

Senate Bill No. 867

CHAPTER 186

An act relating to elections, and declaring the urgency thereof, to take effect immediately.

[Approved by Governor August 11, 2014. Filed with
Secretary of State August 11, 2014.]

LEGISLATIVE COUNSEL'S DIGEST

SB 867, Committee on Budget and Fiscal Review. State reserve fund ballot measure.

Existing law provides that each statewide ballot measure submitted to the voters be designated by a numeral, which shall be the designation by which the measure is identified on the ballot and in the state ballot pamphlet. Under existing law, beginning with the November 3, 1998, statewide general election, all statewide ballot measures are numbered in a continuous sequence, commencing with the number "1" and continuing in numerical sequence for a period of 10 years, after which the numbering sequence recommences with the number "1" at the next statewide election.

Existing law permits the Legislature to propose to the voters amendments to the California Constitution. At the 2013–14 Second Extraordinary Session, the Legislature adopted Assembly Constitutional Amendment 1, which proposes a constitutional amendment relating to the establishment of state reserve funds in the State Treasury. Assembly Constitutional Amendment 1 is scheduled to be submitted to the voters at the November 4, 2014, statewide general election.

This bill would provide that, notwithstanding the requirements described above regarding the numbering of statewide ballot measures, Assembly Constitutional Amendment 1 of the 2013–14 Second Extraordinary Session shall be designated as "Proposition 2" for purposes of the ballot, the sample ballot, the state ballot pamphlet, and the local voter's pamphlet, and shall be placed as the 2nd ballot measure on the November 4, 2014, statewide general election ballot. The bill would further direct that any reference in the state ballot pamphlet or in a candidate's statement to "Proposition 44" shall be changed to "Proposition 2" prior to final publication of the state ballot pamphlet or the voter's pamphlet that contains the candidate's statement.

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

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

SECTION 1. (a) Notwithstanding Section 13117 of the Elections Code or any other provision of law, Assembly Constitutional Amendment 1 of the 2013–14 Second Extraordinary Session (Resolution Chapter 1 of the 2013–14 Second Extraordinary Session) shall be designated as “Proposition 2” for purposes of the ballot and the state ballot pamphlet and shall be placed as the second ballot measure on the November 4, 2014, statewide general election ballot. If any material submitted to the Secretary of State for inclusion in the state ballot pamphlet contains a reference to “Proposition 44,” the Secretary of State shall revise the material by substituting “Proposition 2” for “Proposition 44” prior to final publication of the state ballot pamphlet.

(b) Assembly Constitutional Amendment 1 of the 2013–14 Second Extraordinary Session shall be referred to in any sample ballot or voter’s pamphlet prepared pursuant to Chapter 4 (commencing with Section 13300) of Division 13 of the Elections Code as “Proposition 2.” Notwithstanding any other provision of law, if any statement submitted by a candidate for inclusion in the voter’s pamphlet contains a reference to “Proposition 44,” the county elections official shall revise the statement by substituting “Proposition 2” for “Proposition 44” prior to final publication of the voter’s pamphlet that contains the candidate’s statement.

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

In order for Assembly Constitutional Amendment 1 of the 2013–14 Second Extraordinary Session to be properly designated on the ballot and in the state ballot pamphlet for the November 4, 2014, statewide general election, it is necessary that this act take effect immediately.