



DEBRA BOWEN | SECRETARY OF STATE
STATE OF CALIFORNIA | ELECTIONS

1500 11th Street, 5th Floor | Sacramento, CA 95814 | Tel (916) 657-2166 | Fax (916) 653-3214 | www.sos.ca.gov

August 6, 2007

TO: ALL COUNTY CLERKS/REGISTRARS OF VOTERS/PROPONENT
(07106)

FROM:

A handwritten signature in black ink, appearing to read "Joanna Southard".

JOANNA SOUTHARD, Program Manager
Ballot Pamphlet and Initiatives

SUBJECT: **Referendum #1261**

Pursuant to Elections Code section 336, we transmit herewith a copy of the Title and Summary prepared by the Attorney General on a proposed referendum measure entitled:

**REFERENDUM PETITION TO OVERTURN AMENDMENT
TO INDIAN GAMING COMPACT.**

The proponent of the above-named measure is:

Jack Gribbon
243 Golden Gate Avenue
San Francisco, CA 94102

#1261

REFERENDUM PETITION TO OVERTURN AMENDMENT
TO INDIAN GAMING COMPACT.

CIRCULATING AND FILING SCHEDULE

1. Minimum number of signatures required:433,971
California Constitution, Article II, Section 9(b)
2. Enactment Date: Tuesday, July 10, 2007
SB 174 (Chapter 38, 2007)
3. Official Summary Date: Monday, August 6, 2007
(Elec. Code § 336)
4. Last day proponent can circulate and file with the county.
All sections are to be filed at the same time
within each county within 90 days of the
enactment date.Monday, October 8, 2007*

Verification Procedures:

- a. Within eight working days after the filing of the petition, the county elections official shall determine the total number of signatures affixed to the petition and transmit that information to the Secretary of State (Elec. Code § 9030(b)).
- b. Secretary of State determines whether the total number of signatures filed with all county clerks/registrars meets the minimum number of required signatures, and notifies the counties (Elec. Code § 9030(c)).
- c. Within 30 working days, county elections officials determine the total number of qualified voters who signed the petition. If more than 500 names have been signed on sections, the elections official shall use a random sampling technique for verification of signatures, as determined by the Secretary of State. Upon completion of this examination, the official shall immediately transmit the certificate showing the result of the examination and blank copy of the petition to the Secretary of State (Elec. Code § 9030(d),(e)).

*Please note: Although this date falls on Columbus Day, a state holiday, this deadline does **not** continue to the next working day (Cal. Const., art. II, sec. 9, subs. b).

INITIATIVE #1261

Circulating and Filing Schedule continued:

- d. The Secretary of State calculates whether the total number of signatures determined by all county clerks/registrars of voters meets the minimum number of required signatures, and notifies the counties.

If the percent of signatures valid is equal to or greater than 110 percent (477,369), the Secretary of State certifies the petition as qualified. If the validity of signatures is less than 95 percent (412,273), the Secretary of State certifies the petition as failed. If the validity of signatures is between 95 and 110 percent, then the Secretary of State notifies counties to determine the validity of all signatures submitted (Elec. Code § 9030(f),(g)).

- e. Within 30 working days of notification, county elections officials determine the number of qualified voters who signed the petition, and transmit certificate with a blank copy of the petition to the Secretary of State (Elec. Code § 9031(a),(b)(c)).

- f. The Secretary of State certifies whether the petition has been signed by the number of qualified voters required to declare the petition sufficient.

IMPORTANT POINTS

- California law prohibits the use of signatures, names and addresses gathered on initiative, referendum or recall petitions for any purpose other than to qualify the measure for the ballot. This means that the petitions cannot be used to create or add to mailing lists or similar lists for any purpose, including fundraising or requests for support. Any such misuses constitutes a crime under California law. Elections Code section 18650; *Bilofsky v. Deukmejian* (1981) 124 Cal. App. 3d 825, 177 Cal. Rptr. 621; 63 Ops. Cal. Atty. Gen. 37 (1980).
- Please refer to Elections Code sections 100, 101, 104, 9001, 9008, 9009, 9021, and 9022 for appropriate format and type consideration in printing, typing and otherwise preparing your initiative petition for circulation and signatures. Please send a copy of the petition after you have it printed. This copy is not for our review or approval, but to supplement our file.
- Please refer to the campaign disclosure requirements of the **Political Reform Act of 1974**, Government Code section 81000 et seq.
- When writing or calling state or county elections officials, provide the official title of the initiative or referendum which was prepared by the Attorney General. Use of this title will assist elections officials in referencing the proper file.
- When a petition is presented to the county elections official for filing by someone other than the proponent, the required authorization shall include the name or names of the persons filing the petition.
- When filing the petition with the county elections official, please provide a blank petition for elections official use.

EDMUND G. BROWN JR.
Attorney General

State of California
DEPARTMENT OF JUSTICE



1300 J STREET, SUITE 125
P.O. BOX 944255
SACRAMENTO, CA 94244-2550

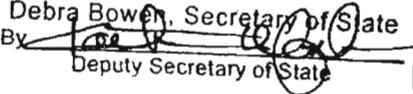
Public: (916) 445-9555
Telephone: (916) 445-1968
Facsimile: (916) 324-8835
E-Mail: Toni.Melton@doj.ca.gov

August 6, 2007

FILED
In the office of the Secretary of State
of the State of California

AUG 06 2007

Debra Bowen
Secretary of State
1500 - 11th Street, 5th Floor
Sacramento, CA 95814

Debra Bowen, Secretary of State
By: 
Deputy Secretary of State

RE: REFERENDUM TITLE AND SUMMARY
SUBJECT: REFERENDUM PETITION TO OVERTURN AMENDMENT TO INDIAN
GAMING COMPACT.
FILE NO: 07-0038

Dear Ms. Bowen:

Pursuant to the provisions of the Elections Code, you are hereby notified that on this day we mailed to the proponent of the above-identified referendum our title and summary.

Enclosed please find a copy of the Title and Summary issued for above-referenced referendum and text of the proposed measure.

Sincerely,



TONI MELTON
Initiative Secretary

For EDMUND G. BROWN JR.
Attorney General

Enclosures

Proponent's public information:

Jack Gribbon
243 Golden Gate Avenue
San Francisco, CA 94102

Date: August 6, 2007
File No. 07-0038

The Attorney General of California has prepared the following title and summary of the chief purpose and points of the proposed measure:

REFERENDUM PETITION TO OVERTURN AMENDMENT TO INDIAN GAMING

COMPACT. If this petition is signed by the required number of registered voters and timely filed with the Secretary of State, it will stop the law (Chapter 41, Statutes of 2007) from going into effect, unless a majority of voters at the next statewide election vote in its favor. The challenged law ratifies an amendment to an existing gaming compact between the state and Agua Caliente Band of Cahuilla Indians; exempts certain projects from the California Environmental Quality Act; requires that revenue paid by tribe be deposited in the General Fund. (07-0038.)

JACK GRIBBON
243 GOLDEN GATE AVENUE
SAN FRANCISCO, CA 94102

July 27, 2007

RECEIVED

JUL 27 2007

INITIATIVE COORDINATOR
ATTORNEY GENERAL'S OFFICE

Initiative Coordinator
Office of the Attorney General
State of California
PO Box 994255
Sacramento, CA 94244-25550

Re: Request for Title and Summary for Proposed Referendum

Dear Sir or Madame:

Pursuant to Article II, Section 10(d) of the California Constitution, I am submitting the attached proposed statewide referendum of SB 957 (Ch. 41, Stats. 2007) to your office and request that you prepare a title and summary of the measure as provided by law. Included with this submission is the required proponent affidavit signed by the proponent of this measure pursuant to section 9608 of the California Elections Code. My address as registered to vote is provided on Attachment 'A' to this letter.

Thank you for your time and attention to this important matter.

Very truly yours,

Jack Gribbon

Encl.

Senate Bill No. 957

CHAPTER 41

An act to add Section 12012.46 to the Government Code, relating to gaming.

SECTION 1. Section 12012.46 is added to the Government Code, to read:

12012.46. (a) The amendment to the tribal-state gaming compact entered into in accordance with the Indian Gaming Regulatory Act of 1988 (18 U.S.C. Sec. 1166 to 1168, incl., and 25 U.S.C. Sec. 2701 et seq.) between the State of California and the Agua Caliente Band of Cahuilla Indians, executed on August 8, 2006, is hereby ratified.

(b) (1) In deference to tribal sovereignty, none of the following shall be deemed a project for purposes of the California Environmental Quality Act (Division 13 (commencing with Section 21000) of the Public Resources Code):

(A) The execution of an amendment to the amended tribal-state gaming compact ratified by this section.

(B) The execution of the amended tribal-state gaming compact ratified by this section.

(C) The execution of an intergovernmental agreement between a tribe and a county or city government negotiated pursuant to the express authority of, or as expressly referenced in, the amended tribal-state gaming compact ratified by this section.

(D) The execution of an intergovernmental agreement between a tribe and the California Department of Transportation negotiated pursuant to the express authority of, or as expressly referenced in, the amended tribal-state gaming compact ratified by this section.

(E) The on-reservation impacts of compliance with the terms of the amended tribal-state gaming compact ratified by this section.

(F) The sale of compact assets, as defined in subdivision (a) of Section 63048.6, or the creation of the special purpose trust established pursuant to Section 63048.65.

(2) Except as expressly provided herein, nothing in this subdivision shall be construed to exempt a city, county, or city and county, or the California Department of Transportation, from the requirements of the California Environmental Quality Act.

(c) Revenue contributions made to the state by tribes pursuant to the amended tribal-state gaming compact ratified by this section shall be deposited in the General Fund.