

AMENDED IN ASSEMBLY JULY 7, 2015

AMENDED IN ASSEMBLY JUNE 15, 2015

SENATE BILL

No. 450

Introduced by Senators Allen and Hertzberg

(Principal ~~coauthor~~: ~~coauthors~~: Assembly Member Gonzalez) *Members
Gonazlez and Mullin*)

February 25, 2015

An act to add Section 4005 ~~to~~ *to, and to add and repeal Section 4005.5 of*, the Elections Code, relating to elections.

LEGISLATIVE COUNSEL'S DIGEST

SB 450, as amended, Allen. Elections: all-mailed ballot elections.

Existing law authorizes cities with a population of ~~less~~ *fewer* than 100,000 persons, school districts, and special districts to conduct an all-mailed ballot special election to fill a vacancy on the legislative or governing body of those entities under specified conditions.

This bill would, on or after January 1, 2018, authorize a county to conduct any election as an all-mailed ballot election if certain conditions are satisfied, including conditions related to ballot dropoff locations and ~~polling~~ *vote* centers. The bill would require a county that conducts an all-mailed ballot election to report certain information to the Legislature and the Secretary of State regarding ~~the success of the first~~ *all-mailed ballot election* ~~election~~ *elections* conducted pursuant to these provisions. *The bill would require the Secretary of State to report certain information to the Legislature regarding the success of the first all-mailed ballot election conduct pursuant to these provisions by a county.*

The bill would also require the Secretary of State to establish a taskforce that includes certain individuals to review all-mailed ballot

elections conducted pursuant to these provision and to provide comments and recommendations to the Legislature on or before April 1, 2021.

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

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

- 1 SECTION 1. Section 4005 is added to the Elections Code, to
- 2 read:
- 3 4005. (a) Notwithstanding Section 4000 or any other law, on
- 4 or after January 1, 2018, a county may conduct any election as an
- 5 all-mailed ballot election if all of the following apply:
- 6 (1) (A) ~~At least one~~ *two* ballot dropoff ~~location is~~ *locations are*
- 7 provided within the jurisdiction where the election is held or the
- 8 number of ballot dropoff locations are fixed in a manner so that
- 9 there is at least one ballot dropoff location provided for every ~~5,000~~
- 10 *15,000* registered voters within the jurisdiction where the election
- 11 is held, as determined on the 88th day before the day of the
- 12 election, whichever results in more ballot dropoff locations.
- 13 (B) A ballot dropoff location provided for under this section
- 14 consists of a *secure, accessible, and* locked ballot box ~~located in~~
- 15 ~~a secure public building that meets the accessibility requirements~~
- 16 ~~for a polling place and is open during business hours to receive~~
- 17 ~~voted vote by mail ballots beginning not less than 14 days before~~
- 18 ~~the date of the election.~~ *able to receive voted ballots. All ballot*
- 19 *dropoff locations shall be open at least during regular business*
- 20 *hours beginning not less than 28 days before the date of the*
- 21 *election, and on the date of the election. At least one ballot dropoff*
- 22 *location shall be an accessible, secured, exterior drop box that is*
- 23 *available for a minimum of 12 hours per day including regular*
- 24 *business hours.*
- 25 ~~(2) Ballot dropoff locations are placed in a manner that best~~
- 26 ~~serves the voters at accessible locations as near as possible to~~
- 27 ~~established public transportation routes.~~
- 28 ~~(3)~~
- 29 (2) The county elections official permits a voter residing in the
- 30 county to do any of the following at a ~~polling~~ *vote* center:
- 31 (A) Return, or vote and return, his or her vote by mail ballot.

1 (B) Register to ~~vote~~ *vote, update his or her voter registration,*
2 *and vote pursuant to Section 2170.*

3 (C) Receive and vote a provisional ballot pursuant to Section
4 3016 or Article 5 (commencing with Section 14310) of Chapter 3
5 of Division 14.

6 ~~(4) Every polling center is open to voters not less than 10 days~~
7 ~~before the date of the election for a minimum of eight hours per~~
8 ~~day except that every polling center is open from 7 a.m. to 8 p.m.~~
9 ~~on the day of the election, except as provided in Section 14401.~~

10 ~~(5) (A) At least one polling center is provided within the~~
11 ~~jurisdiction where the election is held or the number of polling~~
12 ~~centers are fixed in a manner so that there is at least one polling~~
13 ~~center provided for every 15,000 registered voters within the~~
14 ~~jurisdiction where the election is held, as determined on the 88th~~
15 ~~day before the day of the election, whichever results in more~~
16 ~~polling centers.~~

17 (D) *Receive a replacement ballot upon verification that a ballot*
18 *for the same election has not been received from the voter by the*
19 *county elections official. If the county elections official is unable*
20 *to determine if a ballot for the same election has been received*
21 *from the voter, the county elections official may issue a provisional*
22 *ballot.*

23 (E) *Vote a regular, provisional, or replacement ballot using*
24 *accessible voting equipment that provides for a private and*
25 *independent voting experience.*

26 (3) (A) *On the day of the election, from 7 a.m. to 8 p.m., at least*
27 *one vote center is provided for every 15,000 registered voters*
28 *within the jurisdiction where the election is held, as determined*
29 *on the 88th day before the day of the election.*

30 (B) *Notwithstanding subparagraph (A), for a jurisdiction with*
31 *fewer than 30,000 registered voters, a minimum of two voter*
32 *centers are provided on the day of the election within the*
33 *jurisdiction where the election is held.*

34 (4) (A) *Not less than 10 days before the day of the election, for*
35 *a minimum of eight hours per day, at least one vote center is*
36 *provided for every 30,000 registered voters within the jurisdiction*
37 *where the election is held, as determined on the 88th day before*
38 *the day of the election.*

1 (B) Notwithstanding subparagraph (A), for a jurisdiction with
2 fewer than 30,000 registered voters, a minimum of two vote centers
3 are provided within the jurisdiction where the election is held.

4 ~~(B)~~

5 (C) The ~~polling~~ vote centers provided under this section are
6 established in accordance with the accessibility requirements
7 described in Article 5 (commencing with Section 12280) of Chapter
8 3 of Division 12, the federal Americans with Disabilities Act of
9 1990 (42 U.S.C. Sec. 12101 et seq.), the federal Help America
10 Vote Act of 2002 (52 U.S.C. Sec. 20901 et seq.), and the federal
11 Voting Rights Act of 1965 (52 U.S.C. Sec. 10101 et seq.).

12 ~~(C)~~

13 (D) The ~~polling~~ vote centers provided under this section are
14 established at accessible locations as near as possible to established
15 public transportation routes and are routes. The vote centers shall
16 be equipped with voting units or systems that are accessible to
17 individuals with disabilities and that provide the same opportunity
18 for access and participation as is provided to voters who are not
19 disabled, including the ability to vote privately and independently
20 in accordance with Sections 12280 and 19240.

21 (E) (i) Vote centers provided under this section have an
22 electronic mechanism for the county elections official to
23 immediately access, at a minimum, all of the following voter
24 registration data:

25 (I) Name.

26 (II) Address.

27 (III) Date of birth.

28 (IV) Language preference.

29 (V) Party preference.

30 (VI) Precinct.

31 (VII) Whether or not the voter has been issued a vote by mail
32 ballot and whether or not a ballot has been received by the county
33 elections official.

34 (ii) The electronic mechanism used to access voter registration
35 data shall not be connected in any way to a voting system.

36 (5) A method is available to request and deliver a blank vote
37 by mail ballot and, if a replacement ballot is necessary, a blank
38 replacement ballot that voters with disabilities can mark privately
39 and independently.

1 (6) (A) Except as otherwise provided for in this section,
2 ~~precinct election boards for the polling vote centers established~~
3 under this section meet the requirements for eligibility and
4 composition pursuant to Article 1 (commencing with Section
5 12300) of Chapter 4 of Division 12.

6 ~~(B) If a polling center is located in an area otherwise consisting~~
7 ~~of one or more precincts for which the county elections official is~~
8 ~~required to recruit precinct board members who are fluent in a~~
9 ~~language in addition to English pursuant to subdivision (c) of~~
10 ~~Section 12303 and the federal Voting Rights Act of 1965 (52~~
11 ~~U.S.C. Sec. 10101 et seq.), the county elections official makes~~
12 ~~reasonable efforts to ensure that the polling center is staffed by~~
13 ~~precinct board members who speak that language.~~

14 *(B) Each vote center provides language assistance in all*
15 *languages required in the jurisdiction under subdivision (c) of*
16 *Section 12303 or Section 203 of the federal Voting Rights Act of*
17 *1965 (52 U.S.C. Sec. 10101 et seq.) in a manner that enables voters*
18 *of the applicable language minority groups to participate*
19 *effectively in the electoral process. Each vote center shall post*
20 *information regarding the availability of language assistance in*
21 *English and all other languages for which language assistance is*
22 *required to be provided in the jurisdiction under subdivision (c)*
23 *of Section 12303 or Section 203 of the federal Voting Rights Act*
24 *of 1965 (52 U.S.C. Sec. 10101 et seq.).*

25 *(i) If a vote center is located in, or adjacent to, a precinct, census*
26 *tract, or other defined geographical subsection required to*
27 *establish language requirements under subdivision (c) of Section*
28 *12303 or Section 203 of the federal Voting Rights Act of 1965 (52*
29 *U.S.C. Sec. 10101 et seq.), or if it is identified as needing language*
30 *assistance through the public input process described in clause*
31 *(ii), the county elections official shall ensure that the vote center*
32 *is staffed by election board members who speak the required*
33 *language. If the county elections official is unable to recruit*
34 *election board members who speak the required language,*
35 *alternative methods of effective language assistance shall be*
36 *provided by the county elections official.*

37 *(ii) The county elections official shall solicit public input*
38 *regarding which vote centers should be staffed by election board*
39 *members who are fluent in a language in addition to English*
40 *pursuant to subdivision (c) of Section 12303 and Section 203 of*

1 *the federal Voting Rights Act of 1965 (52 U.S.C. Sec. 10101 et*
 2 *seq.).*

3 (iii) *The county elections official shall provide notice in the*
 4 *sample ballot, in vote by mail materials, and on his or her Internet*
 5 *Web site of the specific language services available at each vote*
 6 *center.*

7 (C) *Each vote center provides election materials translated in*
 8 *all languages required in the jurisdiction under subdivision (c) of*
 9 *Section 14201 and Section 203 of the federal Voting Rights Act of*
 10 *1965 (52 U.S.C. Sec. 10101 et seq.).*

11 (D) *Each vote center provides reasonable modifications and*
 12 *auxiliary aids and services as required by the federal American*
 13 *with Disabilities Act (42 U.S.C. Sec. 12101 et seq.).*

14 (7) (A) ~~The~~ *At least 29 days before the date of the election, the*
 15 *county elections official delivers mails to each registered voter all*
 16 *supplies necessary for the use and return of the vote by mail ballot,*
 17 *including an envelope for the a vote by mail ballot packet that*
 18 *includes a return envelope with instructions for the use and return*
 19 *of the voted vote by mail ballot.*

20 (B) *The county elections official delivers to each voter, with*
 21 *either the sample ballot sent pursuant to Section 13303 or with the*
 22 *vote by mail ballot, ballot packet, all of the following:*

23 (i) *A notice, translated in all languages required under*
 24 *subdivision (c) of Section 14201 and Section 203 of the federal*
 25 *Voting Rights Act of 1965 (52 U.S.C. Sec. 10101 et seq.), that*
 26 *informs voters of all of the following:*

27 (I) *An all-mailed ballot election is being conducted and each*
 28 *eligible voter will receive be issued a vote by mail ballot by mail.*

29 (II) *The voter may cast a vote by mail ballot in person at a*
 30 *polling vote center during the times and days specified in*
 31 *subparagraph (A) of paragraph (4) (4) or on election day.*

32 (III) ~~The~~ *At least seven days before the date of the election, the*
 33 *voter may request the county elections official to send a vote by*
 34 *mail ballot in a language other than English pursuant to Section*
 35 *203 of the federal Voting Rights Act of 1965 (52 U.S.C. Sec. 10101*
 36 *et seq.) or a facsimile copy of the ballot printed in a language other*
 37 *than English pursuant to Section 14201.*

38 (ii) *A list of the ballot dropoff locations and polling vote centers*
 39 *established pursuant to this section. section, including the dates*
 40 *and hours they are open. The list shall also be posted in an*

1 *accessible format* on the Internet Web site of the county elections
2 official.

3 (iii) A postage-paid postcard that the voter may return to the
4 county elections official for the purpose of requesting a vote by
5 mail ballot in a language other than English.

6 ~~(8) (A) The county elections official submits to the Secretary
7 of State a voter education and outreach plan to be implemented
8 by the county for any election conducted pursuant to this section.
9 The voter education and outreach plan shall include, but shall not
10 be limited to, all of the following:~~

11 ~~(i) One education and outreach meeting that includes
12 representatives, advocates, and other stakeholders representing
13 each community for which the county is required to provide voting
14 materials and assistance in a language other than English under
15 subdivision (e) of Section 14201 and the federal Voting Rights
16 Act of 1965 (52 U.S.C. Sec. 10101 et seq.):~~

17 ~~(ii) One education and outreach meeting that includes
18 representatives from community organizations and individuals
19 that advocate on behalf of, or provide services to, individuals with
20 disabilities:~~

21 ~~(iii) At least one bilingual voter education workshop for each
22 language in which the county is required to provide voting
23 materials and assistance under subdivision (e) of Section 14201
24 and the federal Voting Rights Act of 1965 (52 U.S.C. Sec. 10101
25 et seq.):~~

26 ~~(iv) At least one voter education workshop to increase
27 accessibility for participation of eligible voters with disabilities:~~

28 ~~(C) Upon request, the county elections official provides written
29 voting materials to voters with disabilities in an accessible format.~~

30 ~~(8) (A) The county elections official develops a draft plan for
31 the administration of elections conducted pursuant to this section
32 in consultation with the public, including both of the following:~~

33 ~~(i) One meeting, publicly noticed at least 10 days in advance
34 of the meeting, that includes representatives, advocates, and other
35 stakeholders representing each community for which the county
36 is required to provide voting materials and assistance in a
37 language other than English under subdivision (c) of Section 14201
38 and the federal Voting Rights Act of 1965 (52 U.S.C. Sec. 10101
39 et seq.).~~

- 1 (ii) *One meeting, publicly noticed at least 10 days in advance*
2 *of the meeting, that includes representatives from the disability*
3 *community and community organizations and individuals that*
4 *advocate on behalf of, or provide services to, individuals with*
5 *disabilities.*
- 6 (B) *The county elections official, when developing the draft plan*
7 *for the administration of elections conducted pursuant to this*
8 *section, considers, at a minimum, all of the following:*
- 9 (i) *Vote center and ballot dropoff location proximity to public*
10 *transportation.*
- 11 (ii) *Vote center and ballot dropoff location proximity to*
12 *communities with historically low vote by mail usage.*
- 13 (iii) *Vote center and ballot dropoff location proximity to*
14 *population centers.*
- 15 (iv) *Vote center and ballot dropoff location proximity to*
16 *language minority communities.*
- 17 (v) *Vote center and ballot dropoff location proximity to voters*
18 *with disabilities.*
- 19 (vi) *Access to accessible and free parking at vote centers and*
20 *ballot dropoff locations.*
- 21 (vii) *The distance and time a voter must travel by car or public*
22 *transportation to a vote center and ballot dropoff location.*
- 23 (viii) *The availability of alternate methods for voters with*
24 *disabilities for whom vote by mail ballot are not accessible to cast*
25 *a ballot.*
- 26 (ix) *Traffic patterns near vote centers and ballot dropoff*
27 *locations.*
- 28 (x) *The availability of mobile vote centers in addition to the*
29 *number of vote centers established pursuant to this section.*
- 30 (C) *The county elections official publicly notices the draft plan*
31 *for the administration of elections conducted pursuant to this*
32 *section and accepts public comments on the draft plan for at least*
33 *14 days before the hearing held pursuant to subparagraph (D).*
- 34 (D) (i) *Following the 14-day review period required by*
35 *subparagraph (C), the county elections official holds a public*
36 *meeting to consider the draft plan for the administration of*
37 *elections conducted pursuant to this section and to accept public*
38 *comment. The meeting shall be publicly noticed at least 10 days*
39 *in advance of the meeting on the Internet Web sites of the clerk of*
40 *the county board of supervisors and the county elections official,*

1 or, if neither the clerk of the county board of supervisors nor the
2 county elections official maintain an Internet Web site, in the office
3 of the county elections official.

4 (ii) After the public hearing to consider the draft plan for the
5 administration of elections conducted pursuant to this section and
6 to accept public comments, the county elections official may amend
7 the draft plan. The county elections official shall publicly notice
8 the amended draft plan and shall accept public comments on the
9 amended draft plan for at least 14 days before the county elections
10 official may adopt the amended draft plan pursuant to
11 subparagraph (E).

12 (E) Following the 14-day review and comment period required
13 by clause (ii) of subparagraph (D), the county elections may adopt
14 a final plan for the administration of elections conducted pursuant
15 to this section.

16 (F) Public meetings held pursuant to this paragraph shall, upon
17 request, provide auxiliary aids and services to ensure effective
18 communication with people with disabilities.

19 (G) Within two years of the adoption of the first plan for the
20 administration of elections conducted pursuant to this section, the
21 county elections official shall hold public meetings in accordance
22 with the procedures described in subparagraphs (C) to (F),
23 inclusive, to consider revising the first plan for the administration
24 of elections conducted pursuant to this section. Every four years
25 thereafter, the county elections official shall hold public meetings
26 in accordance with the procedures described in subparagraphs
27 (C) to (F), inclusive, to consider revising the plan for the
28 administration of elections conducted pursuant to this section.

29 (H) (i) With reasonable public notification, a county elections
30 official may amend a plan for the administration of elections
31 conducted pursuant to this section no more than 120 days before
32 the date of an election held pursuant to this section.

33 (ii) With reasonable public notification, a county elections
34 official may amend a plan for the administration of elections
35 conducted pursuant to this section more than 120 days before the
36 date of an election held pursuant to this section if he or she
37 provides at least 30 days to accept public comment on the amended
38 plan.

39 (I) The plan for the administration of elections conducted
40 pursuant to this section, includes all of the following:

- 1 (i) A description of how the county elections official will use
2 the media, including social media, newspapers, radio, and
3 television that serve language minority communities for purposes
4 of informing voters of the upcoming election and promoting the
5 toll-free voter assistance hotline.
- 6 (ii) A description of how the county elections official will have
7 a community presence to educate voters regarding the provisions
8 of this section.
- 9 (iii) A description of the accessible information that will be
10 publicly available on the accessible Internet Web site of the county
11 elections official.
- 12 (iv) A description of how the county elections official will
13 educate and communicate the provisions of this section to the
14 public, including:
- 15 (I) Communities for which the county is required to provide
16 voting materials and assistance in a language other than English
17 under subdivision (c) of Section 14201 and the federal Voting
18 Rights Act of 1965 (52 U.S.C. Sec. 10101 et seq.).
- 19 (II) The disability community, including organizations and
20 individuals that advocate on behalf of, or provide services to,
21 individuals with disabilities.
- 22 (v) A description of how a voter with disabilities may request
23 and receive a blank vote by mail ballot and, if a replacement ballot
24 is necessary, a blank replacement ballot that voters with disabilities
25 can mark privately and independently.
- 26 (vi) A description of how the county elections official will
27 address significant disparities in voter accessibility and
28 participation identified in the reports required by subdivision (f).
- 29 (vii) To the extent available at the time of publication,
30 information on all of the following:
- 31 (I) The total number of vote centers to be established.
- 32 (II) The total number of ballot dropoff locations to be
33 established.
- 34 (III) The location of each vote center.
- 35 (IV) The location of each ballot dropoff location and whether
36 it is inside or outside.
- 37 (V) A map of the locations of each vote center and ballot dropoff
38 location.
- 39 (VI) The hours of operation for each vote center.
- 40 (VII) The hours of operation for each ballot dropoff location.

1 (VIII) *The security and contingency plans that would be*
2 *implemented by the county elections official to do both of the*
3 *following:*

4 (ia) *Prevent a disruption of the vote center process.*

5 (ib) *Ensure that the election is properly conducted if a disruption*
6 *occurs.*

7 (IX) *The number of election board members and the number of*
8 *bilingual election board members and the languages spoken.*

9 (X) *The type and number of accessible voting machines and*
10 *related accessible services at each vote center.*

11 (XI) *The design, layout, and placement of equipment inside each*
12 *voter center that protects each voter's right to cast a private ballot.*

13 (v)

14 (viii) A toll-free voter assistance hotline maintained by the
15 county elections official that is operational no later than 29 days
16 before the date of the election until 5 p.m. on the day after the
17 election. The toll-free voter assistance hotline shall provide
18 assistance to voters in all languages in which the county is required
19 to provide voting materials and assistance under subdivision (c)
20 of Section 14201 and the federal Voting Rights Act of 1965 (52
21 U.S.C. Sec. 10101 et seq.).

22 (vi)

23 (ix) At least one public service announcement in the media,
24 including newspapers, radio, and television, that serve
25 English-speaking citizens for purposes of informing voters of the
26 upcoming election and promoting the toll-free voter assistance
27 hotline.

28 (vii)

29 (x) At least one public service announcement in the media,
30 including newspapers, radio, and television, that serve
31 non-English-speaking citizens for each language in which the
32 county is required to provide voting materials and assistance under
33 subdivision (c) of Section 14201 and the federal Voting Rights
34 Act of 1965 (52 U.S.C. Sec. 10101 et seq.) for purposes of
35 informing voters of the upcoming election and promoting the
36 toll-free voter assistance hotline.

37 ~~(viii) A voter education social media strategy that is developed~~
38 ~~in partnership with community organizations and individuals that~~
39 ~~advocate on behalf of, or provide services to, non-English-speaking~~
40 ~~individuals and individuals with disabilities.~~

1 ~~(B)~~
 2 ~~(J)~~ The voter education and outreach plan plan for the
 3 administration of elections conduct pursuant to this section is
 4 posted in a format that is accessible to persons with disabilities
 5 on the Internet Web site of the Secretary of State and on the Internet
 6 Web site of the county elections official.

7 (b) Notwithstanding Section 4002 or any other law, on or after
 8 January 1, 2018, a county elections official may conduct a special
 9 election as an all-mailed ballot election under this section if all
 10 of the following apply:

11 (1) (A) On the day of election, from 7 a.m. to 8 p.m., at least
 12 one vote center is provided for every 30,000 registered voters. The
 13 county elections official shall make a reasonable effort to establish
 14 a vote center within the jurisdiction where the special election is
 15 held.

16 (B) Notwithstanding subparagraph (A), for a jurisdiction with
 17 fewer than 30,000 registered voters, the county elections official
 18 makes a reasonable effort to establish a vote center.

19 (2) (A) Not less than 10 days before the day of the election, for
 20 a minimum of eight hours per day, at least one vote center is
 21 provided for every 60,000 registered voters. The county elections
 22 official shall make a reasonable effort to establish a vote center
 23 within the jurisdiction where the special election is held.

24 (B) Notwithstanding subparagraph (A), for a jurisdiction with
 25 fewer than 30,000 registered voters, the county elections official
 26 makes a reasonable effort to establish a vote center.

27 (3) (A) At least one ballot dropoff location is provided for every
 28 15,000 registered voters. At least one ballot dropoff location shall
 29 be located within the jurisdiction where the special election is
 30 held. All ballot dropoff locations shall be open at least during
 31 regular business hours beginning not less than 28 days before the
 32 date of the election, and on the date of the election.

33 (B) Notwithstanding subparagraph (A), for a jurisdiction with
 34 fewer than 15,000 registered voters, at least one ballot dropoff
 35 location shall be provided.

36 ~~(b)~~
 37 (c) Except as otherwise provided in this section, the election
 38 day procedures shall be conducted in accordance with Division
 39 14 (commencing with Section 14000).

40 ~~(e)~~

1 (d) The county elections official may provide, at his or her
2 discretion, additional ballot dropoff locations and ~~polling~~ *vote*
3 centers for purposes of this section.

4 ~~(d)~~

5 (e) The return of voted vote by mail ballots is subject to Sections
6 3017 and 3020.

7 ~~(e)~~

8 (f) For the sole purpose of reporting the results of an election
9 conducted pursuant to this section, upon completion of the ballot
10 count, the county elections official shall divide the jurisdiction
11 into precincts pursuant to Article 2 (commencing with Section
12 12220) of Chapter 3 of Division 12 and shall prepare a statement
13 of the results of the election in accordance with Sections 15373
14 and 15374.

15 ~~(f)~~

16 (g) (1) (A) If an election is conducted pursuant to this section,
17 the ~~county~~ *Secretary of State* shall report to the Legislature ~~and to~~
18 ~~the Secretary of State~~ regarding the success of the first election
19 conducted pursuant to this section, including, ~~but not limited to,~~
20 ~~all of the following:~~ *to the extent possible, the turnout of different*
21 *populations, including the population categories of race, ethnicity,*
22 *language preference, age, gender, disability, permanent vote by*
23 *mail status, and political party affiliation as it relates to the*
24 *languages required under the federal Voting Rights Act of 1965*
25 *(52 U.S.C. Sec. 10101 et seq.).*

26 ~~(A) Any statistics on the cost to conduct the election.~~

27 ~~(B)~~

28 ~~The turnout of different populations, including, but not limited~~
29 ~~to, and to the extent possible, the population categories of race,~~
30 ~~ethnicity, language preference, age, gender, disability, permanent~~
31 ~~vote by mail status, and political party affiliation as it relates to~~
32 ~~the languages required under the federal Voting Rights Act of 1965~~
33 ~~(52 U.S.C. Sec. 10101 et seq.).~~

34 (B) *If an election is conducted pursuant to this section, the*
35 *county shall submit to the Legislature and to the Secretary of State*
36 *a report that includes all of the following:*

37 (i) *Information on the cost to conduct the election.*

38 ~~(C)~~

39 (ii) *The number of ballots that were not counted and the reasons*
40 *they were rejected: not counted.*

1 ~~(D)~~

2 (iii) Voter fraud.

3 ~~(E)~~

4 (iv) Any other problems that became known to the county during
5 the election or canvass.

6 (v) *The number of votes cast at each vote center.*

7 (2) Whenever possible, using the criteria set forth in paragraph
8 (1), the ~~report reports~~ shall compare the election conducted
9 pursuant to this section to similar elections not conducted pursuant
10 to this section in the same jurisdiction or comparable jurisdictions.

11 (3) Within six months after the date of the election or before
12 the date of a subsequent election conducted pursuant to this section,
13 whichever is sooner, ~~a county~~ *the Secretary of State and counties*
14 shall do all of the following with respect to the ~~report reports~~
15 required by this subdivision:

16 (A) Submit the ~~report reports~~ to the Legislature in compliance
17 with Section 9795 of the Government Code.

18 ~~(B) Submit the report to the Secretary of State.~~

19 ~~(C)~~

20 (B) Post the ~~report reports~~ *in a format that is accessible to voters*
21 *with disabilities* on the Internet Web site of the *Secretary of State*
22 *or the county elections official, as applicable.*

23 (h) *The Secretary of State shall enforce the provisions of this*
24 *section pursuant to Section 12172.5 of the Government Code.*

25 (i) *For purposes of this section, “disability” has the same*
26 *meaning as defined in subdivisions (j), (m), and (n) of Section*
27 *12926 of the Government Code.*

28 SEC. 2. *Section 4005.5 is added to the Elections Code, to read:*
29 *4005.5. (a) The Secretary of State shall establish a taskforce*
30 *that includes representatives of all of the following:*

31 (1) *County elections officials.*

32 (2) *Individuals with demonstrated language accessibility*
33 *experience for languages covered under the federal Voting Rights*
34 *Act of 1965 (52 U.S.C. Sec. 10101 et seq.).*

35 (3) *The disability community and community organizations and*
36 *individuals that advocate on behalf of, or provide services to,*
37 *individuals with disabilities.*

38 (4) *Experts with demonstrated experience in the field of*
39 *elections.*

1 ***(b) The taskforce shall review elections conducted pursuant to***
2 ***Section 4005 and provide comments and recommendations to the***
3 ***Legislature on or before April 1, 2021.***

4 ***(c) This section shall remain in effect only until January 1, 2022,***
5 ***and as of that date is repealed, unless a later enacted statute, that***
6 ***is enacted before January 1, 2022, deletes or extends that date.***

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