

**FOUNDATION TO STOP TOP 2**

P.O. Box 2413

Rancho Cucamonga, CA 91729



REPEAL THE TOP TWO CANDIDATES OPEN PRIMARY LAW**www.stoptop2.com**

August 10, 2017

Ms. Ashley Johansson
Initiative Coordinator
P.O. Box 944255
Sacramento, CA 94244-2550

RECEIVED**AUG 21 2017****INITIATIVE COORDINATOR
ATTORNEY GENERAL'S OFFICE**

Dear Ms. Johansson:

I'm submitting the enclosed draft of an Initiative Measure to Repeal the Top Two Candidates Open Primary Law. I'm requesting a review by the Attorney General and a Unique Numeric Identifier, Circulating Title and Circulating Summary as they are to appear on the petitions for circulation.

I'm also requesting that the Attorney General display the information on the AG's website.

Enclosed please find the \$2,000 fee required (Check #3010) .

Sincerely,

A handwritten signature in black ink that reads "Thomas E. Palzer". The signature is written in a cursive style with a large, stylized "P" and "Z".

Thomas E. Palzer
Chairman & State Coordinator
Foundation to Stop Top 2

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INITIATIVE MEASURE TO BE SUBMITTED DIRECTLY TO THE VOTERS

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The Attorney General of California has prepared the following circulating title and summary of the chief purpose and points of the proposed measure:

(Here set forth the unique numeric identifier provided by the Attorney General and circulating title and summary prepared by the Attorney General. Both the Attorney General's unique numeric identifier and the circulating title and summary must also be printed across the top of each page of the petition whereon signatures are to appear.)

TO THE HONORABLE SECRETARY OF STATE OF CALIFORNIA

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We, the undersigned, registered, qualified voters of California, residents of San Bernardino County, hereby propose amendments to the Constitution of 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 as otherwise provided by law. The proposed constitutional amendment reads as follows:

SECTION 1. Section 5 of Article II of the California Constitution is amended to read:

~~SEC. 5. (a) A voter-nomination primary election shall be conducted to select the candidates for congressional and state elective offices in California. All voters may vote at a voter-nominated primary election for any candidate for congressional and state elective office without regard to the political party preference disclosed by the candidate or the voter, provided that the voter is otherwise qualified to vote for candidates for the office in question. The candidates who are the top two vote-getters at a voter-nominated primary election for a congressional or state elective office shall, regardless of party preference, compete in the ensuing general election.~~

~~(b) Except as otherwise provided by Section 6, a candidate for a congressional or state elective office may have his or her political party preference, or lack of political party preference, indicated upon the ballot for the office in the manner provided by statute. A political party or party central committee shall not nominate a candidate for any congressional or state elective office at the voter-nominated primary. This subdivision shall not be interpreted to prohibit a political party or party central committee from endorsing, supporting, or opposing any candidate for a congressional or state elective office. A political party or party central committee shall not have the right to have its preferred candidate participate in the general election for a voter-nominated office other than a candidate who is one of the two highest vote-getters at the primary election, as provided in subdivision (a).~~

~~(c) The~~

~~SEC. 5. (a) The Legislature shall provide for partisan primary elections for presidential candidates, and political party and party central committees, partisan offices, including an open presidential primary whereby the candidates on the ballot~~

are those found by the Secretary of State to be recognized candidates throughout the nation or throughout California for the office of President of the United States, and those whose names are placed on the ballot by petition, but excluding any candidate who has withdrawn by filing an affidavit of noncandidacy.

(d)

(b) A political party that ~~participated~~ participates in a primary election for a partisan office ~~pursuant to subdivision (c)~~ has the right to participate in the general election for that office and shall not be denied the ability to place on the general election ballot the candidate who received, at the primary election, the highest vote among that party's candidates.