



# Shirley N. Weber, Ph.D.

## California Secretary of State

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September 13, 2023

County Clerk/Registrar of Voters (CC/ROV) Memorandum #23082

TO: All County Clerks/Registrars of Voters

FROM: /s/ LaKenya Jordan  
Deputy Secretary of State, Office of Policy, Planning, and Implementation  
and the Voter's Choice Act

RE: Voter's Choice Act: Statutory Requirements Under Elections Code Section  
4005.6.

This memorandum provides a reminder to Voter's Choice Act counties about the requirement to mail translated ballots to voters with a preferred language (other than English) and include related information about language that may be used in the county's Elections Administration Plan (EAP).

Specifically, as specified in Elections Code section 4005.6, county elections officials must mail or e-mail a facsimile ballot prior to each election for those voters that have previously identified a preferred language (other than English) for which compliance is required in their county. A voter needs not affirmatively request an e-mailed or mailed facsimile ballot.

Additionally, counties may, but are not required to, include language in their EAP that informs voters that the county will either mail or e-mail a facsimile copy of the ballot in the voter's preferred language pursuant to Elections Code Section 14201.

The full text of Elections Code section 4005.6 can be found at: [https://leginfo.legislature.ca.gov/faces/codes\\_displaySection.xhtml?sectionNum=4005.6&lawCode=ELEC](https://leginfo.legislature.ca.gov/faces/codes_displaySection.xhtml?sectionNum=4005.6&lawCode=ELEC)

If you would like additional information, or if you have any other questions about the requirements of the Voter's Choice Act, please feel free to contact [VotersChoice@sos.ca.gov](mailto:VotersChoice@sos.ca.gov).

Thank you.