

AMENDED IN SENATE MARCH 28, 2014

SENATE BILL

No. 1061

Introduced by Senator Block

February 18, 2014

An act to amend Sections 105, 2026, 2033, 2102, 2119, 2137, 2141, 2142, 2151, 2156, 2165, 2166, 2166.5, 2166.7, 2167, 2180, 2181, 2183, 2187, 2189, 2190, 2194, 2200, 2202, 2203, 2204, 2205, 2206, 2212, 2221, 3006, 3007.5, 3009, 3011, 3013, 3019, 3021, 3501, 9094, 14310, 16442, 16462, 17000, and 17001 of, and to add Sections 2101.5, 2101.6, and 2155.1 to, the Elections Code, to amend Sections 6254.4, 23365, 23374.13, and 57051 of the Government Code, to amend Section 12950.5 of, and to add Section 12500.5 to, the Vehicle Code, and to amend Section 60211 of the Water Code, relating to elections.

LEGISLATIVE COUNSEL'S DIGEST

SB 1061, as amended, Block. Elections: voter registration.

Under existing law, a person qualified to vote may only register to vote by completing an affidavit of registration.

This bill would provide that all persons not already registered to vote who are qualified to be registered to vote and who complete an application for a new or renewed California driver's license, instruction permit, junior permit, or identification card with the Department of Motor Vehicles shall be registered to vote, ~~unless if the person declines~~ *provides written consent* to be registered to vote, *as specified*. Persons registered to vote under these provisions would be registered as having no party preference. If the person named on the application or form would not be 18 years of age at the time of the next election but otherwise satisfies the requirements to be registered to vote, he or she would be automatically registered to vote at the time that he or she will

be 18 years of age by the time of the next election, ~~unless if~~ *unless if* the person ~~declines~~ *provides written consent* to be registered to vote on the application or form, *as specified*. The bill would require the Department of Motor Vehicles to send ~~a duplicate~~ *an electronic copy* of each of these documents, *with any information that is not required to register to vote redacted*, to the elections official of the county in which the person named on the document resides, unless the person has not filled out the form in its entirety, has not supplied sufficient information to indicate that he or she satisfies the requirements to be registered to vote, declines to be registered to vote, or has indicated on the form that he or she is already registered to vote. The bill would require the Department of Motor Vehicles to keep the information collected confidential, unless the law requires otherwise. The bill would require the elections official to maintain these documents for voters who qualify to be registered to vote under the bill in a manner identical to which the affidavits of registration are maintained.

Under existing law, affidavits of registration are used to verify the residence of a voter, to verify the signature of a voter, and to verify the political affiliation of a voter. Existing law requires a county elections official to maintain the affidavits of registration for voters within the county, to maintain a voter registration index based upon the valid affidavits of registration for voters within the county, to keep voter information listed on the affidavit of registration confidential in certain circumstances, and to cancel the affidavits of registration for persons who are no longer qualified to vote. Existing law permits a county elections official to duplicate uncanceled affidavits of registration for the voters in the county and to store the information contained in the affidavits of registration by way of data processing equipment. Existing law requires the county elections official to maintain canceled affidavits of voter registration, as prescribed.

This bill would require that the completed applications of the Department of Motor Vehicles that cause a voter to become registered to vote be used for verification purposes in the same manner as affidavits of registration, with the exception of political party preference. The bill would also require that the completed applications of the Department of Motor Vehicles be maintained in the same manner as affidavits of registration, be included in the preparation of the voter index, be kept confidential in certain circumstances in the same manner as affidavits of registration, and be canceled in the same manner as affidavits of registration. The bill would permit a county elections official to duplicate

completed applications of the Department of Motor Vehicles that cause voters to become registered to vote and to store the information contained in the applications and forms by way of data processing equipment. The bill would require the county elections official to maintain canceled applications and forms that cause voters to be registered to vote.

Because the bill would require elections officials to provide a higher level of service, it would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: yes.

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

1 SECTION 1. Section 105 of the Elections Code is amended to
2 read:

3 105. (a) For purposes of verifying a signature on an initiative,
4 referendum, recall, nomination, or other election petition or paper,
5 the elections official shall determine that the residence address on
6 the petition or paper is the same as the residence address on the
7 affidavit of registration or ~~the duplicate~~ of the document that caused
8 the voter to be registered to vote pursuant to subdivision (a) of
9 Section 2101.5. If the addresses are different, or if the petition or
10 paper does not specify the residence address, or, in the case of an
11 initiative or referendum petition, if the information specified in
12 Section 9020 is not contained in the petition, the affected signature
13 shall not be counted as valid.

14 (b) A signature invalidated pursuant to this section shall not
15 affect the validity of another valid signature on the particular
16 petition or paper.

17 SEC. 2. Section 2026 of the Elections Code is amended to read:

18 2026. The domicile of a Member of the Legislature or a
19 Representative in the Congress of the United States shall be
20 conclusively presumed to be at the residence address indicated on

1 that person's currently filed affidavit of registration or ~~the duplicate~~
2 ~~of~~ the document that caused the voter to be registered to vote
3 pursuant to subdivision (a) of Section 2101.5.

4 SEC. 3. Section 2033 of the Elections Code is amended to read:

5 2033. Whenever the house number or the mailing address of
6 a voter has been changed and the voter's domicile is the same, the
7 public agency authorizing the change shall notify the county
8 elections official in writing of the change and the county elections
9 official shall make the change on the voter's registration and a
10 new registration shall not be required.

11 SEC. 4. Section 2101.5 is added to the Elections Code, to read:

12 2101.5. (a) A person who is not *currently* registered to vote
13 and properly completes an application for a new or renewed
14 California driver's license, instruction permit, junior permit, or
15 identification card *and* who satisfies the requirements to be
16 registered to vote shall be registered to vote, ~~unless if~~ that person
17 ~~declines provides written consent~~ to be registered to vote ~~on~~ by
18 *signing the statement in the application, as provided in paragraph*
19 *(3) of subdivision (a) of Section 12500.5 of the Vehicle Code.* A
20 person who is not currently registered to vote and properly
21 completes an application for a new or renewed California driver's
22 license, instruction permit, junior permit, or identification card
23 *and* who will not be 18 years of age at the time of the next election
24 but otherwise satisfies the requirements to be registered to vote
25 shall be automatically registered to vote at the time that he or she
26 will be 18 years of age by the time of the next election, ~~unless if~~
27 that person ~~declines provides written consent~~ to be registered to
28 vote ~~on~~ by *signing the statement in the application, as provided in*
29 *paragraph (3) of subdivision (a) of Section 12500.5 of the Vehicle*
30 *Code.*

31 (b) A person may register to vote by completing an affidavit of
32 registration as provided for by this chapter.

33 (c) A person who is registered to vote pursuant to subdivision
34 (a) shall be registered as having no party preference. For purposes
35 of this code, a person who is registered pursuant to subdivision (a)
36 shall be treated as if he or she has declined to state a party
37 preference on the affidavit of registration pursuant to Section 2151.

38 (d) If a person who does not satisfy the requirements to be
39 registered to vote is registered to vote pursuant to subdivision (a),
40 he or she shall not suffer any legal penalty or loss of any benefit

1 to which he or she may otherwise be entitled unless he or she
2 intended to fraudulently register to vote.

3 *(e) An application that is completed pursuant to subdivision*
4 *(a), by a person who is currently registered to vote but failed to*
5 *indicate that fact on the application, shall be construed as updating*
6 *the person's previous voter registration. However, a person's party*
7 *preference shall not be updated to reflect a preference of decline*
8 *to state pursuant to subdivision (c) if the person disclosed a party*
9 *preference in connection with the previous registration.*

10 SEC. 5. Section 2101.6 is added to the Elections Code, to read:

11 2101.6. (a) Upon receipt of the ~~duplicate of the~~ document from
12 the Department of Motor Vehicles, sent pursuant to Section
13 12500.5 of the Vehicle Code, the county elections official shall
14 examine the document and determine if the person named on the
15 document has supplied the information required to establish that
16 he or she is qualified to vote. If the person named on the document
17 is not currently registered to vote and the document indicates that
18 the person satisfies the requirements to be registered to vote, the
19 document shall be treated by the county elections official the same
20 as a completed affidavit of registration. If the person named on
21 the ~~duplicate~~ document will not be 18 years of age at the time of
22 the next election but otherwise satisfies the requirements to be
23 registered to vote, the person shall be automatically registered to
24 vote at the time that he or she will be 18 years of age by the time
25 of the next election.

26 (b) Registration to vote pursuant to subdivision (a) of Section
27 2101.5 shall be deemed effective if received by the Department
28 of Motor Vehicles on or before the 15th day prior to the election.

29 (c) The document received from the Department of Motor
30 Vehicles that caused a voter to be registered pursuant to subdivision
31 (a) of Section 2101.5 shall be maintained by the county elections
32 official in the same manner that the county elections official
33 maintains an affidavit of registration.

34 (d) For purposes of verifying a signature on a recall, initiative,
35 or referendum petition or a signature on a nomination paper or any
36 other election petition or election paper, a properly executed
37 application for a new or renewed California driver's license,
38 instruction permit, junior permit, or identification card filing form
39 that caused a person to be registered to vote pursuant to subdivision
40 (a) of Section 2101.5 shall be deemed effective for verification

1 purposes if both (1) the application or form is signed on the same
2 date or a date prior to the signing of the petition or paper, and (2)
3 the application or form is received by the county elections official
4 on or before the date on which the petition or paper is filed.

5 SEC. 6. Section 2102 of the Elections Code, as amended by
6 Section 2 of Chapter 899 of the Statutes of 2000, is amended to
7 read:

8 2102. (a) An affidavit of registration shall be mailed or
9 delivered to the county elections official and shall set forth all of
10 the facts required to be shown by this chapter. A properly executed
11 registration shall be deemed effective upon receipt of the affidavit
12 by the county elections official if received on or before the 15th
13 day prior to an election to be held in the registrant's precinct. A
14 properly executed registration shall also be deemed effective upon
15 receipt of the affidavit by the county elections official if any of
16 the following apply:

17 (1) The affidavit is postmarked on or before the 15th day prior
18 to the election and received by mail by the county elections official.

19 (2) The affidavit is submitted to the Department of Motor
20 Vehicles or accepted by any other public agency designated as a
21 voter registration agency pursuant to the National Voter
22 Registration Act of 1993 (42 U.S.C. Sec. 1973gg) on or before the
23 15th day prior to the election.

24 (3) The affidavit is delivered to the county elections official by
25 means other than those described in paragraph (1) or (2) on or
26 before the 15th day prior to the election.

27 (b) For purposes of verifying a signature on a recall, initiative,
28 or referendum petition or a signature on a nomination paper or any
29 other election petition or election paper, a properly executed
30 affidavit of registration shall be deemed effective for verification
31 purposes if both ~~(a)~~ (1) the affidavit is signed on the same date or
32 a date prior to the signing of the petition or paper, and ~~(b)~~ (2) the
33 affidavit is received by the county elections official on or before
34 the date on which the petition or paper is filed.

35 (c) Notwithstanding any other law to the contrary, the affidavit
36 of registration required under this chapter may not be taken under
37 sworn oath, but the content of the affidavit shall be certified as to
38 its truthfulness and correctness, under penalty of perjury, by the
39 signature of the affiant.

1 SEC. 7. Section 2102 of the Elections Code, as amended by
2 Section 2 of Chapter 364 of the Statutes of 2009, is amended to
3 read:

4 2102. (a) An affidavit of registration shall be mailed or
5 delivered to the county elections official and shall set forth all of
6 the facts required to be shown by this chapter. A properly executed
7 registration shall be deemed effective upon receipt of the affidavit
8 by the county elections official if received on or before the 15th
9 day prior to an election to be held in the registrant's precinct. A
10 properly executed registration shall also be deemed effective upon
11 receipt of the affidavit by the county elections official if any of
12 the following apply:

13 (1) The affidavit is postmarked on or before the 15th day prior
14 to the election and received by mail by the county elections official.

15 (2) The affidavit is submitted to the Department of Motor
16 Vehicles or accepted by any other public agency designated as a
17 voter registration agency pursuant to the National Voter
18 Registration Act of 1993 (42 U.S.C. Sec. 1973gg) on or before the
19 15th day prior to the election.

20 (3) The affidavit is delivered to the county elections official by
21 means other than those described in paragraph (1) or (2) on or
22 before the 15th day prior to the election.

23 (b) For purposes of verifying a signature on a recall, initiative,
24 or referendum petition or a signature on a nomination paper or any
25 other election petition or election paper, a properly executed
26 affidavit of registration shall be deemed effective for verification
27 purposes if both of the following conditions are satisfied:

28 (1) The affidavit is signed on the same date or a date prior to
29 the signing of the petition or paper.

30 (2) The affidavit is received by the county elections official on
31 or before the date on which the petition or paper is filed.

32 (c) Notwithstanding any other law to the contrary, the affidavit
33 of registration required under this chapter may not be taken under
34 sworn oath, but the content of the affidavit shall be certified as to
35 its truthfulness and correctness, under penalty of perjury, by the
36 signature of the affiant.

37 (d) A person who is at least 17 years of age and otherwise meets
38 all eligibility requirements to vote may submit his or her affidavit
39 of registration as prescribed by this section. A properly executed
40 registration made pursuant to this subdivision shall be deemed

1 effective as of the date the affiant will be 18 years of age, if the
2 information in the affidavit of registration is still current at that
3 time. If the information provided by the affiant in the affidavit of
4 registration is not current at the time that the registration would
5 otherwise become effective, for his or her registration to become
6 effective, the affiant shall provide the current information to the
7 proper county elections official as prescribed by this chapter.

8 SEC. 8. Section 2119 of the Elections Code is amended to read:

9 2119. (a) In lieu of executing a new affidavit of registration
10 for a change of address within the county, the county elections
11 official shall accept a notice or letter of the change of address
12 signed by a voter as he or she is registered.

13 (b) The county elections official shall accept a notification for
14 the forthcoming election and shall change the address on the voter's
15 registration accordingly if the notification is executed on or before
16 the 15th day prior to the election and if any of the following apply:

17 (1) The notification is postmarked on or before the 15th day
18 prior to the election and received by mail by the county elections
19 official.

20 (2) The notification is submitted to the Department of Motor
21 Vehicles or accepted by any other public agency designated as a
22 voter registration agency pursuant to the National Voter
23 Registration Act of 1993 (42 U.S.C. Sec. 1973gg) prior to the
24 election.

25 (3) The notification is delivered to the county elections official
26 by means other than those described in paragraphs (1) and (2) on
27 or before the 14th day prior to the election.

28 SEC. 9. Section 2137 of the Elections Code is amended to read:

29 2137. When an elector is registered by completing an affidavit
30 of registration, his or her name, residence, and residence telephone
31 number, if furnished, shall be entered on the stub attached to the
32 original affidavit. If for any cause the affidavit is spoiled in the
33 course of execution or a mistake is made, the affidavit shall not
34 be destroyed, but the name of the elector for whom it was intended,
35 with his or her residence, shall be entered on the stub as in other
36 cases, and the stubs and affidavits each marked with the word
37 "spoiled."

38 SEC. 10. Section 2141 of the Elections Code is amended to
39 read:

1 2141. (a) If the county elections official deems a duplicate file
2 of voter registrations to be necessary for administrative purposes,
3 the county elections official may prepare, upon the receipt in his
4 or her office of the original affidavit of registration or the duplicate
5 of the document that caused the voter to be registered to vote
6 pursuant to subdivision (a) of Section 2101.5, a reproduction
7 thereof in compliance with the following conditions:

8 (1) The document is photographed, microphotographed, or
9 reproduced in a manner approved for permanent records by the
10 National Bureau of Standards.

11 (2) The device used to reproduce the document is one that
12 accurately reproduces the document in all details.

13 (3) The photographs, microphotographs, or other reproductions
14 are placed in conveniently accessible files and provision is made
15 for preserving, examining, and using the same.

16 (b) Wherever in this code “duplicate affidavit” is used it shall
17 be deemed to include the reproduced affidavit authorized by this
18 section.

19 (c) A signature comparison required by this code may be made
20 against a duplicate produced in compliance with this section.

21 SEC. 11. Section 2142 of the Elections Code is amended to
22 read:

23 2142. (a) If the county elections official refuses to register a
24 qualified elector in the county, the elector may proceed by action
25 in the superior court to compel his or her registration. In an action
26 under this section, as many persons may join as plaintiffs as have
27 causes of action.

28 (b) If the county elections official has not registered a qualified
29 elector who claims to have registered to vote through the
30 Department of Motor Vehicles or a public agency designated as a
31 voter registration agency pursuant to the National Voter
32 Registration Act of 1993 (42 U.S.C. Sec. 1973gg), the elector may
33 proceed by action in the superior court to compel his or her
34 registration. In an action under this section, as many persons may
35 join as plaintiffs as have causes of action.

36 (c) A fee shall not be charged by the clerk of the court for
37 services rendered in an action under this section.

38 SEC. 12. Section 2151 of the Elections Code is amended to
39 read:

1 2151. (a) At the time of completing an affidavit of registration
2 and of transferring registration, an elector may disclose the name
3 of the political party that he or she prefers. The name of that
4 political party shall be stated in the affidavit of registration and
5 the index.

6 (b) (1) The voter registration card shall inform the affiant that
7 an elector may decline to disclose a political party preference, but
8 a person shall not be entitled to vote the ballot of a political party
9 at a primary election for President of the United States or for a
10 party committee unless he or she has disclosed the name of the
11 party that he or she prefers or unless he or she has declined to
12 disclose a party preference and the political party, by party rule
13 duly noticed to the Secretary of State, authorizes a person who has
14 declined to disclose a party preference to vote the ballot of that
15 political party. The voter registration card shall further inform the
16 affiant that a registered voter may vote for any candidate at a
17 primary election for state elective office or congressional office,
18 regardless of the disclosed party preference of the registrant or the
19 candidate seeking that office or the refusal of the registrant or
20 candidate to disclose a party preference.

21 (2) The voter registration card shall include a listing of all
22 qualified political parties. As part of that listing, the voter
23 registration card shall also contain an option that permits the affiant
24 to decline to disclose a party preference. This option shall be placed
25 at the end of the listing of qualified political parties.

26 (c) A person shall not be permitted to vote the ballot of a party
27 or for delegates to the convention of a party other than the party
28 disclosed as preferred in his or her registration, except as provided
29 by Section 2152 or unless he or she has declined to disclose a party
30 preference and the party, by party rule duly noticed to the Secretary
31 of State, authorizes a person who has declined to disclose a party
32 preference to vote the party ballot or for delegates to the party
33 convention.

34 (d) As of the effective date of the statute that added this
35 subdivision, any voter who previously stated a political party
36 affiliation when registering to vote shall be deemed to have
37 disclosed that same party as his or her political party preference
38 unless the voter files a new affidavit of registration disclosing a
39 different political party preference or no political party preference.
40 Any voter who previously declined to state a party affiliation shall

1 be deemed to have declined to disclose a party preference unless
2 the voter files a new affidavit of registration disclosing a different
3 political party preference.

4 (e) The Secretary of State may continue to supply existing
5 affidavits of registration prior to printing new or revised forms
6 that reflect the changes required pursuant to any amendment made
7 to this section.

8 SEC. 13. Section 2155.1 is added to the Elections Code, to
9 read:

10 2155.1. Upon receipt of the ~~duplicate of the~~ document signed
11 by the voter from the Department of Motor Vehicles that caused
12 a voter to be registered pursuant to subdivision (a) of Section
13 2101.5, the county elections official shall inspect the voter index
14 to determine whether the person has been previously registered to
15 vote. If the county elections official determines that the person has
16 not previously been registered to vote, the county elections official
17 shall send the voter a voter notification by nonforwardable,
18 first-class mail, address correction requested, and a voter
19 registration card.

20 The voter notification shall be substantially in the following
21 form:

22
23 VOTER NOTIFICATION
24

25 You are registered to vote. Because you have not completed an
26 affidavit of voter registration, you are registered as declaring no
27 party preference.

28 You may vote in any election held 15 or more days after the date
29 shown on the reverse side of this card.

30 Your name will appear on the index kept at the polls.

31 Please contact your county elections office if the information
32 shown on the reverse side of this card is incorrect.

33 SEC. 14. Section 2156 of the Elections Code is amended to
34 read:

35 2156. The Secretary of State shall print, or cause to be printed,
36 the blank forms of the voter notification prescribed by Sections
37 2155 and 2155.1. The Secretary of State shall supply the forms to
38 the county elections official in quantities and at times requested
39 by the county elections official. The Secretary of State may
40 continue to supply, and a county elections official may continue

1 to use, existing voter notification forms prior to printing new or
2 revised forms as required by any changes to Section 2155 or
3 2155.1.

4 SEC. 15. Section 2165 of the Elections Code is amended to
5 read:

6 2165. Affidavits of registration and ~~the duplicates~~ of the
7 documents that caused voters to be registered to vote pursuant to
8 subdivision (a) of Section 2101.5 for the whole of each county
9 shall be filed, as fast as the registration progresses, in any orderly
10 arrangement as prescribed by the county elections official. If the
11 documents are not filed alphabetically without regard to precinct,
12 the county elections official shall, by electronic, electromechanical,
13 or other suitable means, provide, for general use in his or her office,
14 a comprehensive, printed alphabetical index to the surnames of
15 voters on all uncanceled voter registrations for the whole of the
16 county, whereby the affidavit of registration of a voter or ~~the~~
17 ~~duplicate~~ of the document that caused the voter to be registered to
18 vote pursuant to subdivision (a) of Section 2101.5 may be
19 ascertained and produced. In the case of voters having the same
20 surname, the classification of names appearing on the index shall
21 extend to the given and, where necessary, the middle name or
22 initial.

23 SEC. 16. Section 2166 of the Elections Code is amended to
24 read:

25 2166. (a) A person who is filing with the county elections
26 official a new affidavit of registration or reregistration or is
27 registered pursuant to subdivision (a) of Section 2101.5 may have
28 the information relating to his or her residence address, telephone
29 number, and email address appearing on the affidavit or ~~the~~
30 ~~duplicate~~ of the document that caused the voter to be registered to
31 vote pursuant to subdivision (a) of Section 2101.5, or a list or roster
32 or index prepared therefrom, declared confidential upon order of
33 a superior court issued upon a showing of good cause that a
34 life-threatening circumstance exists to the voter or a member of
35 the voter's household, and naming the county elections official as
36 a party.

37 (b) A person granted confidentiality under subdivision (a) shall:

38 (1) Be considered a vote by mail voter for all subsequent
39 elections or until the county elections official is notified otherwise
40 by the court or in writing by the voter. A voter requesting

1 termination of vote by mail status thereby consents to placement
2 of his or her residence address, telephone number, and email
3 address in the roster of voters.

4 (2) In addition to the required residence address, provide a valid
5 mailing address to be used in place of the residence address for
6 election, scholarly, or political research, and government purposes.
7 The elections official, in producing a list, roster, or index may, at
8 his or her choice, use the valid mailing address or the word
9 “confidential” or some similar designation in place of the residence
10 address.

11 (c) An action in negligence shall not be maintained against a
12 government entity or officer or employee thereof as a result of the
13 disclosure of the information which is the subject of this section
14 unless by a showing of gross negligence or willfulness.

15 SEC. 17. Section 2166.5 of the Elections Code is amended to
16 read:

17 2166.5. (a) A person who is filing with the county elections
18 official a new affidavit of registration or reregistration or is
19 registered pursuant to subdivision (a) of Section 2101.5 may have
20 the information relating to his or her residence address, telephone
21 number, and email address appearing on the affidavit or ~~the~~
22 ~~duplicate~~ of the document that caused the voter to be registered to
23 vote pursuant to subdivision (a) of Section 2101.5, or a list or roster
24 or index prepared therefrom, declared confidential upon
25 presentation of certification that the person is a participant in the
26 Address Confidentiality for Victims of Domestic Violence, Sexual
27 Assault, and Stalking program pursuant to Chapter 3.1
28 (commencing with Section 6205) of Division 7 of Title 1 of the
29 Government Code or a participant in the Address Confidentiality
30 for Reproductive Health Care Service Providers, Employees,
31 Volunteers, and Patients program pursuant to Chapter 3.2
32 (commencing with Section 6215) of that division.

33 (b) A person granted confidentiality under subdivision (a) shall:

34 (1) Be considered a vote by mail voter for all subsequent
35 elections or until the county elections official is notified otherwise
36 by the Secretary of State or in writing by the voter. A voter
37 requesting termination of vote by mail status thereby consents to
38 placement of his or her residence address, telephone number, and
39 email address in the roster of voters.

1 (2) In addition to the required residence address, provide a valid
2 mailing address to be used in place of the residence address for
3 election, scholarly, or political research, and government purposes.
4 The elections official, in producing a list, roster, or index may, at
5 his or her choice, use the valid mailing address or the word
6 “confidential” or some similar designation in place of the residence
7 address.

8 (c) An action in negligence shall not be maintained against a
9 government entity or officer or employee thereof as a result of the
10 disclosure of the information that is the subject of this section
11 unless by a showing of gross negligence or willfulness.

12 (d) Subdivisions (a) and (b) shall not apply to any person granted
13 confidentiality upon receipt by the county elections official of a
14 written notice by the address confidentiality program manager of the
15 withdrawal, invalidation, expiration, or termination of the
16 program participant’s certification.

17 SEC. 18. Section 2166.7 of the Elections Code is amended to
18 read:

19 2166.7. (a) If authorized by his or her county board of
20 supervisors, a county elections official shall, upon application of
21 a public safety officer, make confidential that officer’s residence
22 address, telephone number, and email address appearing on the
23 affidavit of registration or ~~the duplicate~~ of the document that caused
24 the voter to be registered to vote pursuant to subdivision (a) of
25 Section 2101.5, pursuant to this section.

26 (b) The application by the public safety officer shall contain a
27 statement, signed under penalty of perjury, that the person is a
28 public safety officer as defined in subdivision (f) and that a
29 life-threatening circumstance exists to the officer or a member of
30 the officer’s family. The application shall be a public record.

31 (c) The confidentiality granted pursuant to subdivision (a) shall
32 terminate no more than two years after commencement, as
33 determined by the county elections official. The officer may submit
34 a new application for confidentiality pursuant to subdivision (a),
35 and the new request may be granted for an additional period of
36 not more than two years.

37 (d) A person granted confidentiality under subdivision (a) shall:

38 (1) Be considered a vote by mail voter for all subsequent
39 elections or until the county elections official is notified otherwise
40 by the Secretary of State or in writing by the voter. A voter

1 requesting termination of vote by mail status thereby consents to
2 placement of his or her residence address, telephone number, and
3 email address in the roster of voters.

4 (2) In addition to the required residence address, provide a valid
5 mailing address to be used in place of the residence address for
6 election, scholarly, or political research, and government purposes.
7 The elections official, in producing any list, roster, or index may,
8 at his or her choice, use the valid mailing address or the word
9 “confidential” or some similar designation in place of the residence
10 address.

11 (e) An action in negligence shall not be maintained against a
12 government entity or officer or employee thereof as a result of the
13 disclosure of the information that is the subject of this section
14 unless by a showing of gross negligence or willfulness.

15 (f) “A public safety officer” has the same meaning as a public
16 safety official as defined in subdivision (a), (d), (e), (f), or (j) of
17 Section 6254.24 of the Government Code.

18 SEC. 19. Section 2167 of the Elections Code is amended to
19 read:

20 2167. (a) Upon the personal or written application of a person,
21 the county elections official shall, at a fee not to exceed one dollar
22 and fifty cents (\$1.50), provide the applicant with a certified copy
23 of the entries upon the register relating to the applicant.

24 (b) A certified copy of an uncanceled affidavit of registration
25 or a certified copy of an uncanceled document that caused the voter
26 to be registered to vote pursuant to subdivision (a) of Section
27 2101.5 is prima facie evidence that the person named in the entry
28 is a voter of the county.

29 SEC. 20. Section 2180 of the Elections Code is amended to
30 read:

31 2180. (a) At least once, and more often if he or she deems it
32 necessary, within each two-year period commencing on the first
33 day of January in each odd-numbered year, the county elections
34 official shall have printed a complete index, by precinct, to the
35 affidavits of registration and ~~the duplicates of~~ the documents that
36 caused voters to be registered to vote pursuant to subdivision (a)
37 of Section 2101.5 current at the date of printing.

38 (b) (1) The index shall contain the name, address, residence
39 telephone number if furnished, and political party preference of
40 each voter if furnished, and also a ruled space to the left of each

1 name, within which to write, in figures, the line number designating
2 the position of the name of the voter on the roster of voters.

3 (2) The name shall include the given name and the middle name
4 or initials, if any. At the affiant’s option, the given name may be
5 preceded by the designation “Miss,” “Ms.,” “Mrs.,” or “Mr.”

6 (c) The index shall be printed in a size no smaller than
7 eight-point roman type on eight-point body and shall be arranged
8 in alphabetical order in accordance with the surnames of the voters.

9 (d) A space of not less than one-quarter inch or one line of
10 printing shall be left between the names of voters beginning with
11 one letter of the alphabet and those starting with the next letter of
12 the alphabet.

13 (e) Supplements of the same content and style may be printed
14 as need for them appears.

15 SEC. 21. Section 2181 of the Elections Code is amended to
16 read:

17 2181. In addition to printing a complete index within and for
18 each two-year period, as provided in Section 2180, the county
19 elections official may print and maintain one complete and
20 continuing index, by precinct, to the affidavits of registration and
21 ~~the duplicates of the documents that caused voters to be registered~~
22 to vote pursuant to subdivision (a) of Section 2101.5 and keep the
23 index current by supplements and deletions as provided in Sections
24 2180 and 2183, and by reprinting portions of the index by precinct,
25 as the need appears, the reprinted portions to contain the same
26 information concerning each voter and to be in the same style,
27 spacing, and type of print as provided in Section 2180.

28 SEC. 22. Section 2183 of the Elections Code is amended to
29 read:

30 2183. (a) The elections official shall supply copies of the index
31 and of supplements to the index, necessary to bring it up to date,
32 for an election to be held within the county. The county elections
33 official shall also supply as many copies of the index and
34 supplements, not to exceed four in number, as may be requested
35 by the elections official of a city, school district, or other body.
36 The name of a voter whose affidavit of registration or registration
37 made pursuant to subdivision (a) of Section 2101.5 has been
38 canceled shall be lined out of the index and supplement. The county
39 elections official may charge an amount that will reimburse the
40 county for the expense incurred in preparing and furnishing a lined

1 out index of registrations and supplements other than for those
2 provided for by Sections 2180 and 2182.

3 (b) In the case of a municipal election, an index provided
4 pursuant to this section shall be supplied to the city elections
5 official not less than 25 days prior to the day of the election for
6 which it is provided. If the index does not contain the names of all
7 people eligible to vote in the election, the county elections official
8 shall supply a supplement to the index, including all voters who
9 registered after the 54th day before the election, not less than seven
10 days prior to the election for which it is provided.

11 SEC. 23. Section 2187 of the Elections Code is amended to
12 read:

13 2187. (a) A county elections official shall send to the Secretary
14 of State, in a format described by the Secretary of State, a summary
15 statement of the number of voters in the county. The statement
16 shall show the total number of voters in the county, the number
17 registered as preferring each qualified political party, the number
18 registered in nonqualified parties, and the number who declined
19 to state a party preference, and the number who have been
20 registered as having no party affiliation because of registration of
21 the voter pursuant to subdivision (a) of Section 2101.5. The
22 statement shall also show the number of voters, by political
23 preference, in each city, supervisorial district, Assembly district,
24 Senate district, and congressional district located in whole or in
25 part within the county.

26 (b) The Secretary of State, on the basis of the statements sent
27 by the county elections officials and within 30 days after receiving
28 those statements, shall compile a statewide list showing the number
29 of voters, by party preference, in the state and in each county, city,
30 supervisorial district, Assembly district, Senate district, and
31 congressional district in the state. A copy of this list shall be made
32 available, upon request, to any elector in this state.

33 (c) Each county that uses data processing equipment to store
34 the information set forth in the affidavit of registration or ~~the~~
35 ~~duplicate~~ of the document that caused a person to be registered to
36 vote pursuant to subdivision (a) of Section 2101.5 shall send to
37 the Secretary of State one copy of the electronic data file with the
38 information requested by the Secretary of State. Each county that
39 does not use data-processing storage shall send to the Secretary
40 of State one copy of the index setting forth that information.

- 1 (d) The summary statements and the electronic data file copy
2 or the index shall be sent at the following times:
- 3 (1) On the 135th day before each presidential primary and before
4 each direct primary, with respect to voters registered on the 154th
5 day before the primary election.
- 6 (2) Not less than 50 days prior to the primary election, with
7 respect to voters registered on the 60th day before the primary
8 election.
- 9 (3) Not less than seven days prior to the primary election, with
10 respect to voters registered before the 14th day prior to the primary
11 election.
- 12 (4) Not less than 102 days prior to each presidential general
13 election, with respect to voters registered before the 123rd day
14 before the presidential general election.
- 15 (5) Not less than 50 days prior to the general election, with
16 respect to voters registered on the 60th day before the general
17 election.
- 18 (6) Not less than seven days prior to the general election, with
19 respect to voters registered before the 14th day prior to the general
20 election.
- 21 (7) On or before March 1 of each odd-numbered year, with
22 respect to voters registered as of February 10.
- 23 (e) The Secretary of State may adopt regulations prescribing
24 the content and format of the electronic data file or index referred
25 to in subdivision (c) and containing the registered voter
26 information.
- 27 (f) The Secretary of State may adopt regulations prescribing
28 additional regular reporting times, except that the total number of
29 reporting times in any one calendar year shall not exceed 12.
- 30 (g) The Secretary of State shall make the information from the
31 electronic data files or the printed indexes available, under
32 conditions prescribed by the Secretary of State, to any candidate
33 for federal, state, or local office, to any committee for or against
34 any proposed ballot measure, to any committee for or against any
35 initiative or referendum measure for which legal publication is
36 made, and to any person for election, scholarly, or political
37 research, or governmental purposes as determined by the Secretary
38 of State.

1 (h) For purposes of this section, “electronic data file” means
2 either a magnetic tape or a data file in an alternative electronic
3 format, at the discretion of the county elections official.

4 SEC. 24. Section 2189 of the Elections Code is amended to
5 read:

6 2189. Before the day of an election held throughout the county,
7 the county elections official shall deliver to the precinct board in
8 each precinct three copies of the index to the affidavits of
9 registration and ~~the duplicates~~ of the documents that caused voters
10 to be registered to vote pursuant to subdivision (a) of Section
11 2101.5 for that precinct, with canceled names lined out and with
12 necessary supplements to bring the index up to date. The index
13 and supplements shall constitute the register to be used at the
14 election.

15 SEC. 25. Section 2190 of the Elections Code is amended to
16 read:

17 2190. (a) If the county elections official maintains tabulating
18 cards containing the information set forth in the affidavits of
19 registration of voters and ~~the duplicates~~ of the documents that
20 caused voters to be registered to vote pursuant to subdivision (a)
21 of Section 2101.5, or sets forth that information on electronic data
22 processing tape, he or she shall provide, upon request, not less
23 than 30 days prior to each direct primary election and general
24 election, one set of those cards or a copy of the tape to the county
25 central committee of a party for all voters allowed to participate
26 in the subsequent direct primary election or general election. The
27 county elections official shall also furnish to the county central
28 committee, not less than seven days prior to each direct primary
29 election and general election, one set of those cards or a copy of
30 the tape of those voters who registered after the 54th day before
31 the election. The cards or tape shall be provided without charge,
32 except that the county central committee shall provide a
33 replacement for the tape.

34 (b) In addition to those provided to county central committees,
35 the county elections official shall provide, upon request, a set of
36 cards or a copy of a tape to any candidate or committee specified
37 in Section 2184, provided that the candidate or committee
38 reimburses the county for whatever actual costs are involved in
39 providing this service.

1 SEC. 26. Section 2194 of the Elections Code is amended to
2 read:

3 2194. (a) Except as provided in Section 2194.1, the voter
4 registration card information identified in Section 6254.4 of the
5 Government Code:

6 (1) Shall be confidential and shall not appear on any computer
7 terminal, list, affidavit, duplicate affidavit, or other medium
8 routinely available to the public at the county elections official's
9 office.

10 (2) Shall not be used for any personal, private, or commercial
11 purpose, including, but not limited to:

12 (A) The harassment of any voter or voter's household.

13 (B) The advertising, solicitation, sale, or marketing of products
14 or services to any voter or voter's household.

15 (C) Reproduction in print, broadcast visual or audio, or display
16 on the Internet or any computer terminal unless pursuant to
17 paragraph (3).

18 (3) Shall be provided with respect to any voter, subject to the
19 provisions of Sections 2166.5, 2166.7, and 2188, to any candidate
20 for federal, state, or local office, to any committee for or against
21 any initiative or referendum measure for which legal publication
22 is made, and to any person for election, scholarly, journalistic, or
23 political purposes, or for governmental purposes, as determined
24 by the Secretary of State.

25 (b) (1) Notwithstanding any other law, the California driver's
26 license number, the California identification card number, the
27 social security number, and any other unique identifier used by
28 the State of California for purposes of voter identification shown
29 on a voter registration card or ~~the duplicate~~ of the document that
30 caused a person to be registered to vote pursuant to subdivision
31 (a) of Section 2101.5 of a registered voter, or added to voter
32 registration records to comply with the requirements of the federal
33 Help America Vote Act of 2002 (42 U.S.C. Sec. 15301 et seq.),
34 are confidential and shall not be disclosed to any person.

35 (2) Notwithstanding any other law, the signature of the voter
36 shown on the voter registration card or ~~the duplicate~~ of the
37 document that caused a person to be registered to vote pursuant
38 to subdivision (a) of Section 2101.5 is confidential and shall not
39 be disclosed to any person, except as provided in subdivision (c).

1 (c) (1) The home address or signature of any voter shall be
2 released whenever the person’s vote is challenged pursuant to
3 Sections 15105 to 15108, inclusive, or Article 3 (commencing
4 with Section 14240) of Chapter 3 of Division 14. The address or
5 signature shall be released only to the challenger, to elections
6 officials, and to other persons as necessary to make, defend against,
7 or adjudicate the challenge.

8 (2) An elections official shall permit a person to view the
9 signature of a voter for the purpose of determining whether the
10 signature matches a signature on an affidavit of registration, ~~the~~
11 ~~duplicate~~ of the document that caused a person to be registered to
12 vote pursuant to subdivision (a) of Section 2101.5, or a petition,
13 but shall not permit a signature to be copied.

14 (d) A governmental entity, or officer or employee thereof, shall
15 not be held civilly liable as a result of disclosure of the information
16 referred to in this section, unless by a showing of gross negligence
17 or willfulness.

18 (e) For the purposes of this section, “voter’s household” is
19 defined as the voter’s place of residence or mailing address or any
20 persons who reside at the place of residence or use the mailing
21 address as supplied on the affidavit of registration pursuant to
22 paragraphs (3) and (4) of subdivision (a) of Section 2150 or ~~the~~
23 ~~duplicate~~ of the document that caused a person to be registered to
24 vote pursuant to subdivision (a) of Section 2101.5.

25 SEC. 27. Section 2200 of the Elections Code is amended to
26 read:

27 2200. The registration of a voter is permanent for all purposes
28 during his or her life, unless and until the registration is canceled
29 by the county elections official for any of the causes specified in
30 this article.

31 SEC. 28. Section 2202 of the Elections Code is amended to
32 read:

33 2202. (a) The county elections official shall preserve all
34 uncanceled affidavits of registration and ~~duplicates~~ of the
35 documents that caused voters to be registered to vote pursuant to
36 subdivision (a) of Section 2101.5 in a secure manner that will
37 protect the confidentiality of the voter information consistent with
38 Section 2194.

39 The affidavits of registration and ~~duplicates~~ of the documents
40 that caused voters to be registered to vote pursuant to subdivision

1 (a) of Section 2101.5 shall constitute the register required to be
2 kept by Article 5 (commencing with Section 2180) of Chapter 2.

3 (b) In lieu of maintaining uncanceled affidavits of registration
4 ~~and the duplicates of the~~ documents that caused voters to be
5 registered to vote pursuant to subdivision (a) of Section 2101.5,
6 the county elections official may, following the first general
7 election after the date of registration, microfilm, record on optical
8 disc, or record on another electronic medium that does not permit
9 an addition, deletion, or change to the original document, the
10 uncanceled affidavits of registration and ~~the duplicates of the~~
11 documents that caused voters to be registered to vote pursuant to
12 subdivision (a) of Section 2101.5. Use of an electronic medium to
13 record uncanceled affidavits of registration and ~~the duplicates of~~
14 ~~the~~ documents that caused voters to be registered to vote pursuant
15 to subdivision (a) of Section 2101.5 shall protect the security and
16 confidentiality of the voter information. The county elections
17 official may dispose of uncanceled affidavits of registration and
18 ~~the duplicates of the~~ documents that caused voters to be registered
19 to vote pursuant to subdivision (a) of Section 2101.5 transferred
20 pursuant to this section. The disposal of uncanceled affidavits and
21 ~~the duplicates of the~~ documents that caused voters to be registered
22 to vote pursuant to subdivision (a) of Section 2101.5 shall be
23 performed in a manner that does not compromise the security or
24 confidentiality of the voter information contained therein. A
25 medium used by the county elections official shall meet the
26 minimum standards, guidelines, or both, as recommended by the
27 American National Standards Institute or the Association of
28 Information and Image Management. For purposes of this section,
29 a duplicate copy of an affidavit of registration shall be deemed an
30 original.

31 SEC. 29. Section 2203 of the Elections Code is amended to
32 read:

33 2203. (a) Cancellation is made by writing or stamping on the
34 affidavit of registration or ~~the duplicate of the~~ document that caused
35 the voter to be registered to vote pursuant to subdivision (a) of
36 Section 2101.5 the word “canceled,” the reason the registration
37 was canceled, and the date of cancellation.

38 (b) Whenever a voter transfers his or her registration from one
39 precinct to another precinct in the same county, or reregisters in
40 another precinct in the same county as shown by the new affidavit

1 of registration, the county elections official shall immediately
2 cancel the registration from the precinct in which the voter was
3 first registered, and shall remove the registration from the file of
4 uncanceled registrations.

5 (c) Except as provided in Section 2119, whenever a voter
6 removes from one county to another county and registers in the
7 latter county, the county elections official of the county in which
8 he or she was first registered, upon being informed of his or her
9 removal either by the voter personally or by receipt of a notice of
10 reregistration under Section 2118, shall likewise cancel his or her
11 registration and remove the registration in that county.

12 (d) The county elections official in distributing to each precinct
13 the three indexes of registration, as required by Section 2189, shall
14 cross out of those indexes the name of a voter whose registration
15 from the precinct has been canceled.

16 SEC. 30. Section 2204 of the Elections Code is amended to
17 read:

18 2204. Notwithstanding any other law, whenever a voter changes
19 his or her residence within the same precinct, the voter's
20 registration shall not be canceled. Whenever notified by the voter,
21 the elections official shall change the voter's affidavit of
22 registration ~~or the duplicate of the document~~ that caused the voter
23 to be registered to vote pursuant to subdivision (a) of Section
24 2101.5 to reflect the new residence address within the same
25 precinct.

26 SEC. 31. Section 2205 of the Elections Code, as enacted by
27 Section 2 of Chapter 920 of the Statutes of 1994, is amended to
28 read:

29 2205. The local registrar of births and deaths shall notify the
30 county elections official not later than the 15th day of each month
31 of all deceased persons 18 years of age and over, whose deaths
32 were registered with him or her or of whose deaths he or she was
33 notified by the State Registrar of Vital Statistics during the
34 preceding month. This notification shall include at least the name,
35 sex, age, birthplace, birth date, place of residence, *and* date and
36 place of death of each decedent.

37 The county elections official shall cancel the voter registration
38 of each deceased voter.

1 SEC. 32. Section 2205 of the Elections Code, as amended by
2 Section 5 of Chapter 364 of the Statutes of 2009, is amended to
3 read:

4 2205. The local registrar of births and deaths shall notify the
5 county elections official not later than the 15th day of each month
6 of all deceased persons 17 years of age and over, whose deaths
7 were registered with him or her or of whose deaths he or she was
8 notified by the State Registrar of Vital Statistics during the
9 preceding month. This notification shall include at least the name,
10 sex, age, birthplace, birth date, place of residence, and date and
11 place of death of each decedent.

12 The county elections official shall cancel the voter registration
13 of the deceased voter.

14 SEC. 33. Section 2206 of the Elections Code is amended to
15 read:

16 2206. The Secretary of State shall adopt regulations to facilitate
17 the availability of death statistics from the State Department of
18 Public Health. The data shall be used by county elections officials
19 in canceling the voter registration of deceased persons.

20 SEC. 34. Section 2212 of the Elections Code is amended to
21 read:

22 2212. The clerk of the superior court of the county, on the basis
23 of the records of the court, shall furnish to the chief elections
24 official of the county, not less frequently than the first day of April
25 and the first day of September of each year, a statement showing
26 the names, addresses, and dates of birth of all persons who have
27 been convicted of felonies since the clerk's last report. The
28 elections official shall, during the first week of April and the first
29 week of September in each year, cancel the voter registration of
30 those persons who are currently imprisoned or on parole for the
31 conviction of a felony. The clerk shall certify the statement under
32 the seal of the court.

33 SEC. 35. Section 2221 of the Elections Code is amended to
34 read:

35 2221. (a) Based on the postal notice on the returned residency
36 confirmation postcard received pursuant to Section 2220, the
37 county elections official shall take the following actions:

38 (1) The voter registration of a person whose residency
39 confirmation postcard is returned by the post office as
40 undeliverable and who has no forwarding address shall be placed

1 in the inactive file pursuant to paragraph (2) of subdivision (a) of
2 Section 2226. This person shall be mailed the confirmation notice
3 described in subdivision (d) of Section 2225.

4 (2) The voter registration of a person for whom a forwarding
5 address within the county is received shall be corrected to reflect
6 the new address provided by the post office.

7 (3) The voter registration of a person for whom a forwarding
8 address outside of the county is received shall be placed in the
9 inactive file pursuant to paragraph (2) of subdivision (a) of Section
10 2226. This person shall be mailed the confirmation notice described
11 in subdivision (c) of Section 2225.

12 (b) A blank affidavit of registration shall immediately be mailed
13 to the address from which a voter registration was canceled or
14 changed pursuant to this section.

15 (c) An address correction or cancellation of a voter registration
16 made pursuant to this section shall be reflected on the voter index
17 as required by Section 2191.

18 SEC. 36. Section 3006 of the Elections Code is amended to
19 read:

20 3006. (a) A printed application that is to be distributed to a
21 voter for requesting a vote by mail voter's ballot shall inform the
22 voter that the application for the vote by mail voter's ballot must
23 be received by the elections official not later than seven days prior
24 to the date of the election and shall contain spaces for the
25 following:

26 (1) The printed name and residence address of the voter as it
27 appears on the affidavit of registration or ~~the duplicate~~ of the
28 document that caused the voter to be registered to vote pursuant
29 to subdivision (a) of Section 2101.5.

30 (2) The address to which the ballot is to be mailed.

31 (3) The voter's signature.

32 (4) The name and date of the election for which the request is
33 to be made.

34 (b) (1) The information required by paragraphs (1) and (4) of
35 subdivision (a) may be preprinted on the application. The
36 information required by paragraphs (2) and (3) of subdivision (a)
37 shall be personally affixed by the voter.

38 (2) An address, as required by paragraph (2) of subdivision (a),
39 may not be the address of a political party, a political campaign
40 headquarters, or a candidate's residence. However, a candidate,

1 his or her spouse, immediate family members, and any other voter
2 who shares the same residence address as the candidate may request
3 that a vote by mail ballot be mailed to the candidate's residence
4 address.

5 (3) An application that contains preprinted information shall
6 contain a conspicuously printed statement substantially similar to
7 the following: "You have the legal right to mail or deliver this
8 application directly to the local elections official of the county
9 where you reside."

10 (c) The application shall inform the voter that if he or she has
11 declined to disclose a preference for a political party, the voter
12 may request a vote by mail ballot for a particular political party
13 for the partisan primary election, if that political party has adopted
14 a party rule, duly noticed to the Secretary of State, authorizing that
15 vote. The application shall contain a toll-free telephone number,
16 established by the Secretary of State, that the voter may call to
17 access information regarding which political parties have adopted
18 such a rule. The application shall contain a checkoff box with a
19 conspicuously printed statement that reads substantially similar to
20 the following: "I have declined to disclose a preference for a
21 qualified political party. However, for this primary election only,
22 I request a vote by mail ballot for the _____ Party." The name
23 of the political party shall be personally affixed by the voter.

24 (d) The application shall provide the voter with information
25 concerning the procedure for establishing permanent vote by mail
26 voter status, and the basis upon which permanent vote by mail
27 voter status is claimed.

28 (e) The application shall be attested to by the voter as to the
29 truth and correctness of its content, and shall be signed under
30 penalty of perjury.

31 SEC. 37. Section 3007.5 of the Elections Code is amended to
32 read:

33 3007.5. (a) The Secretary of State shall prepare and distribute
34 to appropriate elections officials a uniform electronic application
35 format for a vote by mail voter's ballot that conforms to this
36 section.

37 (b) The uniform electronic application shall inform the voter
38 that the application for the vote by mail voter's ballot must be
39 received by the elections official not later than seven days prior

1 to the date of the election and shall contain spaces for at least the
2 following information:

3 (1) The name and residence address of the registered voter as
4 it appears on the affidavit of registration or ~~the duplicate~~ of the
5 document that caused the voter to be registered to vote pursuant
6 to subdivision (a) of Section 2101.5.

7 (2) The address to which the ballot is to be mailed.

8 (3) The name and date of the election for which the request is
9 made.

10 (4) The date of birth of the registered voter.

11 (c) The uniform electronic application shall inform the voter
12 that if he or she has declined to disclose a preference for a political
13 party, the voter may request a vote by mail ballot for a particular
14 political party for the partisan primary election, if that political
15 party has adopted a party rule, duly noticed to the Secretary of
16 State, authorizing that vote. The application shall contain a toll-free
17 telephone number, established by the Secretary of State, that the
18 voter may call to access information regarding which political
19 parties have adopted such a rule. The application shall list the
20 parties that have notified the Secretary of State of the adoption of
21 such a rule. The application shall contain a checkoff box with a
22 conspicuously printed statement that reads substantially similar to
23 the following: “I have declined to disclose a preference for a
24 qualified political party. However, for this primary election only,
25 I request a vote by mail ballot for the ____ Party.” The name of
26 the political party shall be personally affixed by the voter.

27 (d) The uniform electronic application shall contain a
28 conspicuously printed statement substantially similar to the
29 following: “Only the registered voter himself or herself may apply
30 for a vote by mail ballot. An application for a vote by mail ballot
31 made by a person other than the registered voter is a criminal
32 offense.”

33 (e) The uniform electronic application shall include a statement
34 substantially similar to the following: “A ballot will not be sent to
35 you if this application is incomplete or inaccurate.”

36 (f) The uniform electronic application format shall not permit
37 the form to be electronically submitted unless all of the information
38 required to complete the application is contained in the appropriate
39 fields.

1 SEC. 38. Section 3009 of the Elections Code is amended to
2 read:

3 3009. (a) Upon receipt of a vote by mail ballot application
4 signed by the voter that arrives within the proper time, the elections
5 official should determine if the signature and residence address
6 on the ballot application appear to be the same as that on the
7 original affidavit of registration or ~~the duplicate~~ of the document
8 that caused the voter to be registered to vote pursuant to subdivision
9 (a) of Section 2101.5. The elections official may make this
10 signature check upon receiving the voted ballot, but the signature
11 must be compared before the vote by mail voter ballot is canvassed.

12 (b) If the elections official deems the applicant entitled to a vote
13 by mail voter's ballot he or she shall deliver by mail or in person
14 the appropriate ballot. The ballot may be delivered to the applicant,
15 his or her spouse, child, parent, grandparent, grandchild, or sibling,
16 or a person residing in the same household as the vote by mail
17 voter, except that in no case shall the ballot be delivered to an
18 individual under 16 years of age. The elections official shall deliver
19 the vote by mail ballot to the applicant's spouse, child, parent,
20 grandparent, grandchild, or sibling, or a person residing in the
21 same household as the vote by mail voter only if that person signs
22 a statement attested to under penalty of perjury that provides the
23 name of the applicant and his or her relationship to the applicant,
24 and affirms that he or she is 16 years of age or older, and is
25 authorized by the applicant to deliver the vote by mail ballot.

26 (c) (1) If the elections official determines that an application
27 does not contain all of the information prescribed in Section 3001
28 or 3006, or for any other reason is defective, and the elections
29 official is able to ascertain the voter's address, the elections official
30 shall, within one working day of receiving the application, mail
31 the voter a vote by mail voter's ballot together with a notice. The
32 notice shall inform the voter that the voter's vote by mail voter's
33 ballot shall not be counted unless the applicant provides the
34 elections official with the missing information or corrects the
35 defects prior to, or at the time of, receipt of the voter's executed
36 vote by mail voter's ballot. The notice shall specifically inform
37 the voter of the information that is required or the reason for the
38 defects in the application, and shall state the procedure necessary
39 to remedy the defective application.

1 (2) If the voter substantially complies with the requirements
2 contained in the elections official's notice, the voter's ballot shall
3 be counted.

4 (3) In determining from the records of registration if the
5 signature and residence address on the application appear to be
6 the same as that on the original affidavit of registration or ~~the~~
7 ~~duplicate~~ of the document that caused the voter to be registered to
8 vote pursuant to subdivision (a) of Section 2101.5, the elections
9 official or registrar of voters may use the duplicate file of registered
10 voters or the facsimiles of voter's signatures, provided that the
11 method of preparing and displaying the facsimiles complies with
12 the law.

13 SEC. 39. Section 3011 of the Elections Code is amended to
14 read:

15 3011. (a) The identification envelope shall contain all of the
16 following:

17 (1) A declaration, under penalty of perjury, stating that the voter
18 resides within the precinct in which he or she is voting and is the
19 person whose name appears on the envelope.

20 (2) The signature of the voter.

21 (3) The residence address of the voter as shown on the affidavit
22 of registration or ~~the duplicate~~ of the document that caused the
23 voter to be registered to vote pursuant to subdivision (a) of Section
24 2101.5.

25 (4) The date of signing.

26 (5) A notice that the envelope contains an official ballot and is
27 to be opened only by the canvassing board.

28 (6) A warning plainly stamped or printed on it that voting twice
29 constitutes a crime.

30 (7) A warning plainly stamped or printed on it that the voter
31 must sign the envelope in his or her own handwriting in order for
32 the ballot to be counted.

33 (8) A statement that the voter has neither applied, nor intends
34 to apply, for a vote by mail voter's ballot from any other
35 jurisdiction for the same election.

36 (9) The name of the person authorized by the voter to return the
37 vote by mail ballot pursuant to Section 3017.

38 (10) The relationship to the voter of the person authorized to
39 return the vote by mail ballot.

1 (11) The signature of the person authorized to return the vote
2 by mail ballot.

3 (b) Except at a primary election for partisan office, and
4 notwithstanding any other provision of law, the vote by mail voter's
5 party affiliation may not be stamped or printed on the identification
6 envelope.

7 SEC. 40. Section 3013 of the Elections Code is amended to
8 read:

9 3013. Upon delivering or mailing a vote by mail voter's ballot,
10 the elections official shall enter on the application of the vote by
11 mail voter, or on the affidavit of registration or ~~the duplicate~~ of
12 the document that caused the voter to be registered to vote pursuant
13 to subdivision (a) of Section 2101.5, the type of ballot and the date
14 of delivering or mailing. Before the election the elections official
15 shall send to the inspector of each precinct in his or her county or
16 city a list of the voters in that precinct applying for and receiving
17 ballots under this chapter.

18 SEC. 41. Section 3019 of the Elections Code is amended to
19 read:

20 3019. (a) Upon receipt of a vote by mail ballot, the elections
21 official shall compare the signature on the identification envelope
22 with either of the following to determine whether the signatures
23 compare:

24 (1) The signature appearing on the voter's affidavit of
25 registration or any previous affidavit of registration of the voter
26 or ~~the duplicate~~ of the document that caused the voter to be
27 registered to vote pursuant to subdivision (a) of Section 2101.5.

28 (2) The signature appearing on a form issued by an elections
29 official that contains the voter's signature, that is part of the voter's
30 registration record, and that the elections official has determined
31 compares with the signature on the voter's affidavit of registration
32 or any previous affidavit of registration of the voter or ~~the duplicate~~
33 of the document that caused the voter to be registered to vote
34 pursuant to subdivision (a) of Section 2101.5. The elections official
35 may make this determination by reviewing a series of signatures
36 appearing on official forms in the voter's registration record that
37 have been determined to compare, that demonstrates the
38 progression of the voter's signature, and makes evident that the
39 signature on the identification envelope is that of the voter.

1 (b) In comparing signatures pursuant to subdivision (a), the
2 elections official may use the duplicate file of affidavits of
3 registered voters, ~~the duplicate of the document that caused the~~
4 voter to be registered to vote pursuant to subdivision (a) of Section
5 2101.5, or facsimiles of voters' signatures, provided that the
6 method of preparing and displaying the facsimiles complies with
7 the law.

8 (c) (1) If upon conducting the comparison of signatures pursuant
9 to subdivision (a) the elections official determines that the
10 signatures compare, he or she shall deposit the ballot, still in the
11 identification envelope, in a ballot container in his or her office.

12 (2) If upon conducting the comparison of signatures pursuant
13 to subdivision (a) the elections official determines that the
14 signatures do not compare, the identification envelope shall not
15 be opened and the ballot shall not be counted. The cause of the
16 rejection shall be written on the face of the identification envelope.

17 (d) The variation of a signature caused by the substitution of
18 initials for the first or middle name, or both, shall not be grounds
19 for the elections official to determine that the signatures do not
20 compare.

21 (e) A ballot shall not be removed from its identification envelope
22 until the time for processing ballots. A ballot shall not be rejected
23 for cause after the identification envelope has been opened.

24 SEC. 42. Section 3021 of the Elections Code is amended to
25 read:

26 3021. (a) After the close of the period for requesting a vote
27 by mail voter ballot by mail a voter unable to go to the polls
28 because of illness or disability resulting in his or her confinement
29 in a hospital, sanatorium, nursing home, or place of residence; or
30 a voter unable because of a physical handicap to go to his or her
31 polling place or because of that handicap is unable to vote at his
32 or her polling place due to an existing architectural barrier at his
33 or her polling place denying him or her physical access to the
34 polling place, voting booth, or voting apparatus or machinery; or
35 a voter unable to go to his or her polling place because of a
36 condition resulting in his or her absence from the precinct on
37 election day may request in a written statement, signed under
38 penalty of perjury, that a ballot be delivered to him or her. This
39 written statement shall not be required if the vote by mail ballot
40 is voted in the office of the elections official as defined by

1 subdivision (b) of Section 3018, at the time of the request. This
2 ballot shall be delivered by the elections official to an authorized
3 representative of the voter who presents this written statement to
4 the elections official.

5 (b) Before delivering the ballot the elections official may
6 compare the signature on the request with the signature on the
7 voter’s affidavit of registration or ~~the duplicate~~ of the document
8 that caused the voter to be registered to vote pursuant to subdivision
9 (a) of Section 2101.5, but in any event, the signature shall be
10 compared before the vote by mail ballot is canvassed.

11 (c) The voter shall mark the ballot, place it in the identification
12 envelope, fill out and sign the envelope, and return the ballot,
13 personally or through the authorized representative, to either the
14 elections official or a polling place within the jurisdiction.

15 (d) These ballots shall be processed and counted in the same
16 manner as other vote by mail ballots.

17 SEC. 43. Section 3501 of the Elections Code is amended to
18 read:

19 3501. A new citizen registering to vote after the close of
20 registration shall provide the county elections official with proof
21 of citizenship prior to voting, and shall declare that he or she has
22 established residency in California. Upon receipt of proof of
23 citizenship and California residency, the county elections official
24 shall instate the affiant as a registered voter and include his or her
25 affidavit of registration in the permanent file of voter registrations.

26 SEC. 44. Section 9094 of the Elections Code is amended to
27 read:

28 9094. (a) The Secretary of State shall mail a ballot pamphlet
29 to a voter, in those instances in which the county elections official
30 uses data processing equipment to store the information set forth
31 in the affidavits of registration and ~~the duplicates~~ of the documents
32 that caused voters to be registered to vote pursuant to subdivision
33 (a) of Section 2101.5, before the election at which a measure
34 contained in the ballot pamphlet is to be voted on unless a voter
35 has registered fewer than 29 days before the election. The mailing
36 shall commence not less than 40 days before the election and shall
37 be completed no later than 21 days before the election for those
38 voters who registered on or before the 60th day before the election.
39 The Secretary of State shall mail one copy of the ballot pamphlet
40 to a registered voter at the postal address stated on the voter’s

1 affidavit of registration or ~~the duplicate~~ of the document that caused
2 the voter to be registered to vote pursuant to subdivision (a) of
3 Section 2101.5, or the Secretary of State may mail only one ballot
4 pamphlet to two or more registered voters having the same surname
5 and the same postal address.

6 (b) In those instances in which the county elections official does
7 not utilize data processing equipment to store the information set
8 forth in the affidavits of registration and ~~the duplicates~~ of the
9 documents that caused voters to be registered to vote pursuant to
10 subdivision (a) of Section 2101.5, the Secretary of State shall
11 furnish ballot pamphlets to the county elections official not less
12 than 45 days before the election at which a measure contained in
13 the ballot pamphlet is to be voted on and the county elections
14 official shall mail a ballot pamphlet to a voter, on the same dates
15 and in the same manner provided by subdivision (a).

16 (c) The Secretary of State shall provide for the mailing of a
17 ballot pamphlet to a voter registering after the 60th day before the
18 election and before the 28th day before the election, by either: (1)
19 mailing in the manner as provided in subdivision (a), or (2)
20 requiring the county elections official to mail a ballot pamphlet to
21 a voter registering in the county after the 60th day before the
22 election and before the 28th day before the election pursuant to
23 this section. The second mailing of ballot pamphlets shall be
24 completed no later than 10 days before the election. The county
25 elections official shall mail a ballot pamphlet to a person requesting
26 a ballot pamphlet. Three copies, to be supplied by the Secretary
27 of State, shall be kept at every polling place, while an election is
28 in progress, so that they may be freely consulted by the voters.

29 SEC. 45. Section 14310 of the Elections Code, as amended by
30 Section 1 of Chapter 611 of the Statutes of 2009, is amended to
31 read:

32 14310. (a) At all elections, a voter claiming to be properly
33 registered but whose qualification or entitlement to vote cannot
34 be immediately established upon examination of the index of
35 registration for the precinct or upon examination of the records on
36 file with the county elections official, shall be entitled to vote a
37 provisional ballot as follows:

38 (1) An elections official shall advise the voter of the voter's
39 right to cast a provisional ballot.

1 (2) The voter shall be provided a provisional ballot, written
2 instructions regarding the process and procedures for casting the
3 provisional ballot, and a written affirmation regarding the voter's
4 registration and eligibility to vote. The written instructions shall
5 include the information set forth in subdivisions (c) and (d).

6 (3) The voter shall be required to execute, in the presence of an
7 elections official, the written affirmation stating that the voter is
8 eligible to vote and registered in the county where the voter desires
9 to vote.

10 (b) Once voted, the voter's ballot shall be sealed in a provisional
11 ballot envelope, and the ballot in its envelope shall be deposited
12 in the ballot box. All provisional ballots voted shall remain sealed
13 in their envelopes for return to the elections official in accordance
14 with the elections official's instructions. The provisional ballot
15 envelopes specified in this subdivision shall be a color different
16 than the color of, but printed substantially similar to, the envelopes
17 used for vote by mail ballots, and shall be completed in the same
18 manner as vote by mail envelopes.

19 (c) (1) During the official canvass, the elections official shall
20 examine the records with respect to all provisional ballots cast.
21 Using the procedures that apply to the comparison of signatures
22 on vote by mail ballots, the elections official shall compare the
23 signature on each provisional ballot envelope with the signature
24 on the voter's affidavit of registration or ~~the duplicate~~ of the
25 document that caused the voter to be registered to vote pursuant
26 to subdivision (a) of Section 2101.5. If the signatures do not
27 compare or the provisional ballot envelope is not signed, the ballot
28 shall be rejected. A variation of the signature caused by the
29 substitution of initials for the first or middle name, or both, shall
30 not invalidate the ballot.

31 (2) Provisional ballots shall not be included in any semiofficial
32 or official canvass, except upon: (A) the elections official's
33 establishing prior to the completion of the official canvass, from
34 the records in his or her office, the claimant's right to vote; or (B)
35 the order of a superior court in the county of the voter's residence.
36 A voter may seek the court order specified in this paragraph
37 regarding his or her own ballot at any time prior to completion of
38 the official canvass. Any judicial action or appeal shall have
39 priority over all other civil matters. No fee shall be charged to the

1 claimant by the clerk of the court for services rendered in an action
2 under this section.

3 (3) The provisional ballot of a voter who is otherwise entitled
4 to vote shall not be rejected because the voter did not cast his or
5 her ballot in the precinct to which he or she was assigned by the
6 elections official.

7 (A) If the ballot cast by the voter contains the same candidates
8 and measures on which the voter would have been entitled to vote
9 in his or her assigned precinct, the elections official shall count
10 the votes for the entire ballot.

11 (B) If the ballot cast by the voter contains candidates or
12 measures on which the voter would not have been entitled to vote
13 in his or her assigned precinct, the elections official shall count
14 only the votes for the candidates and measures on which the voter
15 was entitled to vote in his or her assigned precinct.

16 (d) The Secretary of State shall establish a free access system
17 that any voter who casts a provisional ballot may access to discover
18 whether the voter's provisional ballot was counted and, if not, the
19 reason why it was not counted.

20 (e) The Secretary of State may adopt appropriate regulations
21 for purposes of ensuring the uniform application of this section.

22 (f) This section shall apply to any vote by mail voter described
23 by Section 3015 who is unable to surrender his or her unvoted vote
24 by mail voter's ballot.

25 (g) Any existing supply of envelopes marked "special challenged
26 ballot" may be used until the supply is exhausted.

27 SEC. 46. Section 14310 of the Elections Code, as amended by
28 Section 3 of Chapter 497 of the Statutes of 2012, is amended to
29 read:

30 14310. (a) At all elections, a voter claiming to be properly
31 registered, but whose qualification or entitlement to vote cannot
32 be immediately established upon examination of the index of
33 registration for the precinct or upon examination of the records on
34 file with the county elections official, shall be entitled to vote a
35 provisional ballot as follows:

36 (1) An elections official shall advise the voter of the voter's
37 right to cast a provisional ballot.

38 (2) The voter shall be provided a provisional ballot, written
39 instructions regarding the process and procedures for casting the
40 ballot, and a written affirmation regarding the voter's registration

1 and eligibility to vote. The written instructions shall include the
2 information set forth in subdivisions (c) and (d).

3 (3) The voter shall be required to execute, in the presence of an
4 elections official, the written affirmation stating that the voter is
5 eligible to vote and registered in the county where the voter desires
6 to vote.

7 (b) Once voted, the voter's ballot shall be sealed in a provisional
8 ballot envelope, and the ballot in its envelope shall be deposited
9 in the ballot box. All provisional ballots voted shall remain sealed
10 in their envelopes for return to the elections official in accordance
11 with the elections official's instructions. The provisional ballot
12 envelopes specified in this subdivision shall be of a color different
13 than the color of, but printed substantially similar to, the envelopes
14 used for vote by mail ballots, and shall be completed in the same
15 manner as vote by mail envelopes.

16 (c) (1) During the official canvass, the elections official shall
17 examine the records with respect to all provisional ballots cast.
18 Using the procedures that apply to the comparison of signatures
19 on vote by mail ballots, the elections official shall compare the
20 signature on each provisional ballot envelope with the signature
21 on the voter's affidavit of registration or ~~the duplicate~~ of the
22 document that caused the voter to be registered to vote pursuant
23 to subdivision (a) of Section 2101.5. If the signatures do not
24 compare or the provisional ballot envelope is not signed, the ballot
25 shall be rejected. A variation of the signature caused by the
26 substitution of initials for the first or middle name, or both, shall
27 not invalidate the ballot.

28 (2) (A) Provisional ballots shall not be included in any
29 semiofficial or official canvass, except under one or more of the
30 following conditions:

31 (i) The elections official establishes prior to the completion of
32 the official canvass, from the records in his or her office, the
33 claimant's right to vote.

34 (ii) The provisional ballot has been cast and included in the
35 canvass pursuant to Article 4.5 (commencing with Section 2170)
36 of Chapter 2 of Division 2.

37 (iii) Upon the order of a superior court in the county of the
38 voter's residence.

39 (B) A voter may seek the court order specified in this paragraph
40 regarding his or her own ballot at any time prior to completion of

1 the official canvass. Any judicial action or appeal shall have
2 priority over all other civil matters. No fee shall be charged to the
3 claimant by the clerk of the court for services rendered in an action
4 under this section.

5 (3) The provisional ballot of a voter who is otherwise entitled
6 to vote shall not be rejected because the voter did not cast his or
7 her ballot in the precinct to which he or she was assigned by the
8 elections official.

9 (A) If the ballot cast by the voter contains the same candidates
10 and measures on which the voter would have been entitled to vote
11 in his or her assigned precinct, the elections official shall count
12 the votes for the entire ballot.

13 (B) If the ballot cast by the voter contains candidates or
14 measures on which the voter would not have been entitled to vote
15 in his or her assigned precinct, the elections official shall count
16 only the votes for the candidates and measures on which the voter
17 was entitled to vote in his or her assigned precinct.

18 (d) The Secretary of State shall establish a free access system
19 that any voter who casts a provisional ballot may access to discover
20 whether the voter's provisional ballot was counted and, if not, the
21 reason why it was not counted.

22 (e) The Secretary of State may adopt appropriate regulations
23 for purposes of ensuring the uniform application of this section.

24 (f) This section shall apply to any vote by mail voter described
25 by Section 3015 who is unable to surrender his or her unvoted vote
26 by mail voter's ballot.

27 (g) Any existing supply of envelopes marked "special challenged
28 ballot" may be used until the supply is exhausted.

29 SEC. 47. Section 16442 of the Elections Code is amended to
30 read:

31 16442. After the affidavit is filed with the clerk of the superior
32 court, a copy of the affidavit shall be personally served upon the
33 defendant or sent to him or her by registered mail in a sealed
34 envelope with postage prepaid, addressed to the defendant at the
35 place of residence named in his or her affidavit of registration or
36 ~~the duplicate~~ of the document that caused the voter to be registered
37 to vote pursuant to subdivision (a) of Section 2101.5. The
38 contestant shall make an affidavit of mailing if he or she serves
39 the affidavit by mail, and shall file it on the same day with the
40 county elections official.

1 SEC. 48. Section 16462 of the Elections Code is amended to
2 read:

3 16462. No service other than as provided in this section need
4 be made upon the defendant. The affidavit shall be filed in the
5 office of the clerk of the superior court within five days after the
6 completion of the official canvass. Upon the filing of the affidavit,
7 the county elections official shall forthwith post, in a conspicuous
8 place in his or her office, a copy of the affidavit. Upon the filing
9 of the affidavit and its posting, the superior court of the county
10 shall have jurisdiction of the subject matter and of the parties to
11 the contest. The contestant on the date of filing the affidavit shall
12 send by registered mail a copy thereof to the defendant in a sealed
13 envelope, with postage prepaid, addressed to the defendant at the
14 place of residence named in the affidavit of registration of the
15 defendant or ~~the duplicate~~ of the document that caused the
16 defendant to be registered to vote pursuant to subdivision (a) of
17 Section 2101.5, and shall make and file an affidavit of mailing
18 with the county elections official, which shall become a part of
19 the records of the contest.

20 SEC. 49. Section 17000 of the Elections Code is amended to
21 read:

22 17000. (a) The elections official shall preserve all canceled
23 original affidavits of registration and the canceled ~~duplicates~~ of
24 ~~the~~ documents that caused voters to be registered to vote pursuant
25 to subdivision (a) of Section 2101.5 for a period of five years, after
26 which they may be destroyed by that officer.

27 (b) In lieu of preserving the canceled original affidavit of
28 registration or ~~the duplicate~~ of the document that caused the voter
29 to be registered to vote pursuant to subdivision (a) of Section
30 2101.5, the elections official may, by filming or other suitable
31 method, record the canceled affidavit or ~~the duplicate~~ of the
32 document that caused the voter to be registered to vote pursuant
33 to subdivision (a) of Section 2101.5 and destroy the affidavit or
34 ~~the duplicate~~ of the document that caused the voter to be registered
35 to vote pursuant to subdivision (a) of Section 2101.5 following
36 the first general election after the date of cancellation.

37 SEC. 50. Section 17001 of the Elections Code is amended to
38 read:

39 17001. The elections official shall keep a copy of the index to
40 the affidavits of registration and ~~the duplicates~~ of the documents

1 that caused voters to be registered to vote pursuant to subdivision
2 (a) of Section 2101.5 described in Section 2180 on file as a public
3 record for election and political research, and governmental
4 purposes, for a period of five years.

5 SEC. 51. Section 6254.4 of the Government Code is amended
6 to read:

7 6254.4. (a) The home address, telephone number, email
8 address, precinct number, or other number specified by the
9 Secretary of State for voter registration purposes, and prior
10 registration information shown on the voter registration card or
11 ~~the duplicate of the document that caused the voter to be registered~~
12 to vote pursuant to subdivision (a) of Section 2101.5 *of the*
13 *Elections Code* for a registered voter, is confidential and shall not
14 be disclosed to a person, except pursuant to Section 2194 of the
15 Elections Code.

16 (b) For purposes of this section, “home address” means street
17 address only, and does not include an individual’s city or post
18 office address.

19 (c) The California driver’s license number, the California
20 identification card number, the social security number, and any
21 other unique identifier used by the State of California for purposes
22 of voter identification shown on a voter registration card of a
23 registered voter or ~~the duplicate of the document that caused the~~
24 voter to be registered to vote pursuant to subdivision (a) of Section
25 2101.5 *of the Elections Code*, or added to the voter registration
26 records to comply with the requirements of the Help America Vote
27 Act of 2002 (42 U.S.C. Sec. 15301 et seq.), are confidential and
28 shall not be disclosed to any person.

29 (d) The signature of the voter that is shown on the voter
30 registration card or ~~the duplicate of the document that caused the~~
31 voter to be registered to vote pursuant to subdivision (a) of Section
32 2101.5 *of the Elections Code* is confidential and shall not be
33 disclosed to any person.

34 SEC. 52. Section 23365 of the Government Code is amended
35 to read:

36 23365. The elections official of the principal county shall
37 furnish to the officers of each precinct the supplies and equipment
38 as provided for in Sections 14105 and 14110 of the Elections Code.
39 The elections official of each other affected county from which
40 territory is proposed to be taken for the proposed county shall

1 provide to the officers of each precinct the indexes of registration
2 for the precincts of the proposed county within their respective
3 county. In addition, the elections official may, with the approval
4 of the board of supervisors, furnish the original books of affidavits
5 of registration and ~~the duplicates~~ of the documents that caused
6 voters to be registered to vote pursuant to subdivision (a) of Section
7 2101.5 *of the Elections Code* or other material necessary to verify
8 signatures.

9 SEC. 53. Section 23374.13 of the Government Code is amended
10 to read:

11 23374.13. The elections official of the principal county shall
12 furnish to the officers of each precinct in the approved county the
13 supplies and equipment as provided for in Sections 14105 and
14 14110 of the Elections Code. The elections official of each other
15 affected county shall provide to the officers of each precinct the
16 indexes of registration for the precincts of the approved county
17 within their respective county. In addition, the elections official
18 may, with the approval of the board of supervisors, furnish the
19 original books of affidavits of registration and ~~the duplicates~~ of
20 the documents that caused voters to be registered to vote pursuant
21 to subdivision (a) of Section 2101.5 *of the Elections Code* or other
22 material necessary to verify signatures.

23 SEC. 54. Section 57051 of the Government Code is amended
24 to read:

25 57051. (a) At any time prior to the conclusion of the protest
26 hearing in the notice given by the executive officer, but not
27 thereafter, an owner of land or a registered voter within inhabited
28 territory that is the subject of a proposed change of organization
29 or reorganization, or an owner of land within uninhabited territory
30 that is the subject of a proposed change of organization or
31 reorganization, may file a written protest against the change of
32 organization or reorganization. A written protest shall state whether
33 it is made by a landowner or registered voter and shall include the
34 same information that is required in a petition for a change of
35 organization or reorganization, as specified in Section 56704, or
36 ~~the duplicate~~ of the document that caused the voter to be registered
37 to vote pursuant to subdivision (a) of Section 2101.5 *of the*
38 *Elections Code*. Protests may be made on behalf of an owner of
39 land by an agent authorized in writing by the owner to act as agent
40 with respect to that land. Protests may be made on behalf of a

1 private corporation which is an owner of land by any officer or
2 employee of the corporation without written authorization by the
3 corporation to act as agent in making that protest.

4 (b) A written protest shall show the date that each signature was
5 affixed to the protest. A signature without a date or bearing a date
6 prior to the date of publication of the notice shall be disregarded
7 for purposes of ascertaining the value of a written protest.

8 SEC. 55. Section 12500.5 is added to the Vehicle Code, to
9 read:

10 12500.5. (a) In addition to any other requirements set forth in
11 this division, the application for a new or renewed California
12 driver's license, instruction permit, junior permit, or identification
13 card shall:

14 (1) Request the information to establish whether the applicant
15 satisfies the requirements to be registered to vote pursuant to
16 Section 2101 of the Elections Code.

17 (2) Contain a method by which the applicant shall indicate
18 whether he or she is registered to vote.

19 (3) Contain a statement that, if the applicant satisfies the
20 requirements to vote pursuant to Section 2101 of the Elections
21 Code, *and provides written consent by signing the statement*, he
22 or she shall be registered to vote, ~~unless he or she declines to be~~
23 ~~registered to vote or has indicated that he or she is already~~
24 ~~registered to vote.~~

25 (4) Contain a method by which the applicant may decline to be
26 registered to vote.

27 (5) Request any other information required by state or federal
28 law for a person to be registered to vote.

29 (b) The Department of Motor Vehicles shall transmit to the
30 county elections official for the county in which the applicant
31 resides a ~~duplicate~~ *an electronic copy* of the completed application
32 for a new or renewed California driver's license, instruction permit,
33 junior permit, or identification card of the applicant, *with any*
34 *information that is not required to register to vote redacted*, if all
35 of the following are satisfied:

36 (1) The applicant has completed the application in its entirety.

37 (2) The applicant has supplied sufficient information on the
38 application to indicate that he or she satisfies the requirements to
39 be registered to vote.

1 (3) The applicant has not indicated on the application that he
2 or she is already registered to vote.

3 (4) The applicant has ~~not declined~~ *provided written consent* to
4 be registered to vote ~~on the application~~ *by signing the statement,*
5 *as provided in paragraph (3) of subdivision (a).*

6 (c) Except where a duty imposed by law requires otherwise, in
7 implementing this section, the Department of Motor Vehicles shall
8 comply with applicable federal and state law relating to privacy
9 and confidentiality of the information collected, shall collect only
10 the information necessary to implement this section, and shall not
11 share the information collected pursuant to this section with another
12 agency or person except for a purpose directly related to voter
13 registration.

14 (d) The Department of Motor Vehicles shall confer with the
15 Secretary of State and shall develop applications for a new or
16 renewed California driver's license, instruction permit, junior
17 permit, and identification card that are in compliance with this
18 section not later than July 1, 2015.

19 (e) *The Department of Motor Vehicles and the Secretary of State*
20 *shall develop a process and the infrastructure to allow the*
21 *electronic copy of the applicant's completed application for a new*
22 *or renewed California driver's license, instruction permit, junior*
23 *permit, or identification card of the applicant, with any information*
24 *that is not required to register to vote redacted, to be transmitted*
25 *to the county elections officials.*

26 SEC. 56. Section 12950.5 of the Vehicle Code is amended to
27 read:

28 12950.5. (a) The department shall require a digitized signature
29 on each *California driver's license and on each application for a*
30 *new or renewed California driver's license, instruction permit,*
31 *junior permit, or identification card.* A digitized signature is an
32 electronic representation of a handwritten signature.

33 (b) The department shall provide to the Secretary of State the
34 digitized signature of a person who registers to vote on the voter
35 registration card provided by the department or who completes an
36 application for a new or renewed California driver's license,
37 instruction permit, junior permit, or identification card and does
38 not decline to be registered to vote or has not indicated that he or
39 she is already registered to vote.

1 (c) The department shall provide the Secretary of State with
2 change-of-address information for a voter who indicates that he
3 or she desires to have his or her address changed for voter
4 registration purposes.

5 SEC. 57. Section 60211 of the Water Code is amended to read:

6 60211. A person shall not vote at a district election held under
7 the provisions of this act who is not a voter within the meaning of
8 the Elections Code, residing in the division of the district in which
9 he or she casts his or her vote. For the purpose of registering voters
10 who shall be entitled to vote at district elections, the county
11 elections official is authorized, in a county in which there is a
12 district, to indicate upon the affidavit of registration or ~~the duplicate~~
13 ~~of~~ the document that caused the voter to be registered to vote
14 pursuant to subdivision (a) of Section 2101.5 of the *Elections Code*
15 whether the voter is a voter of a district.

16 SEC. 58. If the Commission on State Mandates determines
17 that this act contains costs mandated by the state, reimbursement
18 to local agencies and school districts for those costs shall be made
19 pursuant to Part 7 (commencing with Section 17500) of Division
20 4 of Title 2 of the Government Code.