

Senate Bill No. 1852

CHAPTER 118

An act to amend Section 13261 of the Elections Code, relating to elections.

[Approved by Governor June 30, 1996. Filed with
Secretary of State July 1, 1996.]

LEGISLATIVE COUNSEL'S DIGEST

SB 1852, Committee on Elections and Reapportionment. Ballot card stubs.

Existing law requires that each ballot card have 2 stubs attached, separated from the ballot card and from each other by perforated lines so that they may be readily detached. It requires that one stub have the serial ballot number printed on it, and that it be detached from the remainder of the ballot before it is handed to the voter. It requires that the other stub have specified items of information printed thereon, including the words "This ballot stub shall be removed by a precinct board member and handed to the voter before the ballot is placed in the ballot container."

This bill would require, instead, that the words state "This ballot stub shall be removed and retained by the voter."

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

SECTION 1. Section 13261 of the Elections Code is amended to read:

13261. (a) Each ballot card shall have two stubs attached. The stubs shall be separated from the ballot card and from each other by perforated lines so that they may be readily detached.

(b) (1) One stub shall have the serial ballot number printed on it, and shall be detached from the remainder of the ballot before it is handed to the voter.

(2) The second stub shall have printed on it all of the following:

(A) The same ballot serial number.

(B) The words "This ballot stub shall be removed and retained by the voter."

(C) The words "OFFICIAL BALLOT" in uppercase boldface type no smaller than 12 point.

(D) In primary elections, the party name, e.g., "Democratic Party," or the words "Nonpartisan Ballot," as applicable.

(E) The name of the county.

(F) The date of the election.



(G) Where not otherwise provided, instructions to the voter on how to mark the ballot with the marking device, how to vote for a candidate whose name is not printed on the ballot, and how to secure an additional ballot card if the ballot card is spoiled or marked erroneously.

(3) If the information listed in subparagraphs (A) to (G), inclusive, of paragraph (2) must also appear in one or more languages other than English under the provisions of the federal Voting Rights Act of 1965 as extended by Public Law 94-73, and there is insufficient room for all the information to be set forth in all the required languages while at the same time appearing in a type size sufficiently large to be readable, the official in charge of the election may delete information set forth in subparagraphs (E) and (F) of paragraph (2), in the order listed, until there is sufficient room.

(c) In addition to the instructions to voters printed on the ballot or ballot stub, there shall be displayed in each voting booth instructions to voters substantially in the same form and wording as appears on paper ballots.

Precinct numbers may also be placed on the ballot.

