December 7, 2015

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

>   Recommendation to receive and file a report on the new Statewide Election
>   Laws

DISCUSSION

Earlier this year, Governor Jerry Brown signed into law a package of legislation to help improve elections and expand voter rights and access in California. The attached report summarizes all Chaptered election laws for the 2015-2016 California State Legislative Session.

TIMING CONSIDERATIONS

All new California State election laws for the 2015-2016 legislative session have been Chaptered into the California State Elections Code and are effective January 1, 2016, except where noted.

FISCAL IMACT

No fiscal impact.

SUGGESTED ACTION:

Receive and file.

Respectfully submitted,

Maria de la Luz Garcia

MARIA DE LA LUZ GARCIA
CITY CLERK

ATTACHMENT – Bills of Special Interest 2015-2016 Legislative Session, Chaptered Legislation, October 16, 2015

BILLS OF SPECIAL INTEREST
2015-2016 LEGISLATIVE SESSION

CHAPTERED LEGISLATION
October 16, 2015

AB 44
Elections: Statewide Recounts

AUTHOR:	Mullin
INTRODUCED:	12/01/2014
AMENDED:	08/31/2015
STATUS:	10/10/2015 Signed by Governor, Chapter 723, 2015 Statutes.
CACEO POSITION:	Support
SUMMARY:	Provides procedures governing aspects of statewide election recounts to include the storing of sealed ballots, regulations regarding the charges for conducting a manual recount, the Governor or Secretary of State, to order a recount and the method of the recount, a state-funded manual recount of votes for a office and a statewide ballot measure, and the approval of voting system prior to any election by the Secretary of State, and approval of a change to a noncompliant voting system.

AB 277
California Voting Rights Act of 2001

AUTHOR:	Hernandez
INTRODUCED:	02/11/2015
AMENDED:	04/07/2015
STATUS:	10/10/2015 Signed by Governor, Chapter 724, 2015 Statutes.
CACEO POSITION:	Watch
SUMMARY:	Amends the California Voting Rights Act of 2001's definition of %political subdivision+ to expressly include a charter city, charter county, or charter city and county. Specifies that it is the intent of the Legislature in enacting this bill to codify the holding of the state courts regarding the applicability of the California Voting Rights Act of 2001 to charter cities.

AB 363
Closing of the Polls

AUTHOR:	Steinorth
INTRODUCED:	02/17/2015
AMENDED:	08/17/2015
STATUS:	10/10/2015 Signed by Governor, Chapter 725, 2015 Statutes.
CACEO POSITION:	Support
SUMMARY:	Authorizes a county elections official to account for ballots at the central counting place, to direct the precinct board to seal the ballots and to record certain information prior to the closing of the polls and to direct other elections officials to remove the sealed ballots prior to the closing of the

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AB 363 (Continued): Summary:	polls and to deliver them to a receiving center or central counting place. Requires the county elections official, at least 48 hours before an election, to notify the public of the dates, times, and places to which ballot containers will be delivered. Requires the Secretary of State to adopt regulations addressing the secure delivery and transfer of ballots to a receiving center or central counting place.

AB 370
Election Campaigns: Candidate Misrepresentation

AUTHOR:	Brown
INTRODUCED:	02/17/2015
STATUS:	07/15/2015 Signed by Governor, Chapter 105, 2015 Statutes.
CACEO POSITION:	Watch
SUMMARY:	Specifies that a person is guilty of a misdemeanor if he or she assumes, pretends, or implies by his or her campaign materials that he or she is the incumbent of a public office, or has been acting in the capacity of a public officer, when that is not the case.

AB 400
Department of Transportation: Changeable Message Signs

AUTHOR:	Alejo
INTRODUCED:	02/19/2015
AMENDED	08/31/2015
STATUS:	10/09/2015 Signed by Governor, Chapter 693, 2015 Statutes.
CACEO POSITION:	Support
SUMMARY:	Requires the Department of Transportation, by June 30, 2016, to update its internal policies to allow displays of safety, transportation-related and voting-related messages on changeable message signs, as defined, subject to approval by the United States Department of Transportation, as provided.

AB 477
Elections: Ballots and the Green Party

AUTHOR:	Mullin
INTRODUCED:	02/23/2015
AMENDED:	09/01/2015
STATUS:	10/10/2015 Signed by Governor, Chapter 726, 2015 Statutes.
CACEO POSITION:	Support
SUMMARY:	Strikes a specified requirement by an elections official in comparing the signatures on a vote by mail identification envelope. Provides the conditions under which a ballot may be counted if the envelope is not signed. Establishes procedures by which the Green Party would participate in a primary.

AB 547
Elections: Special Elections: All-Mailed Ballot Elections

AUTHOR:	Gonzalez
INTRODUCED:	02/23/2015
AMENDED:	05/18/2015
STATUS:	10/10/2015 Signed by Governor, Chapter 727, 2015 Statutes.
CACEO POSITION:	Support
SUMMARY:	Authorizes San Diego County, or any city, school district, community college district, special district, or other district or political subdivision whose boundaries are located wholly or in part within San Diego County, to conduct an all-mailed ballot special election or special consolidated election to fill a vacancy on the legislative or governing body of those entities, until January 1, 2021. Authorizes those entities to also hold an all-mailed ballot special election for county initiatives, city initiatives, district initiatives, bond issues, and school measures conducted pursuant to specified provisions. Extends the pilot program for San Diego County, as described above, until January 1, 2021. Requires certain voter education workshops to be conducted in-person.

AB 554
Elections: Precinct Board Members

AUTHOR:	Mullin
INTRODUCED:	02/23/2015
STATUS:	08/10/2015 Signed by Governor, Chapter 150, 2015 Statutes.
CACEO POSITION:	Support
SUMMARY:	Authorizes an elections official to appoint a pupil who is lawfully admitted for permanent residence in the United States, as defined in federal law, to serve as a precinct board member.

AB 630
Public Officers and Employees: Oath of Office

AUTHOR:	Linder
INTRODUCED:	02/24/2015
AMENDED:	07/01/2015
STATUS:	09/30/15 Signed by Governor, Chapter 365, 2015 Statutes.
CACEO POSITION:	Watch
SUMMARY:	Authorizes a county board of supervisors to require a new other or affirmation to be filed within a specified time period of a legal change in name, delegated authority, or department by an officer or department head of that county. Authorizes the county to maintain a record, subject to disclosure under the California Public Records Act, of each person so required to file a new oath of office, indicating whether or not the person has complied. Specifies that failure to comply with this requirement for a new oath or affirmation is not punishable as a crime. Provides the procedure for taking away powers upon an officer's departure from office. Provides the oath requirement for a disaster worker and an appointed county deputy with a legal name change.

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AB 683
Online Ballot Materials: Accessibility

AUTHOR:	Low
INTRODUCED:	02/25/2015
AMENDED	06/23/2015
STATUS:	09/28/15 Signed by Governor, Chapter 334, 2015 Statutes.
CACEO POSITION:	Watch
SUMMARY:	Renames the board as the Voting Accessibility Advisory Committee. Requires the committee to advise the Secretary of State on improving the accessibility of elections, including election materials, as specified, for all voters with disabilities, and revises the composition of the committee, as specified. Requires the Secretary of State to consult with the committee and consider the committee's recommendations, which the Secretary of State could implement at his or her discretion. Requires the committee to make additional recommendations to the Secretary of State for improving the accessibility of election materials made available over the Internet, as specified. Requires the elections materials made available over the Internet to conform to certain standards and guidelines, as specified. Requires the committee to make recommendations for providing voters with disabilities the same access and participation as is provided to other voters who are not disabled, including the ability to vote privately and independently.

AB 809
Local Initiative Measures: Ballot Printing Specifications

AUTHOR:	Obernolte
INTRODUCED:	02/26/2015
AMENDED	03/26/2015
STATUS:	09/28/15 Signed by Governor, Chapter 337, 2015 Statutes.
CACEO POSITION:	Watch
SUMMARY:	Requires that if an ordinance proposes to impose a tax or raise the rate of a tax to be levied, the ballot include in the statement of the ordinance the amount of money to be raised annually and the rate and duration of the tax to be levied.

AB 952
Local Government: Vacancies

AUTHOR:	Garcia
INTRODUCED:	02/26/2015
AMENDED	04/20/2015
STATUS:	08/12/2015 Signed by Governor, Chapter 185, 2015 Statutes.
CACEO POSITION:	No Position
SUMMARY:	Provides that if the council fills a vacancy in an elective office by appointment, and that vacancy occurred in the first half of the term of office and at least 130 days prior to the next general municipal election, the person appointed to fill the vacancy holds office until the next general municipal election at which a person is elected to fill that vacancy, and thereafter, until the person elected is qualified. Provides that if the vacancy occurs in the first half of a term of office, but less than 130 days prior to the

AB 952 (Continued): Summary:	next general municipal election, or if the vacancy occurs in the second half of the term of office, the person appointed to fill the vacancy holds office for the unexpired term of the former incumbent.

AB 1020 Elections: Voter Registration	
AUTHOR:	Ridley-Thomas
INTRODUCED:	02/26/2015
AMENDED:	09/01/2015
STATUS:	10/10/2015 Signed by Governor, Chapter 728, 2015 Statutes.
CACEO POSITION:	Watch
SUMMARY:	Provides the minimum age to preregister to vote. Deletes provisions that allow county election officials to deputize as registrars qualified citizens to register voters anywhere within the county. Deletes provisions regarding the time period prior to an election in which affidavits of registration are accepted. Revises provisions governing the effective date for certain registration affidavits. Modifies the affidavit for registration, reregistration, or notification of registration transfer acceptance.
NOTE:	The bill incorporates additional changes to Section 3019 of the Elections Code, proposed by AB 477.

AB 1100 Ballot Initiatives: Filing Fees	
AUTHOR:	Low
INTRODUCED:	02/27/2015
AMENDED:	07/09/2015
STATUS:	09/01/2015 Signed by Governor, Chapter 229, 2015 Statutes.
CACEO POSITION:	No position
SUMMARY:	Increases the filing fee from $200 to $2,000. Makes nonsubstantive changes to this provision.

AB 1443 Voters: Language Accessibility	
AUTHOR:	Garcia
INTRODUCED:	02/27/2015
AMENDED:	08/17/2015
STATUS:	09/28/15 Signed by Governor, Chapter 347, 2015 Statutes.
CACEO POSITION:	Support
SUMMARY:	Requires the Secretary of State to establish a Language Accessibility Advisory Committee that will consist of at least 15 members and would include the Secretary of State, his or her designees, and additional members appointed by the Secretary of State who have demonstrated language accessibility experience, have knowledge of methods for presenting election materials, or are county elections officials or their designee. Requires the Secretary of State to consult with and consider the recommendations of the committee.

AB 1461
Voter Registration

AUTHOR:	Gonzalez
INTRODUCED:	02/27/2015
AMENDED:	09/04/2015
STATUS:	10/10/2015 Signed by Governor, Chapter 729, 2015 Statutes.
CACEO POSITION:	Support
SUMMARY:	Requires the Secretary of State and the Department of Motor Vehicles to establish the New Motor Voter Program. Requires the Department of Motor Vehicles to electronically provide to the Secretary of State with specified records. Requires the Secretary to notify the person that he or she is registered to vote unless they decline. Provides records shall constitute a completed affidavit of registration. Provides no action is to be taken for a person registered in such a manner who is not authorized to vote.

AB 1504
Elections: All-Mailed Ballot Election: Pilot Project

AUTHOR:	Alejo
INTRODUCED:	02/27/2015
AMENDED:	09/02/2015
STATUS:	10/10/2015 Signed by Governor, Chapter 730, 2015 Statutes.
CACEO POSITION:	Support
SUMMARY:	Extends, until January 1, 2018, existing law, as a pilot program that authorizes elections in San Mateo County and Yolo County, other than statewide primary or general elections, or special elections to fill a vacancy in a state office, the Legislature, or Congress, to be conducted wholly by mail if specified conditions are satisfied. Authorizes Monterey and Sacramento Counties to conduct all-mailed ballot elections as part of this program, subject to a requirement to provide additional polling places. Makes technical nonsubstantive changes.

AB 1535
Elections

AUTHOR:	Assembly Elections and Redistricting Committee
INTRODUCED:	03/25/2015
AMENDED:	07/13/2015
STATUS:	10/10/2015 Signed by Governor, Chapter 731, 2015 Statutes.
CACEO POSITION:	Support
SUMMARY:	Requires a voter, who has signed an initiative, referendum, or recall petition and files a written request with the appropriate county elections official to remove his or her name from the petition prior to the day the petition is filed, to include the voter's name, residence address, and signature. Modifies the oath of voter declaration form to indicate that the residence address is the last U.S. residence for voter qualification purposes. Permits a district conducting an election by all-mailed ballots to consolidate its election with one or more other political subdivisions that are also conducting their elections wholly by mail, if certain conditions are satisfied. Expands that authorization to special district elections of governing body members in any

AB 1535 (Continued): Summary:	month of odd-numbered years.

AB 1536 Elections	
AUTHOR:	Assembly Elections and Redistricting Committee
INTRODUCED:	03/25/2015
STATUS:	10/10/2015 Signed by Governor, Chapter 732, 2015 Statutes.
CACEO POSITION:	To be discussed
SUMMARY:	Makes nonsubstantive, technical updates to the provisions referencing federal law to reflect a recent reclassification of federal law. Makes additional nonsubstantive, technical changes to these provisions.

SB 365 Vote By Mail Ballot Drop-Off Locations	
AUTHOR:	Pavley
INTRODUCED:	02/24/2015
AMENDED:	05/04/2015
STATUS:	10/10/2015 Signed by Governor, Chapter 733, 2015 Statutes.
CACEO POSITION:	Watch
SUMMARY:	Permits a Vote by Mail voter to return his or her voted vote by mail ballot to the elections official from whom it came at a vote by mail ballot drop-off location. Requires the Secretary of State, on or before January 1, 2017, to promulgate regulations establishing guidelines based on best practices for security measures and procedures that a county elections official may use if the county elections official establishes one or more vote by mail ballot drop-off locations and vote by mail ballot drop boxes.

SB 366 Ballot Materials: Translations	
AUTHOR:	Nguyen
INTRODUCED:	02/24/2015
STATUS:	08/07/2015 Signed by Governor, Chapter 144, 2015 Statutes.
CACEO POSITION	Support
SUMMARY:	Expands the group of acceptable translators for purposes of those provisions to include persons on the Judicial council's Master List, persons qualified by the Administrative Office of the United States Courts and persons from certain accredited institution by a regional or national accrediting agency recognized by the United States Secretary of Education, and members of certain professional organizations.

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SB 415
Voter Participation

AUTHOR:	Hueso
INTRODUCED:	02/25/2015
AMENDED:	06/23/2015
STATUS:	09/01/2015 Signed by Governor, Chapter 235, 2015 Statutes.
CACEO POSITION:	Watch
SUMMARY:	Provides that commencing January 1, 2018, a political subdivision is prohibited from holding an election other than on a statewide election date if holding an election on a non-current date has previously resulted in voter turnout for a regularly-scheduled election in that political subdivision being at least 25 percent less than the average voter turnout within the political subdivision for the previous 4 statewide general elections, except as specified. Requires a court to implement appropriate remedies upon a violation of this prohibition. Permits a voter who resides in a political subdivision where a violation is alleged to file an action in Superior Court to enforce this prohibition, and allows a prevailing plaintiff other than the state or political subdivision to collect a reasonable attorney's fee and litigation expenses, as provided.

SB 439
Election Procedures

AUTHOR:	Allen
INTRODUCED:	02/25/2015
AMENDED:	08/31/2015
STATUS:	10/10/2015 Signed by Governor, Chapter 734, 2015 Statutes.
CACEO POSITION:	Support
SUMMARY:	Allows a county elections official to offer conditional voter registration and provisional voting at satellite offices other than on election day. Requires the Secretary of State to adopt and publish electronic poll book standards and regulations governing the certification and use of electronic poll books, as defined. Requires that the electronic poll book include specified voter registration data. Prohibits the use of an electronic poll book unless it has been certified by the secretary. Requires the secretary to adopt regulation governing ballot on demand systems, and to require a biennial inspection of the certified manufacturing, finishing, and storage facilities, and to approve each such system before the system is deployed for use in election within the State. Prohibits the purchase or use of such system without certification.

SB 493
Elections In Cities: By or From Districts

AUTHOR:	Cannella
INTRODUCED:	02/26/2015
AMENDED:	07/07/2015
STATUS:	10/10/2015 Signed by Governor, Chapter 735, 2015 Statutes.
CACEO POSITION:	Watch
SUMMARY:	Authorizes the legislative body of a city with a population of fewer than 100,000 people to adopt an ordinance that requires the members of the

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SB 493 (Continued): Summary:	legislative body from district, as defined, to provide for the election of members of the legislative body by district, as defined, to be elected by district or by district with an elective mayor without being required to submit the ordinance to the voters for approval. Requires the ordinance to include a specified declaration and requires the population of the city to be determined by the most recent federal decennial census.

SB 505
Voter Bill of Rights

AUTHOR:	Mendoza
INTRODUCED:	02/26/2015
AMENDED:	04/09/2015
STATUS:	09/01/2015 Signed by Governor, Chapter 236, 2015 Statutes.
CACEO POSITION:	Support
SUMMARY:	Requires the Secretary of State to study and recommend revisions to the design and text of the vote by mail ballot envelope and to submit those recommendations to the Legislature.

SB 589
Voter Registration: Disabled Persons With Conservatees

AUTHOR:	Block
INTRODUCED:	02/26/2015
AMENDED:	08/20/2015
STATUS:	10/10/2015 Signed by Governor, Chapter 736, 2015 Statutes.
CACEO POSITION:	Support
SUMMARY:	Authorizes an individual with a disability who is otherwise qualified to vote to complete an affidavit of registration with reasonable accommodations as needed. Provides a person who has a conservator to be disqualified to vote upon the providing of evidence therefor. Provides the procedures and requirements which govern a disabled person who is subject to conservatorship, and that person's communicative ability and right to vote.
NOTE:	This bill incorporates additional changes to Section 2102 of the Elections Code, proposed by AB 1461. Incorporates additional changes to Sections 2150, 2208, and 2209 of the Elections Code, proposed by AB 1020.

ASSEMBLY BILLS	19
SENATE BILLS	7
FEDERAL BILLS	0
TOTAL	26

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