



DEBRA BOWEN | SECRETARY OF STATE
STATE OF CALIFORNIA | ELECTIONS

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April 5, 2011

County Clerk/Registrar of Voters (CC/ROV) Memorandum #11025

TO: All County Clerks/Registrars of Voters and Proponent

FROM:


Katherine Montgomery
Initiative Program Manager

RE: Initiative: 1479, Related to Elections

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

**ELECTION DAY HOLIDAY.
INITIATIVE STATUTE.**

The proponent of the above-named measure is:

Roy Benson

(415) 250-3371

bensonroy@hotmail.com

#1479

**ELECTION DAY HOLIDAY.
INITIATIVE STATUTE.**

CIRCULATING AND FILING SCHEDULE

1. Minimum number of signatures required: 504,760
California Constitution, Article II, Section 8(b)

2. Official Summary Date: Monday, 04/04/11

3. Petitions Sections:
 - a. First day Proponent can circulate Sections for
signatures (Elec. Code § 336)..... Monday, 04/04/11

 - b. Last day Proponent can circulate and file with the county.
All sections are to be filed at the same time within each
county. (Elec. Codes §§ 336, 9030(a))..... Thursday, 09/01/11

 - c. Last day for county to determine total number of
signatures affixed to petitions and to transmit total
to the Secretary of State (Elec. Code § 9030(b))..... Thursday, 09/15/11

(If the Proponent files the petition with the county on a date prior to
09/01/11, the county has eight working days from the filing of the petition
to determine the total number of signatures affixed to the petition and to
transmit the total to the Secretary of State) (Elec. Code § 9030(b)).

 - d. Secretary of State determines whether the total number
of signatures filed with all county clerks/registrars of
voters meets the minimum number of required signatures
and notifies the counties..... Saturday, 09/24/11*

 - e. Last day for county to determine total number of qualified
voters who signed the petition, and to transmit certificate
with a blank copy of the petition to the Secretary of State
(Elec. Code § 9030(d)(e))..... Monday, 11/07/11

* Date varies based on the date of county receipt.

INITIATIVE #1479
Circulating and Filing Schedule continued:

(If the Secretary of State notifies the county to determine the number of qualified voters who signed the petition on a date other than 09/24/11, the last day is no later than the thirtieth working day after the county's receipt of notification). (Elec. Code § 9030(d)(e)).

- f. If the signature count is more than 555,236 or less than 479,522 then the Secretary of State certifies the petition as qualified or failed, and notifies the counties. If the signature count is between 479,522 and 555,236 inclusive, then the Secretary of State notifies the counties using the random sampling technique to determine the validity of **all** signatures (EC §9030(f)(g); 9031(a))Thursday, 11/17/11*
- g. Last day for county to determine actual number of all qualified voters who signed the petition, and to transmit certificate with a blank copy of the petition to the Secretary of State. (Elec. Code § 9031(b)(c)).....Monday, 01/02/12

(If the Secretary of State notifies the county to determine the number of qualified voters who have signed the petition on a date other than 11/17/11, the last day is no later than the thirtieth working day after the county's receipt of notification.) (Elec. Code § 9031(b)(c).)

- h. Secretary of State certifies whether the petition has been signed by the number of qualified voters required to declare the petition sufficient (Elec. Code §§ 9031(d), 9033) Friday, 01/06/12*

*Date varies based on the date of county receipt.

IMPORTANT POINTS

- California law prohibits the use of signatures, names and addresses gathered on initiative petitions for any purpose other than to qualify the initiative 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.
- Your attention is directed 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 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.

KAMALA D. HARRIS
Attorney General

State of California
DEPARTMENT OF JUSTICE



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April 4, 2011

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

VIA EMAIL
APR 04 2011 5:10PM

Honorable Debra Bowen, Secretary of State
Office of the Secretary of State
1500 11th Street, 6th Floor
Sacramento, CA 95814

Debra Bowen, Secretary of State
By 
Deputy Secretary of State

Attention: Ms. Katherine Montgomery
Elections Analyst

Dear Secretary Bowen:

Pursuant to Elections Code, section 9004, you are hereby notified that on this day we sent our title and summary for the following proposed initiative to the proponent:

- 11-0001, Election Day Holiday. Initiative Statute.

A copy of that title and summary and text of the proposed initiative is enclosed. Thank you.

Sincerely,

KRYSTAL M. PARIS
Initiative Coordinator

For KAMALA D. HARRIS
Attorney General

KMP:

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

ELECTION DAY HOLIDAY. INITIATIVE STATUTE. Establishes an Election Day state holiday as the Tuesday following the first Monday in November during even-numbered years.

Summary of estimate by Legislative Analyst and Director of Finance of fiscal impact on state and local government: **Increased state costs once every two years of probably less than \$20 million.** (11-0001.)

Please, requesting title and summary completed.

Thank you
Roy
Roy Benson

bensonroy@hotmail.com

415-250-3371 voice message

11-0001

RECEIVED

FEB 09 2011

INITIATIVE COORDINATOR
ATTORNEY GENERAL'S OFFICE

We, the citizens of California, declare the Tuesday following the first Monday in November of even-numbered years a public holiday, to vote in elections for the offices of United States President and Vice-President and California members of the United States House of Representatives and the United States Senate.