

AMENDED IN SENATE JANUARY 6, 2004
AMENDED IN ASSEMBLY MARCH 26, 2003
CALIFORNIA LEGISLATURE—2003–04 REGULAR SESSION

ASSEMBLY BILL

No. 714

Introduced by Assembly Member Leno

February 19, 2003

~~An act to amend Sections 19225, 19226, 19227, 19227.5, and 19229 of the Elections Code, relating to voting. An act to amend Sections 12223 and 18403 of, to amend and renumber Section 22000 of, to add Division 22 (commencing with Section 22000) to, and to repeal Article 3 (commencing with Section 2050) of Chapter 1 of Division 2, Sections 12280, 13304, and 14282, and Article 2.5 (commencing with Section 19225) of Chapter 2 of Division 19 of, the Elections Code, relating to voting.~~

LEGISLATIVE COUNSEL'S DIGEST

AB 714, as amended, Leno. Accessible voting.

Under existing law, the Visually Impaired Voter Assistance Act of 1989, the Visually Impaired Voter Assistance Advisory Board is established to assist the Secretary of State in improving voter accessibility to visually impaired voters.

This bill would eliminate the Visually Impaired Voter Assistance Advisory Board and, instead, require the Secretary of State to establish a new advisory board to counsel the secretary on issues related to improving access for disabled voters.

This bill would amend, and amend and renumber, certain provisions of the Elections Code to correct internal cross-references.

Existing law requires election precinct boards to assist voters who declare under oath that they are unable to mark a ballot.

This bill would require that precinct boards ensure that voters receiving assistance are afforded privacy while voting equivalent to that provided to other voters and, by so doing, would impose a state-mandated local program.

Existing law requires the Secretary of State to adopt rules and regulations governing voting technology and systems used to provide access to blind and visually impaired voters.

This bill would require the Secretary of State to adopt rules and regulations governing voting technology and systems used to provide access to mobility impaired individuals as well. This bill would impose a state-mandated local program by requiring each local agency to report to the secretary on its expenditure of funds, activities, and progress toward improving access to polling places for persons who are blind, visually impaired, or mobility impaired.

Existing law requires that each polling place have at least one voting unit, approved by the Secretary of State, to provide access to individuals who are blind or visually impaired.

This bill would impose a state-mandated local program by requiring that at least one voting unit provide access to the blind, visually impaired, or mobility impaired, and would delay imposition of the requirement until January 1, 2006.

Existing law permits a person who is injured by the failure of a local agency to comply with specified statutes concerning voter access for the blind and visually impaired to sue for injunctive relief.

This bill would extend the right to sue to the mobility impaired. This bill would further preclude actions against the state or its political subdivisions that are based on information contained in the plans, reports, or applications for funding required by specified statutes requiring voter access for the blind, visually impaired, or mobility impaired, except for actions arising from a criminal act or omission.

~~Under existing law, a county is required to provide at least one voting unit at each polling place, to provide access to persons who are visually impaired, so long as sufficient funds from specified federal sources are available.~~

~~This bill would include within this requirement persons who are mobility impaired, so long as funds are available from the federal sources identified under existing law. The bill would add a federal source for this purpose, namely the Help America Vote Act (P.L.~~



~~107-252) and would require that at least one accessible voting unit be available at each polling place commencing no later than January 1, 2006.~~

~~Under existing law, county election officials are not required to make polling places accessible to persons with physical disabilities, except for voting machines used in federal elections.~~

~~This bill would provide that for all elections, county election officials shall report to the Secretary of State their efforts to make polling places accessible to individuals with disabilities and impairments. By increasing the duties of local elections officials, the 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, including the creation of a State Mandates Claims Fund to pay the costs of mandates that do not exceed \$1,000,000 statewide and other procedures for claims whose statewide costs exceed \$1,000,000.~~

~~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 19225 of the Elections Code is amended
- 2 to read:
- 3 19225.—The Legislature finds and declares as follows:
- 4 (a) ~~Microchip and digital technologies are increasingly~~
- 5 ~~changing the way Americans vote.~~
- 6 (b) ~~State and political subdivisions are replacing antiquated~~
- 7 ~~voting methods and machines with computer and electronic-based~~
- 8 ~~voting systems, but nonvisual access, whether by speech, braille,~~
- 9 ~~or other appropriate means, is often overlooked in certifying and~~
- 10 ~~purchasing the latest voting technology.~~
- 11 (c) ~~Voting technology and systems that allow the voter to~~
- 12 ~~access and select information solely through a visual means are a~~
- 13 ~~barrier to access by individuals who are blind or visually impaired;~~



1 ~~thereby discouraging them from exercising the right to vote, the~~
2 ~~most fundamental right of citizenship in a free and democratic~~
3 ~~society.~~

4 ~~(d) Software and hardware adaptations have been created so~~
5 ~~that voters can interact with voting technology and systems~~
6 ~~through both visual and nonvisual means allowing blind and~~
7 ~~visually impaired people to cast a secret ballot and independently~~
8 ~~verify their vote.~~

9 ~~(e) In promoting full participation in the electoral process, the~~
10 ~~goals of the state and its political subdivisions must recognize the~~
11 ~~incontrovertible right of all citizens regardless of blindness or~~
12 ~~visual impairment to vote.~~

13 ~~(f) This right must include the opportunity for individuals who~~
14 ~~are blind or visually impaired to cast and verify their ballots~~
15 ~~independently.~~

16 ~~(g) As voting technology advances and as the state and its~~
17 ~~political subdivisions employ new voting equipment to address the~~
18 ~~needs of voters, innovative solutions must be applied in a~~
19 ~~comprehensive way that improves and increases access for all~~
20 ~~those who have heretofore been unable to cast a ballot~~
21 ~~independently and privately.~~

22 ~~(h) It is vital for the state as soon as practicable to extend to all~~
23 ~~its citizens full access to the ballot regardless of visual or mobility~~
24 ~~impairment.~~

25 ~~SEC. 2. Section 19226 of the Elections Code is amended to~~
26 ~~read:~~

27 ~~19226. — As used in this article:~~

28 ~~(a) “Access” means the ability of an individual independently~~
29 ~~and without assistance to receive, use, select, and manipulate data~~
30 ~~and operate controls included in voting technology and systems.~~

31 ~~(b) “Nonvisual” means synthesized speech, braille, and other~~
32 ~~output methods not requiring sight.~~

33 ~~SEC. 3. Section 19227 of the Elections Code is amended to~~
34 ~~read:~~

35 ~~19227. (a) The Secretary of State shall adopt rules and~~
36 ~~regulations governing any voting technology and systems used by~~
37 ~~the state or any political subdivision that provide blind and visually~~
38 ~~impaired individuals and individuals with mobility impairment or~~
39 ~~who achieve mobility in an assisted fashion such as a wheelchair~~
40 ~~with access that is equivalent to that provided to individuals who~~



1 are not blind, visually impaired, or mobility impaired, including
2 the ability for the voter to cast and verify all selections made by
3 both visual and nonvisual means.

4 (b) Commencing no later than January 1, 2006, at each polling
5 place, at least one voting unit approved pursuant to subdivision (a)
6 by the Secretary of State shall provide access to individuals who
7 are blind, visually impaired, or mobility impaired.

8 (c) Each county shall report in ways and at times deemed
9 appropriate by the Secretary of State on expenditure of funds,
10 activities, and progress toward improving access to polling places
11 for persons with visual impairment, mobility impairment, and
12 physical disabilities.

13 (d) A local agency is not required to comply with subdivision
14 (b) unless sufficient funds are available to implement that
15 provision. Funds received from the proceeds of the Voting
16 Modernization Bond Act of 2002 (Article 3 (commencing with
17 Section 19230), from federal funds made available to purchase
18 new voting systems, from federal funds provided pursuant to the
19 Help America Vote Act of 2002 (P.L. 107-252), or from any other
20 source except the General Fund, shall be used for that purpose.

21 SEC. 4. Section 19227.5 of the Elections Code is amended to
22 read:

23 19227.5. In requiring nonvisual access and access by those
24 with any mobility impairment pursuant to this article, the
25 Secretary of State shall obtain recommendations from
26 representatives of blind consumer organizations, representatives
27 of disabled groups, experts in accessible software and hardware
28 design, and any other individual or organization the Secretary of
29 State determines to be appropriate.

30 SEC. 5. Section 19229 of the Elections Code is amended to
31 read:

32 19229. (a) A person injured by a violation of this article may
33 maintain an action for injunctive relief to enforce this article.

34 (b) An action for injunctive relief shall be commenced within
35 four years after the cause of action accrues.

36 (c) For the purposes of this section, a cause of action for a
37 continuing violation accrues at the time of the latest violation.

38 (d) Notwithstanding any other law, no action may be brought
39 against the state or any of its political subdivisions on the basis of
40 information contained in plans, reports, or applications for



1 ~~funding required under subdivision (c), (d), (e), or (f) of Section~~
 2 ~~19227, except in cases of liability resulting from criminal acts or~~
 3 ~~omissions.~~

4 *SECTION 1. This act shall be known as the California Access*
 5 *to Voting Act of 2004.*

6 *SEC. 2. Article 3 (commencing with Section 2050) of Chapter*
 7 *1 of Division 2 of the Elections Code is repealed.*

8 *SEC. 3. Section 12223 of the Elections Code is amended to*
 9 *read:*

10 12223. (a) Whenever any jurisdiction is divided into
 11 election precincts or whenever the boundaries of established
 12 precincts are changed or new precincts created, the precinct
 13 boundaries shall be fixed in a manner so that the number of voters
 14 in each precinct does not exceed 1,000 in counties with a
 15 population of less than 1,000,000, and does not exceed 1,250 in all
 16 other counties, on the 88th day prior to the day of election, unless
 17 otherwise provided by law.

18 (b) Before establishing an election precinct in which the
 19 number of voters exceeds 1,000, the elections official shall provide
 20 to the Secretary of State and to the public written information
 21 which addresses all of the following:

22 (1) Absentee voting patterns of the registered voters in the
 23 proposed precinct areas.

24 (2) Voter turnout rates at polling places in the precinct areas.

25 (3) The consistency of the location of the polling place, from
 26 one statewide election to the next.

27 (4) Proposed staffing levels at the precinct and training to be
 28 provided to poll workers.

29 (5) Compliance with the federal Voting and Accessibility for
 30 the Elderly and Handicapped Act of 1984 (42 U.S.C. Sec. 1973ee)
 31 and Section ~~12280~~ 22003 of this code.

32 (c) A county that increases any election precinct to more than
 33 1,000 voters shall report that action to the Secretary of State and
 34 shall provide any information required by the Secretary of State to
 35 determine the impact of that increase. The Secretary of State shall
 36 report to the Legislature by January 1, 2004, on the impact of
 37 election precincts in excess of 1,000 voters. The report shall
 38 include recommendations about whether or not future legislative
 39 action is necessary.



1 (d) This section shall remain in effect only until January 1,
2 2005, and as of that date is repealed, unless a later enacted statute,
3 that is enacted before January 1, 2005, deletes or extends that date.

4 *SEC. 4. Section 12280 of the Elections Code is repealed.*

5 ~~12280. When designating polling places, the elections official
6 shall undertake necessary measures in the locating of polling
7 places to ensure that polling places meet the guidelines
8 promulgated by the Secretary of State for accessibility by the
9 physically handicapped.~~

10 *SEC. 5. Section 13304 of the Elections Code is repealed.*

11 ~~13304. The notice of the polling place which is sent to each
12 voter as provided in Section 13303 shall inform the voter as to
13 whether the polling place is accessible to the physically
14 handicapped. In addition, this notice shall inform the voter of his
15 or her rights under Section 14282, if applicable.~~

16 *SEC. 6. Section 14282 of the Elections Code is repealed.*

17 ~~14282. (a) When a voter declares under oath, administered
18 by any member of the precinct board at the time the voter appears
19 at the polling place to vote, that the voter is then unable to mark
20 a ballot, the voter shall receive the assistance of not more than two
21 persons selected by the voter, other than the voter's employer, an
22 agent of the voter's employer, or an officer or agent of the union
23 of which the voter is a member.~~

24 ~~(b) No person assisting a voter shall divulge any information
25 regarding the marking of the ballot.~~

26 ~~(c) In those polling places that are inaccessible under the
27 guidelines promulgated by the Secretary of State for accessibility
28 by the physically handicapped, a physically handicapped person
29 may appear outside the polling place and vote a regular ballot. The
30 person may vote the ballot in a place that is as near as possible to
31 the polling place and that is accessible to the physically
32 handicapped. A precinct board member shall take a regular ballot
33 to that person, qualify that person to vote, and return the voted
34 ballot to the polling place. In those precincts in which it is
35 impractical to vote a regular ballot outside the polling place,
36 absentee ballots shall be provided in sufficient numbers to
37 accommodate physically handicapped persons who present
38 themselves on election day. The absentee ballot shall be presented
39 to and voted by a physically handicapped person in the same~~



1 manner as a regular ballot may be voted by that person outside the
2 polling place.

3 SEC. 7. Section 18403 of the Elections Code is amended to
4 read:

5 18403. Any person other than an elections official or a
6 member of the precinct board who receives a voted ballot from a
7 voter or who examines or solicits the voter to show his or her voted
8 ballot is punishable by a fine not exceeding ten thousand dollars
9 (\$10,000), by imprisonment in the state prison for 16 months or
10 two or three years or in a county jail not exceeding one year, or by
11 both the fine and imprisonment. This section shall not apply to
12 persons returning an absentee ballot pursuant to Sections 3017 and
13 3021 or persons assisting a voter pursuant to Section ~~14282~~ 22201.

14 SEC. 8. Article 2.5 (commencing with Section 19225) of
15 Chapter 2 of Division 19 of the Elections Code is repealed.

16 SEC. 9. Section 22000 of the Elections Code is amended and
17 renumbered to read:

18 ~~22000.~~

19 21700. (a) Each district required by its authorizing act to
20 adjust division boundaries pursuant to this section shall, by
21 resolution, after each federal decennial census, and using that
22 census as a basis, adjust the boundaries of any divisions so that the
23 divisions are, as far as practicable, equal in population and in
24 compliance with Section 1973 of Title 42 of the United States
25 Code, as amended, to the extent those provisions are applicable.
26 In adjusting the boundaries of the district, the board may give
27 consideration to the following factors: (1) topography, (2)
28 geography, (3) cohesiveness, contiguity, integrity, and
29 compactness of territory, and (4) community of interests of the
30 district. This section does not apply to districts in which only
31 landowners vote for directors or whose directors are all elected at
32 large or appointed.

33 (b) The resolution specified in subdivision (a) shall be adopted
34 by a vote of not less than a majority of the directors.

35 (c) At the time of, or after, any annexation of territory to the
36 district, the board of directors shall designate, by resolution, the
37 division of which the annexed territory shall be a part.

38 (d) No change in division boundaries may be made within 180
39 days preceding the election of any director.



1 (e) (1) A change in division boundaries shall not affect the
2 term of office of any director.

3 (2) If division boundaries are adjusted, the director of the
4 division whose boundaries have been adjusted shall continue to be
5 the director of the division bearing the number of his or her
6 division as formerly comprised until the office becomes vacant by
7 means of term expiration or otherwise, whether or not the director
8 is a resident within the boundaries of the division as adjusted.

9 (f) The successor to the office in a division whose boundaries
10 have been adjusted shall be a resident and voter of that division.

11 (g) A district is not required to adjust the boundaries of any
12 divisions pursuant to this section until after the 2000 federal
13 decennial census.

14 (h) Nothing in this section shall be construed to prohibit or
15 restrict a district from adjusting the boundaries of any divisions
16 whenever the governing body of the district determines by a
17 two-thirds vote of the governing body that a sufficient change in
18 population has occurred that makes it desirable in the opinion of
19 the governing body to adjust the boundaries of any divisions, or
20 whenever any territory is added by or excluded from the district.

21 *SEC. 10. Division 22 (commencing with Section 22000) is*
22 *added to the Elections Code, to read:*

23
24 *DIVISION 22. ACCESS TO VOTING*

25
26 *CHAPTER I. ACCESSIBLE POLLING PLACES*

27
28 *22000. A voter may not have his or her fundamental right to*
29 *cast a ballot infringed upon on account of the voter's physical*
30 *inability to access a polling place.*

31 *22001. Notwithstanding any other provision of law, the*
32 *Secretary of State and local election officials shall, to the extent*
33 *possible, ensure that all polling places are accessible to*
34 *handicapped and elderly voters.*

35 *22002. The Secretary of State shall promulgate guidelines for*
36 *polling place accessibility by the physically handicapped. In*
37 *preparing the guidelines, the secretary may rely, to the degree*
38 *practicable, on the accessibility provisions of Title 24 of the*
39 *California Code of Regulations.*



1 22003. *When designating polling places, an elections official*
2 *shall select only polling places that meet the guidelines for*
3 *accessibility promulgated by the Secretary of State in accordance*
4 *with Section 22002.*

5 22004. *The Secretary of State shall report to the Governor and*
6 *the Legislature, by March 1 of each odd-numbered year, the*
7 *number of polling places as of the date of the preceding general*
8 *election that were accessible to the physically handicapped and*
9 *the number that were inaccessible to the physically handicapped.*
10 *The report shall state the reasons for the inaccessibility of each*
11 *polling place found to have been inaccessible. The Secretary of*
12 *State shall post the report on the Secretary of State's Web site.*

13

14 CHAPTER 2. ACCESSIBLE VOTING SYSTEMS

15

16 22100. *The Legislature finds and declares as follows:*

17 (a) *Microchip and digital technologies are increasingly*
18 *changing the way Americans vote.*

19 (b) *State and political subdivisions are replacing antiquated*
20 *voting methods and machines with computer and electronic-based*
21 *voting systems, but nonvisual access, whether by speech, braille,*
22 *or other appropriate means, is often overlooked in certifying and*
23 *purchasing the latest voting technology.*

24 (c) *Voting technology and systems that allow the voter to access*
25 *and select information solely through a visual means are a barrier*
26 *to access by individuals who are blind or visually impaired,*
27 *thereby discouraging them from exercising the right to vote, the*
28 *most fundamental right of citizenship in a free and democratic*
29 *society.*

30 (d) *Software and hardware adaptations have been created so*
31 *that voters can interact with voting technology and systems*
32 *through both visual and nonvisual means, allowing blind and*
33 *visually impaired people to cast a secret ballot and independently*
34 *verify their vote.*

35 (e) *In promoting full participation in the electoral process, the*
36 *state and its political subdivisions must recognize the*
37 *incontrovertible right of all citizens to vote, regardless of blindness*
38 *or visual, mobility, or other physical impairment.*



1 (f) *This right necessitates that individuals who are blind or*
2 *visually, mobility, or otherwise physically impaired, be provided*
3 *the opportunity to cast and verify their ballots independently.*

4 (g) *As voting technology advances, and as the state and its*
5 *political subdivision employ new voting equipment to address the*
6 *needs of voters, innovative solutions must be comprehensively*
7 *applied to improve and increase access for those who have been*
8 *unable to cast a ballot independently and privately.*

9 (h) *It is vital for the state, as soon as practicable, to extend full*
10 *access to the ballot to all its citizens, including those who are blind*
11 *or who have visual, mobility, or other physical impairments.*

12 22101. *As used in this article:*

13 (a) *“Access” means the ability of an individual independently*
14 *and without assistance to receive, use, select, and manipulate data*
15 *and operate controls included in voting technology and systems.*

16 (b) *“Nonvisual” means synthesized speech, braille, and other*
17 *output methods not requiring sight.*

18 22102. (a) *The Secretary of State shall adopt rules and*
19 *regulations governing any voting technology and systems used by*
20 *the state or any political subdivision that provide blind and*
21 *visually impaired individuals, and individuals who are mobility*
22 *impaired or who achieve mobility in an assisted fashion, such as*
23 *with the aid of a wheelchair, with access that is equivalent to that*
24 *provided to individuals who are not blind, visually impaired, or*
25 *mobility impaired, including the ability for the voter to cast and*
26 *verify all selections made, by both visual and nonvisual means.*

27 (b) *By January 1, 2006, each polling place shall utilize at least*
28 *one voting unit, approved by the Secretary of State pursuant to*
29 *subdivision (a), to provide access for individuals who are blind,*
30 *visually impaired, or mobility impaired.*

31 (c) *Each local agency shall report to the Secretary of State, in*
32 *a manner and at intervals designated by the secretary, on that*
33 *agency’s expenditure of funds, activities, and progress toward*
34 *improving access to polling places for persons who are blind,*
35 *visually impaired, or mobility impaired.*

36 (d) *A local agency is not required to comply with subdivision*
37 *(b) unless sufficient funds are available to implement that*
38 *provision. Funds received from the proceeds of the Voting*
39 *Modernization Bond Act of 2002 (Article 3 (commencing with*
40 *Section 19230)), from federal funds made available to purchase*



1 new voting systems, from federal funds provided pursuant to the
2 Help America Vote Act of 2002 (P.L. 107-252), or from any other
3 source except the General Fund, shall be used for that purpose.

4 22103. In requiring access pursuant to this chapter for voters
5 with visual or mobility impairments, the Secretary of State shall
6 obtain recommendations from representatives of blind consumer
7 organizations, representatives of disabled groups, experts in
8 accessible software and hardware design, and any other individual
9 or organization the Secretary of State determines to be
10 appropriate.

11 22104. Existing voting equipment or systems shall be brought
12 into compliance with the requirements of this chapter when they
13 are upgraded or replaced.

14 22105. (a) A person injured by a violation of this chapter may
15 maintain an action for injunctive relief to compel compliance with
16 the provisions of this chapter.

17 (b) An action for injunctive relief shall be commenced within
18 four years after the cause of action accrues.

19 (c) For the purposes of this section, a cause of action for a
20 continuing violation accrues at the time of the latest violation.

21 (d) Notwithstanding any other provision of law, a person may
22 not bring an action against the state or any of its political
23 subdivisions based on information contained in the plans, reports,
24 or applications for funding required by subdivisions (c), (d), (e),
25 or (f) of Section 22102, except for an action that arises from a
26 criminal act or omission.

27 22106. This chapter does not apply to voting by absentee
28 ballot.

29

30 CHAPTER 3. ASSISTANCE TO VOTERS

31

32 22200. The notice of the polling place which is sent to each
33 voter as provided in Section 13303 shall inform the voter as to
34 whether the polling place is accessible to the physically
35 handicapped. In addition, the notice shall inform the voter of his
36 or her rights under Section 22201, if applicable.

37 22201. (a) When a voter declares under oath, administered
38 by any member of the precinct board at the time the voter appears
39 at the polling place to vote, that the voter is then unable to mark
40 a ballot, the voter shall receive the assistance of not more than two



1 *persons selected by the voter, other than the voter's employer, an*
2 *agent of the voter's employer, or an officer or agent of the union*
3 *of which the voter is a member.*

4 *(b) No person assisting a voter shall divulge any information*
5 *regarding the marking of the ballot.*

6 *(c) The precinct board members shall ensure that a voter*
7 *receiving assistance is afforded privacy equivalent to that of other*
8 *voters.*

9 *(d) In those polling places that are inaccessible under the*
10 *guidelines for accessibility by the handicapped promulgated by the*
11 *Secretary of State pursuant to Section 2202, a physically*
12 *handicapped person may appear outside the polling place and*
13 *vote a regular ballot. The person may vote the ballot in a place that*
14 *is as near as possible to the polling place, that is accessible to the*
15 *physically handicapped, and that affords the voter privacy*
16 *equivalent to that provided to other voters. A precinct board*
17 *member shall take a regular ballot to that person, qualify that*
18 *person to vote, and return the voted ballot to the polling place. In*
19 *those precincts in which it is impractical to vote a regular ballot*
20 *outside the polling place, absentee ballots shall be provided in*
21 *sufficient numbers to accommodate physically handicapped*
22 *persons who present themselves on election day. The absentee*
23 *ballot shall be presented to and voted by a physically handicapped*
24 *person in the same manner as a regular ballot may be voted by that*
25 *person outside the polling place.*

26 *22202. The Secretary of State shall establish an advisory*
27 *board to provide advice and counsel to the secretary on issues*
28 *related to improving access to disabled voters. The board shall*
29 *consist of representatives from organizations representing the*
30 *visually impaired, the physically or mobility impaired, local*
31 *elections officials, and any other individuals that the secretary*
32 *deems appropriate.*

33 ~~SEC. 6.—~~

34 *SEC. 11.* Notwithstanding Section 17610 of the Government
35 Code, if the Commission on State Mandates determines that this
36 act contains costs mandated by the state, reimbursement to local
37 agencies and school districts for those costs shall be made pursuant
38 to Part 7 (commencing with Section 17500) of Division 4 of Title
39 2 of the Government Code. If the statewide cost of the claim for
40 reimbursement does not exceed one million dollars (\$1,000,000),



- 1 reimbursement shall be made from the State Mandates Claims
- 2 Fund.

O

