

SPECIAL ELECTION

55TH ASSEMBLY DISTRICT

(RICHARDSON)

Calendar of Events
and
Election Information

Primary Election
December 11, 2007



General Election
February 5, 2008

PREPARED BY:

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in the office of the Secretary of State
of the State of California

SEP 11 2007

EXECUTIVE DEPARTMENT

STATE OF CALIFORNIA

By *Deane Johnson*
Deputy Secretary of State



SPECIAL ELECTION PROCLAMATION

BY THE GOVERNOR OF THE STATE OF CALIFORNIA

I, **ARNOLD SCHWARZENEGGER**, Governor of the State of California, do hereby proclaim and order that a special election shall be held on the 5th day of February, 2008, within the 55th Assembly District of the State to fill the vacancy in the office of Assembly Member from said district arising from the resignation of office by Laura Richardson.

IN WITNESS WHEREOF I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this 10th day of September 2007.



Arnold Schwarzenegger
ARNOLD SCHWARZENEGGER
Governor of California

ATTEST:

Debra Bowen
DEBRA BOWEN
Secretary of State

Registration Information

55th Assembly District
February 10, 2007 – Report of Registration

| | | Total Registered | Dem | Rep | AI | Green | Lib | P& F | Other | Decline to State |
|--------------------------|----------------|-----------------------------|---------------|---------------|--------------|--------------|--------------|-----------------|--------------|-----------------------------|
| State Assembly 55 | | | | | | | | | | |
| | Los Angeles | 172,719 | 91,168 | 42,746 | 3,010 | 696 | 749 | 1,150 | 1,269 | 31,931 |
| District Total | | 172,719 | 91,168 | 42,746 | 3,010 | 696 | 749 | 1,150 | 1,269 | 31,931 |
| | Percent | | 52.78% | 24.75% | 1.74% | 0.40% | 0.43% | 0.67% | 0.73% | 18.49% |

INFORMATION SHEET OF QUALIFICATIONS AND REQUIREMENTS

Member of the State Assembly, 55th District Special Primary Election – December 11, 2007 Special General Election – February 5, 2008

QUALIFICATIONS

Every candidate shall:

- A. Be a U.S. citizen.¹ Cal. Const. art. IV, § 2(c)
- B. Be a registered voter and otherwise qualified to vote for that office at the time that nomination papers are issued to the person. § 201²
- C. Satisfy the following registration requirements:
 1. Be registered with the political party whose nomination he or she is seeking for not less than three months immediately prior to the time the declaration of candidacy is presented to the county elections official or, if eligible to register for less than three months, for as long as he or she has been eligible to register to vote in California. § 8001(a)
 2. Not have been registered as affiliated with any other qualified political party within 3 months immediately prior to the filing of the declaration of candidacy. § 8001(a)
- D. Not have served three terms in the State Assembly since November 6, 1990. Cal. Const. art. IV, § 2(a)

REQUIREMENTS

For All Candidates

Full Payment of Filing Fee

Every candidate must pay a filing fee equal to one percent of the first-year salary for a Member of the Assembly. Currently, the filing fee for Member of the Assembly is **\$1,130.98**. The filing fee must be paid at the time the candidate obtains nomination forms from the county elections official. §§ 8103 & 8105

¹Article IV, section 2(c), of the California Constitution requires one year residency in the legislative district and three years residency in California; however, it is the legal opinion of this office that these provisions violate the U.S. Constitution and are unenforceable.

²All code section references are to the California Elections Code unless stated otherwise.

Signatures In Lieu of Filing Fee

A candidate may choose to submit by October 14, 2007, a minimum of 1,500 valid signatures on petitions in lieu of filing fee. § 8106

The 1,500 in-lieu signature requirement applies to candidates seeking the nomination of the Democratic and Republican parties, as well as independent candidates. Candidates seeking the nomination of the American Independent, Green, Libertarian, or Peace and Freedom parties may submit a petition containing, respectively, 150, 70, 75, or 115 signatures of members of their own political party. § 8106

A. Petitions for in-lieu signatures may be obtained from the county elections official between August 25, 2007 and October 14, 2007. § 8106

B. The candidate may submit signatures to cover all or any prorated portion of the filing fee. § 8106(b)(3)

C. A registered voter may sign an in-lieu of filing fee petition for any candidate for whom he or she is eligible to vote.³ §§ 8106(a)(6), 8106(b)(1)

D. Each circulator of an in-lieu-filing-fee petition shall be a registered voter of the district in which the candidate is running. The circulator shall serve within the county in which he or she resides. § 8106(b)(4)

E. A candidate who submits a petition in lieu of filing fee may request that the county elections official count all valid signatures appearing on the petition toward the number of sponsor signatures required for the candidate's nomination paper provided the signers are registrants of the same party as the candidates and haven't already signed another candidate's nomination documents for the same contest. § 8106(a)(7)

For Partisan Candidates Only

Partisan candidates must obtain nomination documents from the county elections official between October 9, 2007, and October 29, 2007. Nomination documents include a set of Nomination Papers for collecting signatures and a Declaration of Candidacy that must be executed by the candidate. §§ 333, 10704

A. The Declaration of Candidacy shall be obtained from, and delivered to, the county elections official. § 8064

B. Notwithstanding § 8028, upon request of a candidate, the county elections official shall provide the candidates with a Declaration of Candidacy and Nomination Papers. The county elections official shall not require a candidate to sign, file, or sign and file, a Declaration of Candidacy as a condition of receiving Nomination Papers. The county elections official shall require all candidates filing a declaration of candidacy to execute the declaration in his or her

³ An exception exists if members of the American Independent, Green, Libertarian, or Peace and Freedom parties wish to use the provision allowing submission of 150, 70, 75, or 115 signatures, respectively, as appropriate. Candidates who use this provision of the Elections Code must gather all signatures from their political party.

office unless the candidate designates a third party to obtain the declaration form from the county elections official and to deliver it to the candidate. The written statement shall state that the candidate is aware that the declaration of candidacy must be properly executed and delivered not later than **October 29, 2007**, to the office of the county elections official from whom it was received. The statement must be signed and dated by the candidate. Any person may return the completed declaration of candidacy. §§ 8020, 8028, 10704

- C. Gather between 40 and 60 signatures for filing the nomination paper. § 8062
 - 1. Signatures on the in-lieu filing fee petitions may satisfy this signature requirement. § 8061
 - 2. All signers must be registered voters and members of the same political party as the candidate. § 8068
 - 3. Circulators shall be voters in the district or political subdivision in which the candidate is to be voted on and shall serve only in that district or political subdivision. § 8066
 - 4. Each section of the Nomination Paper shall be delivered to the county elections official of the county in which the signer resides and is a voter. § 8063

For Independent Candidates Only

Independent candidates must circulate Nomination Papers for signatures in the State Assembly District between **October 9, 2007** and **October 29, 2007**, and leave them for examination with the county elections official of the county in which the papers were circulated.

- A. The Nomination Papers must be signed by voters in the district not less in number than 500 or one percent of the entire vote cast in the area at the preceding general election, whichever is less, nor more than 1,000. For this election, the signature requirement is **805**. § 8400
- B. Any candidate may obtain signatures to and sign his or her own nomination papers § 106(a)
- C. All signers must be eligible registered voters at the time they sign the Nomination Papers. § 100
- D. Circulators shall be voters in the district or political subdivision in which the candidate is to be voted on and shall serve only in that district or political subdivision. § 8451
- E. File with the county elections official, no later than **October 29, 2007**, a Declaration of Candidacy which states the following: § 10704
 - 1. The candidate's residence address;
 - 2. That the candidate is a voter in the precinct in which he or she resides;
 - 3. The name of the office sought;
 - 4. That he or she will not withdraw as a candidate before the election;
 - 5. That if elected, he or she will qualify for the office; and

6. That the candidate is not, and was not at any time during the 3 months immediately preceding the filing of the declaration of candidacy, registered as affiliated with a political party qualified under Section 5100.

GENERAL INFORMATION

1. Each of the forms mentioned above is available free of charge from the county elections official.
2. The California State Assembly has 80 members elected for two-year terms. This election is for the remainder of the term.

This publication 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 procedure since the publication of this information.

**Member of the State Assembly, 55th District
Special Primary Election – December 11, 2007
Special General Election – February 5, 2008**

SIGNATURE-IN-LIEU-OF-FILING-FEE REQUIREMENTS

| <u>Signature</u> | <u>Filing Fee</u> | <u>Signatures in Lieu of the Filing Fee</u> | <u>Value of Each Signature</u> |
|----------------------|-------------------|---|--|
| Democratic | \$1,130.98 | 1,500 | \$0.75 |
| Republican | \$1,130.98 | 1,500 | \$0.75 |
| American Independent | \$1,130.98 | 150* | \$7.54 |
| Green | \$1,130.98 | 70* | \$16.156 |
| Libertarian | \$1,130.98 | 75* | \$15.079 |
| Peace and Freedom | \$1,130.98 | 115* | \$9.83 |

NOMINATION SIGNATURE REQUIREMENTS FOR INDEPENDENT CANDIDATES

| | |
|--------------------------------|--------|
| Entire vote cast in area | 80,438 |
| Nomination signatures required | 805 |

**WRITE-IN VOTES REQUIRED
FOR NOMINATION AT THE SPECIAL PRIMARY ELECTION**

| | |
|---|--------|
| Votes last cast for office (November 7, 2006) | 73,427 |
| Write-in votes required for nomination | 735 |

* Must be registered to vote as affiliated with the same party as the candidate.

**Special Election Calendar
55th Assembly District
(Laura Richardson)
Special Primary Election
December 11, 2007**

| | | | | |
|--------------------------|-------------------|---|--|--------------------------------------|
| 08/14/07 | | 1 | VACANCY | |
| 09/10/07 | | 2 | GOVERNOR'S PROCLAMATION | |
| | | | On this date, the Governor issued his proclamation calling the special election. | §§ 10700, 10703; Gov. Code § 1773 |
| | | | The date of the special primary election is calculated by counting back eight Tuesdays or, if the eighth Tuesday is the day of or the day following a state holiday, the ninth Tuesday preceding the day of the special general election at which the vacancy is to be filled. | § 10704 |
| | | | If one candidate receives a majority of the votes (50% + 1), no special general election will be held. | § 10705 |
| 8/25/07 to 10/14/07 | | 3 | IN-LIEU PETITIONS Period for candidates to obtain forms from the county elections official for securing signatures in lieu of all or part of the filing fee. Signatures may also be applied to the signature requirement for office on the Nomination Papers. | §§ 8061, 8106 |
| 10/9/07- 10/29/07 | (E-63 to E-43) | 4 | DECLARATION OF CANDIDACY AND NOMINATION PAPERS Period for candidates to obtain and deliver Nomination Papers to the county elections official for filing. Candidates must also file a Declaration of Candidacy during this period. | §§ 8040, 8062, 10704 |
| | | | Filing fees shall be paid at the time the candidate obtains nomination forms from the county elections official. | §§ 8105, 8106(b)(3) |
| 10/14/2007* | (E-58) | 5 | IN-LIEU PETITIONS Last day to submit in-lieu filing fee petitions to the county elections official. The county elections official shall notify the candidate of any deficiencies prior to the close of the nomination period. | § 8106(b)(3) |
| 10/15/07 to 11/27/07* | (E-57 to E-14) | 6 | STATEMENT OF WRITE-IN CANDIDACY AND NOMINATION PAPERS During this period, all write-in candidates must file their Statement of Write-In Candidacy and Nomination Papers with the county elections official. | § 8601 |
| 10/20/07* | (E-52) | 7 | NOTICE OF RANDOMIZED ALPHABET DRAWING Secretary of State to notify news media of the randomized drawing at least ten days before the event. | § 13112(c) |
| 10/29/07 | (E-43) | 8 | DECLARATION OF CANDIDACY AND NOMINATION PAPERS FILED IN COUNTIES Last day for any candidate to file the Declaration of Candidacy and Nomination Papers. | § 10704 |

* Asterisked dates indicate that the deadline falls on a Saturday, Sunday or a holiday; in most cases, the deadline will move forward to the next business day.

**Special Election Calendar
55th Assembly District
(Laura Richardson)
Special Primary Election
December 11, 2007**

| | | | | |
|------------------------|-------------------|----|--|-----------|
| 10/30/07 | (E-42) | 9 | <p>RANDOMIZED ALPHABET DRAWING On this date (first weekday after the close of filing of nomination papers for the office), the Secretary of State draws the randomized alphabet to determine the order for placing candidates' names on the ballots.</p> <p>The same randomized alphabet drawing will be used for the special primary election and special general election if such run-off is necessary.</p> | § 3112(d) |
| 10/31/07 | (E-41) | 10 | <p>NOTICE TO EACH CANDIDATE Secretary of State to notify each candidate for partisan office of the names, addresses, offices, occupations and party affiliations of all other persons who have filed for the same office. (Not less than 5 days before transmission of certified list of candidates).</p> | § 8121 |
| 11/1/07 to 11/20/07 | (E-40 to E-21) | 11 | <p>BEGIN MAILING SAMPLE BALLOTS First day for the county elections official to mail a sample ballot to each voter in the district.</p> | § 13303 |
| 11/02/07 | (E-39) | 12 | <p>DECLARATION OF CANDIDACY AND NOMINATION PAPERS Last day for the county elections official to certify and file the Declaration of Candidacy and Nomination Papers with the Secretary of State.</p> | § 10704 |
| 11/05/07 | (E-36) | 13 | <p>CERTIFIED LIST OF CANDIDATES Last day for the Secretary of State to send the Certified List of Candidates to the county elections official.</p> | |
| 11/12/2007* | (E-29) | 14 | <p>PRECINCT BOARD MEMBERS AND POLLING PLACES Last day for the county elections official to appoint the members of the several precinct boards and designate the polling places.</p> | § 12286 |
| 11/16/07 | (E-25) | 15 | <p>ABSENT VOTERS The first day for the county elections official to process applications for absentee ballots for the special primary election.</p> | § 10704 |
| 11/20/07 | (E-21) | 16 | <p>SAMPLE BALLOTS The last day for the county elections official to mail the primary election sample ballots to voters for the special primary election.</p> | § 13303 |

**Special Election Calendar
55th Assembly District
(Laura Richardson)
Special Primary Election
December 11, 2007**

| | | | | |
|----------|--------|----|--|---------------|
| 11/26/07 | (E-15) | 17 | VOTER REGISTRATION The last day to register to vote in the special primary election. | §§ 2102, 2107 |
| 11/27/07 | (E-14) | 18 | WRITE-IN CANDIDACY The last day to file as a write-in candidate. | § 8601 |
| 11/27/07 | (E-14) | 19 | BILINGUAL PRECINCT BOARD MEMBERS The last day to prepare a list of precincts to which bilingual officers were appointed. A copy of this list shall be made available to the public. | § 12303(d) |
| 12/1/07* | (E-10) | 20 | PUBLICATION OF TALLY CENTER LOCATION On or before this date a notice shall be published by the county elections official once in a newspaper of general circulation within the district specifying the public place to be used as the central tally center for counting the ballots. | § 12109 |
| 12/04/07 | (E-7) | 21 | ABSENT VOTERS The last day to file applications for absent voter ballots. | § 3001 |
| 12/04/07 | (E-7) | 22 | COMPUTER PROGRAM TO SECRETARY OF STATE The last day to verify election night vote count computer programs and deposit copies thereof with the Secretary of State. | § 15001 |
| 12/04/07 | (E-7) | 23 | LOGIC AND ACCURACY The last day to send Logic and Accuracy Test certifications to the Secretary of State. | |
| 12/11/07 | (E) | 24 | SPECIAL PRIMARY ELECTION Polls open at 7 a.m. and close at 8 p.m. All absentee ballots must be received by the county elections official by 8 p.m. If one candidate receives a majority of the votes (50%+1), no special general election will be held. | § 10705 |
| 12/14/07 | (E+3) | 25 | OFFICIAL CANVASS The last day for the county elections official to complete the official canvass and certify the results to the Secretary of State. | |

* Asterisked dates indicate that the deadline falls on a Saturday, Sunday or a holiday; in most cases, the deadline will move forward to the next business day.

**Special Election Calendar
55th Assembly District
(Laura Richardson)
Special General Election
February 5, 2008**

| | | | |
|-------------------------|-------------------|--|---------------|
| 12/10/07 to 01/22/08 | (E-57 to E-14) | 1 STATEMENT OF WRITE-IN CANDIDACY AND NOMINATION PAPERS During this period, all write-in candidates must file their Statement of Write-In Candidacy and nomination papers with the county elections official. | § 8601 |
| 12/20/07 | (E-47) | 2 CERTIFIED LIST OF CANDIDATES Secretary of State sends the Certified List of Candidates to the county elections official. | |
| 12/27/07 to 1/15/08 | (E-40 to E-21) | 3 BEGIN MAILING SAMPLE BALLOTS First day for the county elections official to mail a sample ballot to each voter in the district. | § 13303 |
| 01/07/08 | (E-29) | 4 PRECINCT BOARD MEMBERS AND POLLING PLACES The last day for the county elections official to appoint the members of the several precinct boards and designate the polling places. | § 12286 |
| 01/07/08 | (E-29) | 5 ABSENT VOTERS The first day to process applications for absent voter ballots. | § 3001 |
| 01/15/08 | (E-21) | 6 SAMPLE BALLOTS The last day for the county elections official to mail the special general election sample ballots to voters. | § 13303 |
| 01/21/2008* | (E-15) | 7 VOTER REGISTRATION The last day to register to vote in the special general election. | §§ 2102, 2107 |
| 01/22/08 | (E-14) | 8 WRITE-IN CANDIDACY The last day to file as a write-in candidate. | § 8601 |
| 01/22/08 | (E-14) | 9 BILINGUAL PRECINCT BOARD MEMBERS The last day to prepare a list of precincts to which bilingual officers were appointed. A copy of this list shall be made available to the public. | § 12303(d) |
| 01/26/2008* | (E-10) | 10 PUBLICATION OF TALLY CENTER LOCATION On or before this date a notice shall be published by the county elections official once in a newspaper of general circulation within the district specifying the public place to be used as the central tally center for counting the ballots. | § 12109 |

**Special Election Calendar
55th Assembly District
(Laura Richardson)
Special General Election
February 5, 2008**

| | | | |
|-------------|--------|---|---------------------------------------|
| 01/29/08 | (E-7) | 11 PUBLICATION OF PRECINCT OFFICERS AND POLLING PLACES The county elections official shall, not less than one week before the election, publish a notice once in a newspaper of general circulation within the district listing precinct officers and polling places for each precinct. | §§ 12105, 12105.5 & Gov. C. § 6061 |
| 01/29/08 | (E-7) | 12 COMPUTER PROGRAM TO SECRETARY OF STATE The last day to verify election night vote count computer programs and deposit copies thereof with the Secretary of State. | § 15001 |
| 01/29/08 | (E-7) | 13 LOGIC AND ACCURACY The last day to send Logic and Accuracy Test certifications to the Secretary of State. | |
| 01/29/08 | (E-7) | 14 ABSENT VOTERS The last day to file applications for absent voter ballots. | § 3001 |
| 02/05/08 | (E) | 15 SPECIAL GENERAL ELECTION Polls open at 7 a.m. and close at 8 p.m. All absentee ballots must be received by the county elections official by 8 p.m. | §§ 14212, 3020 |
| 02/15/08 | (E+10) | 16 OFFICIAL CANVASS The last day for the county elections official to complete the official canvass and certify results to the Secretary of State. | |
| 03/15/2008* | (E+39) | 17 CERTIFICATION OF ELECTION (CANDIDATES) The last day for the Secretary of State to determine votes cast for Assembly and to certify the person having the highest number of votes for that office as duly elected. It is the intention of the Secretary of State to issue a certificate immediately after receipt of the results of the official canvass. | §§ 15501, 15504 |

* Asterisked dates indicate that the deadline falls on a Saturday, Sunday or a holiday; in most cases, the deadline will move forward to the next business day.