



SECRETARY OF STATE
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STATE OF CALIFORNIA

Information Sheet of Qualifications and Requirements

Presidential Candidate Qualification Procedures

American Independent, Green, Libertarian, Natural Law,
Peace and Freedom, and Republican Parties

March 2, 2004 Primary Election

I. QUALIFICATIONS

The candidate must be:

- A. A natural-born citizen of the United States
- B. At least 35 years of age, and
- C. A resident of the United States at least 14 years.

US Constitution, Art. II, §1(5)

II. REQUIREMENTS

There are two methods by which a person may have his or her name placed on the ballot as a presidential candidate in the March 2, 2004 Presidential Primary Election:

1. by the Secretary of State as a generally-recognized candidate, or
2. by circulating nomination petitions.

A. Generally-Recognized Candidates

1. The Secretary of State announces the names of individuals he has determined to be generally advocated for or recognized throughout the United States or California as actively seeking the nomination of the American Independent, Green, Libertarian, Natural Law, Peace and Freedom, or Republican Parties for President.

§§6340, 6520, 6720¹

Criteria for determining "generally-recognized" candidates include, but are not limited to:

¹ Unless otherwise stated, all code references are to the California Elections Code.

- a. Being generally recognized as seeking and advocated for the office
 - b. Qualifying for federal matching funds
 - c. Appearing in public opinion polls, candidates' forums, debates, etc.
 - d. Being on the ballot in other states' primaries
 - e. Actively campaigning in California
 - f. Having a campaign office in California
 - g. The Secretary of State may also rely on advice and input from the state party chairs.
2. On or before November 3, 2003 the Secretary of State must publicly announce the list of candidates he intends to place on the presidential primary ballot.
§§6340, 6520, 6722
 3. Following this announcement, the Secretary of State may add presidential candidates to the selection but may not delete any candidate unless the candidate withdraws in accordance with the provisions of Elections Code §§6342, 6522 and 6724. The last day to withdraw is December 25, 2003.

B. Circulation of Nomination Petitions for Candidates not Selected by the Secretary of State

1. Any candidate not selected by the Secretary of State desiring to be placed on the presidential primary ballot shall have nomination papers circulated on behalf of the candidacy.
§§6343, 6523, 6725
2. To qualify for placement on the presidential primary election ballot, the nomination papers of the candidate must be signed by registered members of the party whose nomination is sought equal in number to not less than 1 percent of the number of persons registered as members of that party as of September 30, 2003.
§§6343, 6523, 6725
3. Each signer of a nomination paper may sign only one candidate's or delegate's paper. The signer shall declare his or her intention to support the candidate or delegation named on the nomination paper or, if applicable, the group of candidates for delegate.
§§6361, 6582, 6782
4. Each section of the nomination paper shall be delivered to the elections official of the county where the signer resides and is a voter and where the petition was circulated.
§§6360, 6581, 6781
5. The period for circulating these petitions is November 19, 2003 through December 19, 2003.
§§6360, 6382, 6581, 6591, 6781, 6791

6. The last day to file nomination papers with the county elections official is December 19, 2003. §§6360, 6581, 6781
7. By December 25, 2003, the Secretary of State shall prepare a certified list containing the following information:
 - a. Republican Party: A list containing the names and addresses of the candidates for whom nomination papers have been filed and who are entitled to be voted for at the presidential primary election. §6954
 - b. American Independent Party: A list containing the names and addresses of the candidates for delegates for whom nomination papers have been filed and who are entitled to be voted for at the presidential primary election. §6953
 - c. Green, Libertarian, Natural Law, and Peace and Freedom parties: A list containing the names of the candidates to appear on the presidential preference primary ballot and the names and addresses of the candidates for delegates for whom nomination papers have been filed and who are entitled to be voted for at the presidential primary election. §6951

NOTE: In addition to the above two methods by which a person may have his or her name placed on the presidential primary election ballot, the minor political parties allow a group of candidates to qualify for the national convention delegate portion of the primary election ballot. For the American Independent Party, refer to §6560 et seq. For the Green, Libertarian, Natural Law, and Peace and Freedom parties, refer to §6760 et seq.

III. GENERAL INFORMATION

- A. The California Elections Code contains various requirements, which must be met by anyone planning to run as a presidential candidate in the American Independent, Green, Libertarian, Natural Law, Peace and Freedom, or Republican parties. The laws vary depending on the candidate's party. Prospective candidates and delegates should review these laws well in advance of the March 2, 2004 Primary Election. For further information, the candidate is advised to consult the California Elections Code at the following sections:

American Independent Party	§6500 et seq.
Green, Libertarian, Natural Law, Peace and Freedom parties	§6700 et seq.
Republican Party	§6300 et seq.

This code is available on the Internet at the Legislative Counsel's site:
<http://www.leginfo.ca.gov/calaw.html>.

- B. The Elections Division of the Secretary of State's Office does not provide forms for presidential candidates. The candidate is directed to the California Elections Code sections cited above for information about what is required on such forms.
- C. Because of the requirements of the Federal Election Campaign Act, As Amended, a candidate for President should contact the Federal Election Commission (999 E Street NW, Washington, D.C. 20463 or toll-free phone number 1-800-424-9530) for a copy of the Act and related regulations which govern the filing requirements for reporting campaign contributions and expenditures, and the forms on which to file such disclosure information.

IMPORTANT NOTICE

This material is for general information only and does not have the force and effect of law, regulation or rule. In case of conflict, the law, regulation or rule will apply. The candidate should obtain the most up-to-date information available because of possible changes in law or procedures since publication of this document.