

AMENDED IN ASSEMBLY MAY 13, 2014
AMENDED IN ASSEMBLY MARCH 28, 2014
CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

ASSEMBLY BILL

No. 2233

Introduced by Assembly Member Donnelly

February 21, 2014

An act to add Section 8106.5 to the Elections Code, relating to elections.

LEGISLATIVE COUNSEL'S DIGEST

AB 2233, as amended, Donnelly. Primary elections: petitions: signatures.

Existing law requires a person who seeks to have his or her name printed on the ballot used at the direct primary to file with the county elections official a declaration of candidacy and nomination papers. Existing law requires a person to pay a fee to file his or her declaration of candidacy. Existing law permits a candidate to submit a petition containing a specified number of signatures of registered voters in lieu of the filing fee required for the declaration of candidacy.

This bill would require the elections official to reduce the number of signatures required on a petition in lieu of a filing fee for a special election that is held to fill a vacancy by the same proportion as the reduction in time for the candidate to collect signatures if the number of days for a candidate to collect the signatures is less than the number of days that a candidate would have to collect signatures on a petition at a regular election for the same office. *However, the elections official would not be permitted to reduce the number of signatures to less than*

100 for a special election to fill a vacancy in the office of Representative in Congress, state Senator, or Member of the Assembly.

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 8106.5 is added to the Elections Code,
- 2 to read:
- 3 8106.5. (a) If the number of days for a candidate to collect
- 4 signatures on a petition in lieu of a filing fee for a special election
- 5 that is held to fill a vacancy is less than the number of days that a
- 6 candidate would have to collect signatures on a petition ~~at~~ *for* a
- 7 regular election for the same office, the elections official shall
- 8 reduce the required number of signatures for the petition, as
- 9 specified in subdivision (a) of Section 8106, by the same proportion
- 10 as the reduction in time for the candidate to collect signatures. *In*
- 11 *determining the proportion of time by which the period for a*
- 12 *candidate to collect signatures has been reduced, the elections*
- 13 *official shall exclude any days allotted for filing a supplemental*
- 14 *petition pursuant to paragraph (3) of subdivision (b) of Section*
- 15 *8106.*
- 16 (b) *Notwithstanding subdivision (a), the number of signatures*
- 17 *required on an in-lieu-filing-fee petition for a special election held*
- 18 *to fill a vacancy in the office of Representative in Congress, state*
- 19 *Senator, or Member of the Assembly shall be not less than 100.*