2011, for elections proclaimed by the Governor to fill a vacancy in the office of Senator or Member of the Assembly, or to fill a vacancy in the office of United States Senator or Member of the United States House of Representatives, shall be paid by the state.

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

Vote: $\frac{2}{3}$. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

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

- 1 SECTION 1. Section 13001 of the Elections Code is amended
- 2 to read:
- 3 13001. ~~AA~~(a) (1) *Except as provided in subdivision (b),*
- 4 *expenses authorized and necessarily incurred in the preparation*
- 5 *for, and conduct of, elections as provided in this code shall be paid*

1 from the county treasuries, except that ~~when~~ *if* an election is called
2 by the governing body of a city the expenses shall be paid from
3 the treasury of the city. ~~All~~

4 (2) *All payments under this subdivision shall be made in the*
5 *same manner as other county or city expenditures are made. The*
6 ~~*elections official, in providing the materials required by this*~~
7 ~~*division, need not utilize the services of the county or city*~~
8 ~~*purchasing agent.*~~

9 (b) *All expenses authorized and necessarily incurred on or after*
10 *January 1, 2009, and before April 19, 2011, in the preparation*
11 *for, and conduct of, elections proclaimed by the Governor to fill*
12 *a vacancy in the office of Senator or Member of the Assembly, or*
13 *to fill a vacancy in the office of United States Senator or Member*
14 *of the United States House of Representatives, shall be paid by the*
15 *state.*

16 (c) *The elections official, in providing the materials required*
17 *by this division, need not utilize the services of the county or city*
18 *purchasing agent.*

19 SEC. 2. This act is an urgency statute necessary for the
20 immediate preservation of the public peace, health, or safety within
21 the meaning of Article IV of the Constitution and shall go into
22 immediate effect. The facts constituting the necessity are:

23 In order to assure the orderly conduct of elections during the
24 ongoing dire fiscal climate by relieving counties of responsibility
25 for expenses incurred on or after January 1, 2009, and before April
26 19, 2011, for the preparation and conduct of elections proclaimed
27 by the Governor for specified purposes, it is necessary that this
28 bill go into immediate effect.