

INITIATIVE MEASURE TO BE SUBMITTED DIRECTLY TO THE VOTERS

The Attorney General of California has prepared the following title and summary of the chief purpose and points of the proposed measure:
10-0024 PRESIDENTIAL ELECTORS. POLITICAL PARTY NOMINATION AND ELECTION BY CONGRESSIONAL DISTRICT. INITIATIVE STATUTE. Requires California to join two other states in selecting electors for president by the plurality vote in each congressional district. Two at-large electors to be selected based on plurality of statewide vote for president. Provides for political party nomination of electors pledged to vote for that party's candidate. Mandates that electors vote for candidate for whom they are pledged. Independent electors to be chosen by independent presidential candidates and also elected by congressional district. Eliminates \$10 compensation and 5 cents per mile reimbursement of electors. Summary of estimate by Legislative Analyst and Director of Finance of fiscal impact on state and local government: Reduced state expenses of less than \$10,000 every four years.

NOTICE TO THE PUBLIC: THIS PETITION MAY BE CIRCULATED BY A PAID SIGNATURE GATHERER OR VOLUNTEER. YOU HAVE THE RIGHT TO ASK.

THIS COLUMN FOR OFFICIAL USE ONLY

All Signers of this petition must be a registered voter in: _____ County.

1 Sign Name	Print Name	
Residence Address	City	CA Zip
2 Sign Name	Print Name	
Residence Address	City	CA Zip
3 Sign Name	Print Name	
Residence Address	City	CA Zip
4 Sign Name	Print Name	
Residence Address	City	CA Zip
5 Sign Name	Print Name	
Residence Address	City	CA Zip
6 Sign Name	Print Name	
Residence Address	City	CA Zip
7 Sign Name	Print Name	
Residence Address	City	CA Zip
8 Sign Name	Print Name	
Residence Address	City	CA Zip
9 Sign Name	Print Name	
Residence Address	City	CA Zip

DECLARATION OF CIRCULATOR (Must be in circulator's own handwriting)

I circulated this petition and witnessed each of the appended signatures being written. Each signature on this petition is, to the best of my information and belief the genuine signature of the person who's it purports to be. I am registered to vote or qualified to register to vote in the State of California.

Residence address: _____, City _____, California, Zip _____ in _____ County. Phone _____, Email _____

All signatures on this document were obtained between the dates of _____, 2011 and _____, 2011

I declare under the penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed at the City of _____, California, on _____, 2011.

Sign Name: _____ **Print Name:** _____



MUST BE FILLED IN!

QUESTIONS CALL: 916 230-2123

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To the Honorable Secretary of State of California: We, the undersigned, registered, qualified voters of the aforementioned County (or City or County) on the signature page of the petition section, hereby propose amendments to the Election Code of the State of California, relating to the reform of the electoral college in California, and petition the Secretary of State to submit the same to the voters of California for their adoption or rejection at the next succeeding general election or at any special statewide election held prior to that general election or otherwise provided by law. The proposed statutory amendments read as follows:

Section 1. Findings and Declaration of Purpose

- 1 California is largely taken for granted by Presidential Candidates because of its "winner-take-all" system of awarding its electoral votes. In recent elections, Presidential candidates ignored voters in California and have spent more time and money trying to win votes in smaller states with just a few electoral votes.
- 2 Our "winner take all" system of awarding electoral votes does not reflect the vast diversity of our state, the regional differences of our citizenry, and the unique problems faced by Californians
- 3 Further, a "winner take all" system impedes credible third party or independent candidacies for President.
- 4 Maine and Nebraska do not have a "winner take all" system of awarding electoral votes.
- 5 Mega urban areas dominate the process. Los Angeles County voters determines whom California votes for President.
- 6 Independent, rural and non-urban areas are discriminated under "winner take all".

The initiative will amend the Election Code: Chapter 1 of Part 2 of Division 6, Sections 6900, 6901, 6903, and 6909.

THE PEOPLE OF THE STATE OF CALIFORNIA DO ENACT AS FOLLOWS:

SEC 1. Section 6900 of the Elections Code is amended to read:

6900. (a) The term "elector" or "presidential elector" as used in this chapter means an elector of President and Vice President of the United States, and not an elector as defined in Section 321.

(b) An elector shall be nominated in each congressional district and two electors on a statewide basis in accordance with the rules of the political party with which the elector is affiliated, subject to the following requirements:

(1) An elector selected on the basis of a congressional district must be a resident of that district.

(2) An elector selected on a statewide basis shall be a resident of the state.

(3) An elector shall be a member of the political party that nominated the elector at the time of nomination and shall have been a member of that political party for the preceding four years, unless the political party was not qualified under Division 5, during that four-year period.

(4) An elector shall sign a pledge that he or she shall cast his or her ballot for the candidates for President and Vice President of the United States who receive the plurality of votes in the congressional district in which the elector is nominated, or who receive the plurality of votes in the state in the case of an electors elected on a statewide basis, provided that those candidates are alive at the time the vote is cast.

(5) If an elector is disqualified to serve as an elector because of his or her failure to meet the applicable requirements of paragraphs (1) to (4), inclusive, or if the elector expresses an intent to violate his or her pledge signed pursuant to paragraph (4), the political party that nominated the elector may replace the elector with a person who meets these requirements.

(6) If a political party does not have rules concerning the procedure for selecting electors by the time that electors are required to be selected, the presidential candidate for that political party shall select the electors.

SEC. 2. Section 6901 of the Elections Code is amended to read:

6901. When a political party nominates electors for President and Vice President of the United States in accordance with Section 7100, 7300, 7578, or 7843, submits 6900, the party shall submit to the Secretary of State its a certified list of nominees

~~for electors of President and Vice President of the United States, the~~ The Secretary of State shall notify each candidate for elector of his or her nomination by the party. The Secretary of State shall cause the names of the candidates for President and Vice President of the several political parties to be placed upon the ballot for the ensuing general election and any independent candidate pursuant to section 8304.

§ 6902(a) At the general election in each leap year, or at any other time as may be prescribed by the laws of the United States, there shall be chosen by the voters of the state as many electors of President and Vice President of the United States as the state is then entitled to. (b) An elector shall be elected in each congressional district if the candidate to whom that elector has pledged to vote received a plurality of the popular vote cast in that congressional district. The two at-large electors shall be elected if the candidates to whom those electors have pledged to vote received a plurality of the popular vote cast in the state.

SEC. 3. Section 6903 of the Elections Code is amended to read:

§6903. On or before the day of meeting of the elector, the ~~Governor~~ Secretary of State shall deliver to the electors a list of the names of each electors elected pursuant to section 6902, and he or she shall perform any other duties relating to presidential electors which are required of him or her by the laws of the United States.

6904. The electors elected pursuant to section 6902 ~~chosen~~ shall assemble at the State Capitol at 2 o'clock in the afternoon on the first Monday after the second Wednesday in December next following their election.

§ 6905. In case of the death or absence of any elector chosen, or if the number of electors is deficient for any other reason, the electors then present shall elect, pursuant to subdivision (b) of section 6902 ~~from the citizens of the state~~, as many persons as will supply the deficiency.

§ 6906. The electors, when convened, if both candidates are alive, shall vote by ballot for that person for President and that person for Vice President of the United States, who are, respectively, the candidates of the political party or independent candidate which they represent and have pledged to vote, ~~one of whom, at least, is not an inhabitant of this state.~~

§ 6907. The electors shall name in their ballots the person voted for as President, and in separate ballots the person voted for as Vice President.

§ 6908. The electors shall make separate lists of all persons voted for as President and of all persons voted for as Vice President, and of the number of votes for each cast pursuant to Section 6906, which lists they shall sign, certify, seal, and transmit by mail to the seat of the Government of the United States, directed to the President of the Senate.

SEC. 4. Section 6909 of the Elections Code is amended to read:

6909. ~~Each presidential elector shall receive ten dollars (\$10) for his or her services, and mileage at the rate of five cents (\$.05) per mile for each mile of travel from his or her domicile to the State Capitol and return. Their accounts therefore shall be certified by the Secretary of State, and audited by the Controller, who shall draw his or her warrants for the same on the Treasurer, payable out of the General Fund. Presidential electors shall not receive compensation for their services, nor shall electors be reimbursed for travel or other expenses incurred in the performance of their duties as electors.~~

SEC. 5. Severability: If any provisions of this Act, or part of thereof is for any reason held to be invalid or unconstitutional, the remaining provisions shall not be affected, but shall remain in full force and effect, and to this end the provisions of this Act are severable.

END