

AMENDED IN ASSEMBLY MARCH 26, 2015

CALIFORNIA LEGISLATURE—2015–16 REGULAR SESSION

ASSEMBLY BILL

No. 646

Introduced by Assembly Member McCarty

February 24, 2015

An act to amend Section ~~42100~~ 2114 of the ~~Education Elections~~ Code, relating to ~~education finance~~: *elections*.

LEGISLATIVE COUNSEL'S DIGEST

AB 646, as amended, McCarty. ~~Education finance: school districts: financial statements.~~ *Voter registration.*

Existing law requires a county elections official who receives an affidavit of registration from a voter who resides or claims residence in another county to forward the affidavit to the elections official for the county in which the voter resides, and further requires the elections official for the county in which the voter resides to accept the affidavit and use it as the voter's permanent record of registration. Under existing law, registration by that method is effective for all elections occurring 29 or more days after receipt of the affidavit of registration by the elections official to which the affidavit was mailed or delivered by the voter.

This bill would instead provide that registration by that method is effective for all elections occurring 15 or more days after receipt of the affidavit of registration by the elections official to which the affidavit was mailed or delivered by the voter. By requiring elections officials to process and count additional voters' ballots to be handled and counted, this bill 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.

~~Existing law, on or before September 15, requires the governing board of each school district to approve, as specified, an annual statement of all receipts and expenditures of the school district for the preceding fiscal year and file the statement, along with annual statements received from charter schools, as specified, with the county superintendent of schools. Existing law, on or before October 15, requires the county superintendent of schools to verify the mathematical accuracy of the statements and transmit a copy to the Superintendent of Public Instruction.~~

~~This bill would make nonsubstantive changes to those provisions.~~

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

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

1 SECTION 1. Section 2114 of the Elections Code is amended
 2 to read:

3 2114. ~~The~~A county elections official of any county in this state
 4 may receive the affidavit of registration of any *an* elector who
 5 resides or claims residence in another county in this state. The
 6 affidavit shall be forwarded to the county elections official of the
 7 county in which the elector resides. The county elections official
 8 of the county in which the elector resides shall use the affidavit of
 9 registration *received* from the other county as his or her permanent
 10 ~~record~~. *record of registration.*

11 Registration by this method shall be effective for all elections
 12 occurring ~~29~~ 15 or more days after receipt of the affidavit of
 13 registration by the county elections official or his or her deputy to
 14 which the affidavit is mailed or delivered by the elector.

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

1 SECTION 1. ~~Section 42100 of the Education Code is amended~~
2 ~~to read:~~

3 ~~42100. (a) On or before September 15 of each year, the~~
4 ~~governing board of each school district shall approve, in a format~~
5 ~~prescribed by the Superintendent, an annual statement of all~~
6 ~~receipts and expenditures of the school district for the preceding~~
7 ~~fiscal year, and shall file the statement, along with the statement~~
8 ~~received pursuant to subdivision (b), with the county superintendent~~
9 ~~of schools. On or before October 15 of each year, the county~~
10 ~~superintendent of schools shall verify the mathematical accuracy~~
11 ~~of the statements and shall transmit a copy to the Superintendent.~~

12 ~~(b) On or before September 15 of each year, each charter school~~
13 ~~shall approve, in a format prescribed by the Superintendent, an~~
14 ~~annual statement of all receipts and expenditures of the charter~~
15 ~~school for the preceding fiscal year, and shall file the statement~~
16 ~~with the entity that approved the charter school.~~

17 ~~(c) The forms prescribed by the Superintendent shall be adopted~~
18 ~~as regulations by the state board, and may be amended periodically~~
19 ~~to accommodate changes in statute or government reporting~~
20 ~~standards.~~