



**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](http://www.sos.ca.gov)

November 4, 2011

County Clerk/Registrar of Voters (CC/ROV) Memorandum # 11108

TO: All County Clerks/Registrars of Voters

FROM: Jana M. Lean  
Jana M. Lean  
Chief, Elections Division

RE: Referendum: Sunday, November 13, 2011, Acceptance of Referendum #1499 Petitions

Pursuant to [CC/ROV Memorandum #11065](#), the proponents of Referendum #1499 related to the Senate redistricting maps have until Sunday, November 13, 2011, to turn their referendum petitions into your offices.

This date is set forth in Elections Code section 9014, which reads in relevant part:

... A petition for a proposed referendum measure shall be filed with the county elections officials not later than 90 days from the date the legislative bill was chaptered by the Secretary of State, and a county elections official shall not accept a petition for the proposed referendum after that period.

This date is derived from Article II, Section 9(b) of the California Constitution, which reads in relevant part:

A referendum measure may be proposed by presenting to the Secretary of State, within 90 days after the enactment date of the statute, a petition certified to have been signed by electors equal in number to 5 percent of the votes for all candidates for Governor at the last gubernatorial election, asking that the statute or part of it be submitted to the electors.

As a general rule, Elections Code section 15 provides that when a deadline falls on a weekend or holiday, the deadline rolls forward to the next business day.

However, Elections Code section 15 only clearly applies to dates set in statute in the Elections Code, not to deadline dates set forth in the California Constitution.

Therefore, to ensure the proponents of Referendum #1499 have the full 90 days provided in the California Constitution to gather signatures on their referendum petitions before submitting them to county elections officials, the Secretary of State is requesting that elections offices in the following counties to be open for a maximum of one hour on Sunday, November 13, 2011:

Alameda	Riverside	Santa Barbara
Butte	Sacramento	Santa Clara
Contra Costa	San Bernardino	Santa Cruz
Fresno	San Diego	Solano
Kern	San Francisco	Stanislaus
Los Angeles	San Joaquin	Ventura
Monterey	San Luis Obispo	
Orange	San Mateo	

The county elections offices identified above are those where the proponents of Referendum #1499 have stated to our office that they will need to turn in petitions on Sunday, November 13, 2011.

The proponents of Referendum #1499 will be directly contacting the elections official in each of the above-listed counties to coordinate a time to submit their petitions. The proponents of Referendum #1499 have stated that:

- These appointments will not last longer than 20 minutes.
- The elections officials are only being asked to accept the petitions and provide a receipt to show that the referendum petitions have been received by the elections office on November 13, 2011.

Thank you in advance for your assistance in this matter. If you have any questions, please feel free to contact me at [Jana.Lean@sos.ca.gov](mailto:Jana.Lean@sos.ca.gov) or (916) 653-5144.