

SA2006RF0002

Office of the Attorney General  
Initiative Coordinator  
1300 I Street  
Sacramento, CA 95814

RECEIVED  
JAN 04 2006

Re: Request for Preparation of Title and Summary

INITIATIVE COORDINATOR  
ATTORNEY GENERAL'S OFFICE

Dear Initiative Coordinator:

This letter is to request that your office prepare a title and summary for the **California Truth in Politics Act of 2006**.

The text of the proposed initiative measure is attached and we have enclosed a check in the amount of \$200 payable to the State of California.

The proponents for this initiative measure will be:

Robert A. Dean

Perry A. Speth

If you have any questions or need additional information, please do not hesitate to contact the undersigned, or our legal counsel, Dale A. Stern of Stern, Van Vleck & Ruehmann, LLP, 925 L Street, Suite 850, Sacramento, CA 95814, (916) 442-1298.

Thank you for your cooperation.

Sincerely,

Robert A. Dean

Perry A. Speth

cc: Mike Jimenez  
Chuck Alexander  
Dale Stern

**Proposed Ballot Initiative  
California Truth in Politics Act of 2006  
Regarding Limitations on Campaign Contributions**

This proposed law amends and adds sections to the Government Code; therefore, existing provisions proposed to be deleted are printed in ~~strikeout type~~ and new provisions proposed to be added are printed in *italic type* to indicate that they are new.

**PROPOSED LAW**

SECTION 1. (a) The people find and declare all of the following:

- (1) Monetary contributions play a vital role in California's political process for candidates to elected office; however the current limit on contributions does not afford a level playing field for those who contribute.
- (2) The current limits on campaign contributions for a candidate for elective state office, for statewide elective office and for governor result in inequities among contributors and leaves candidates susceptible to the corrupting influence of large corporations and other contributors.
- (3) Placing a stricter limit on campaign contributions for Legislative and statewide offices would eliminate fraud and abuse, and establish legitimacy to an inequitable process.
- (4) The people enact the California Truth in Politics Act of 2006 thereby Amending the Political Reform Act of 1974 to accomplish all of the following purposes:
  - (a) To ensure that individuals and interest groups in our society have a fair and equitable opportunity to participate in the elective and governmental processes.
  - (b) To minimize the potentially corrupting influence and appearance of corruption caused by large contributions by providing reasonable contribution and voluntary expenditure limits.
  - (c) To reduce the influence of large contributors with an interest in matters before state government by prohibiting excessive contributions.
- (5) Decreasing the limitations on contributions from persons and corporations for all legislative and statewide offices to \$1,000 would increase the equality of access for all people who actively participate in California's political process.

SECTION 2. Section 85301 of the Government Code is amended to read:

- (a) A person or political party committee, other than a small contributor committee ~~or political party committee~~, may not make to any candidate for elective state office, ~~other than a~~ to any candidate for statewide elective office, or to any candidate for Governor; and a candidate for elective state office, a candidate for statewide elective office, and a candidate for Governor may not accept from a person or political party committee, any contribution totaling more than ~~three~~ one thousand dollars ~~(\$3,000) (\$1,000) per election per calendar year.~~

- (b) ~~Except to a candidate for Governor, a person, other than a small contributor committee or political party committee, may not make to any candidate for statewide elective office, and except a candidate for Governor, a candidate for statewide elective office may not accept from a person other than a small contributor committee or a political party committee, any contribution totaling more than five thousand dollars (\$5,000) per election.~~
- (c) ~~A person, other than a small contributor committee or political party committee, may not make to any candidate for Governor, and a candidate for governor may not accept from any person other than a small contributor committee or political party committee, any contribution totaling more than twenty thousand dollars (\$20,000) per election.~~
- (b) The provisions of this section do not apply to a candidate's contributions of his or her personal funds to his or her own campaign.

SECTION 3. Section 85302 of the Government Code is amended to read:

- (a) A small contributor committee may not make to any candidate for elective state office ~~other than a~~, to any candidate for statewide elective office, or to any candidate for Governor; and a candidate for elective state office, ~~other than a candidate for statewide elective office, and a candidate for Governor~~ may not accept from a small contributor committee, any contribution totaling more than ~~six two~~ thousand dollars ~~(\$6,000) (\$2,000) per election per calendar year.~~
- (b) ~~Except to a candidate for Governor, a small contributor committee may not make to any candidate for statewide elective office and except for a candidate for Governor, a candidate for statewide elective office may not accept from a small contributor committee, any contribution totaling more than ten thousand dollars (\$10,000) per election.~~
- (c) ~~A small contributor committee may not make to any candidate for Governor, and a candidate for Governor may not accept from a small contributor committee, any contribution totaling more than twenty thousand dollars (\$20,000) per election.~~

SECTION 4. Section 85303 of the Government Code is amended to read:

- (a) A person may not make to any committee, ~~other than a political party committee,~~ and a committee ~~other than a political party committee~~ may not accept, any contribution totaling more than ~~five one~~ thousand dollars ~~(\$5,000) (\$1,000)~~ per calendar year for the purpose of making contributions to candidates for elective state office, to candidates for statewide elective office, or to candidates for Governor.
- (b) ~~A person may not make to any political party committee, and a political party committee may not accept, any contribution totaling more than twenty five~~

~~thousand dollars (\$25,000) per calendar year for the purpose of making contributions for the support or defeat of candidates for elective state office.~~

- (b) Except as provided in Section 85310, nothing in this chapter shall limit a person's contributions to a committee or political party committee provided the contributions are used for purposes other than making contributions to candidates for elective state office, to candidates for statewide elective office or to candidates for Governor.
- (c) Nothing in this chapter limits a candidate for elected state office, a candidate for statewide elective office, or a candidate for Governor from transferring contributions received by the candidate in excess of any amount necessary to defray the candidate's expenses for election related activities or holding office to a political party committee, provided those transferred contributions are used for purposes consistent with paragraph (4) of subdivision (b) of Section 89519.

#### SECTION 5. Conflicting Measures

- (a) This measure is intended to be comprehensive. It is the intent of the People that in the event that this measure and another initiative measure or measures relating to the same subject shall appear on the same statewide election ballot, the provisions of the other measure or measures shall be deemed to be in conflict with this measure. In the event that this measure shall receive a greater number of affirmative votes, the provisions of this measure shall prevail in their entirety, and all provisions of the other measure or measures shall be null and void.
- (b) If this measure is approved by voters but superseded by law by any other conflicting ballot measure approved by the voters at the same election, and the conflicting ballot measure is later held invalid, this measure shall be self-executing and given full force of law.

SECTION 6. This act shall become operative on January 1, 2007.

SECTION 7. The provisions of this act are severable. If any provision of this act or its application is held invalid, that invalidity shall not affect other provisions or applications that can be given effect without the invalid provision or application.

#### SECTION 8.

- (a) The election shall be consolidated with the statewide general election to be held on November 7, 2006. The consolidated election shall be held and conducted in all respects as if there were only one election and only one form of ballot shall be used.

(b) Notwithstanding Section 9040 of the Elections Code or any other provision of law, the Secretary of State, pursuant to subdivision (b) of Section 81012 of the Government Code shall submit this act for approval to the voters at the November 7, 2006, statewide general election.