

Introduced by Senator Vidak

February 8, 2016

An act to amend Section 13001 of the Elections Code, relating to special elections, and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

SB 967, as introduced, Vidak. Special elections.

Existing law requires counties to pay expenses authorized and necessarily incurred in the preparation for and conduct of elections, except as specified.

This bill would require the state to pay expenses authorized and necessarily incurred on or after January 1, 2008, and before December 31, 2016, for elections proclaimed by the Governor to fill a vacancy in the office of Senator or Member of the Assembly, or to fill a vacancy in the office of United States Senator or Member of the United States House of Representatives.

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

Vote: $\frac{2}{3}$. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

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

1 SECTION 1. The Legislature recognizes the unnecessary
2 burden that unreimbursed special elections have had on California's
3 58 counties. These special elections have forced the counties to
4 redirect important funds that should be used to provide critical
5 services to the community.

1 SEC. 2. Section 13001 of the Elections Code is amended to
2 read:

3 13001. ~~All~~(a) (1) *Except as provided in subdivision (b),*
4 *expenses authorized and necessarily incurred in the preparation*
5 *for, and conduct of, elections as provided in this code shall be paid*
6 *from the county treasuries, except that when if an election is called*
7 *by the governing body of a city the expenses shall be paid from*
8 *the treasury of the city. All payments shall be made in the same*
9 *manner as other county or city expenditures are made. The elections*
10 *official, in providing the materials required by this division, need*
11 *not utilize the services of the county or city purchasing agent.*

12 (2) *All payments under this subdivision shall be made in the*
13 *same manner as other county or city expenditures are made.*

14 (b) *The state shall pay expenses authorized and necessarily*
15 *incurred on or after January 1, 2008, and before December 31,*
16 *2016, in the preparation for, and conduct of, elections proclaimed*
17 *by the Governor to fill a vacancy in the office of Senator or*
18 *Member of the Assembly, or to fill a vacancy in the office of United*
19 *States Senator or Member of the United States House of*
20 *Representatives.*

21 (c) *The elections official, in providing the materials required*
22 *by this division, need not utilize the services of the county or city*
23 *purchasing agent.*

24 SEC. 3. This act is an urgency statute necessary for the
25 immediate preservation of the public peace, health, or safety within
26 the meaning of Article IV of the Constitution and shall go into
27 immediate effect. The facts constituting the necessity are:

28 In order to relieve counties of the heavy burden of expenses
29 incurred on or after January 1, 2008, and before December 31,
30 2016, for the preparation and conduct of multiple elections
31 proclaimed by the Governor for specified purposes, it is necessary
32 that this bill go into immediate effect.