



CA VOTERS FOR
*Ballot Measure
Transparency*

November 1, 2021

21 - 0024

Amdt. # 1

Anabel Renteria
Initiative Coordinator
Office of the Attorney General
State of California
PO Box 994255
Sacramento, CA 94244-25550

RECEIVED

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Re: Initiative 21-0024 – Amendment Number One

INITIATIVE COORDINATOR
ATTORNEY GENERAL'S OFFICE

Dear Initiative Coordinator:

Pursuant to subdivision (b) of Section 9002 of the Elections Code, enclosed please find Amendment #1 to Initiative No. 21-0024. The amendments are reasonably germane to the theme, purpose or subject of the initiative measure as originally proposed.

I am the proponent of the measure and request that the Attorney General prepare a circulating title and summary of the measure as provided by law, using the amended language.

Thank you for your time and attention processing my request.

Sincerely,

Sam Blakeslee

The Ballot Measure Transparency Act of 2022

SECTION 1. TITLE

A. This measure shall be known and may be cited as “The Ballot Measure Transparency Act of 2022.”

SECTION 2. STATEMENT OF FINDINGS AND PURPOSE

A. The ballot initiative process provides California voters with an important opportunity to vote on important issues facing the state, including amending our State Constitution.

B. Voters should have the right to clear, accurate and nonbiased descriptions of ballot measures in making these important decisions.

C. However, the current system does not provide voters with clear, accurate and nonbiased descriptions of ballot initiatives they need to make their own informed decisions. Instead, voters often get confusing, misleading or biased language that makes it difficult to understand what is actually being proposed and the intent behind each initiative.

D. Currently, the Attorney General – an elected official who accepts campaign contributions from special interests – is responsible for writing the official descriptions for propositions, many of which impact the same special interests from whom the Attorney General receives campaign contributions. This is a clear conflict of interest.

E. We need to give an independent, nonpartisan official who is not exposed to special interest money and conflicts of interest the authority to write this important language for voters – not have all the power and responsibility in the hands of a politician.

F. Transferring this authority from a politician to the independent, nonpartisan Legislative Analyst Office – with safeguards that provide that 1) the office will remain independent and nonpartisan and 2) ballot descriptions will be clear and easily understood – will ensure voters get the clear, accurate and nonbiased language they need to make informed decisions about ballot measures.

G. Thus, the People hereby demand:

(1) That the ballot materials – including Ballot Label, Ballot Title, Ballot Title and Summary, and Circulating Title and Summary – for statewide ballot measures be drafted by the nonpartisan and independent Legislative Analyst;

(2) That the ballot materials be written in clear and concise language, easily understood by the average voter;

(3) That the ballot materials are reviewed by a panel of experts to ensure impartiality, clarity, and ease of comprehension; and

(4) That the courts enforce these requirements.

SECTION 3. CONSTITUTIONAL AMENDMENT

Section 9 of Article II of the California Constitution is amended to read:

Sec. 9. (a) The referendum is the power of the electors to approve or reject statutes or parts of statutes except urgency statutes, statutes calling elections, and statutes providing for tax levies or appropriations for usual current expenses of the State.

(b) A referendum measure may be proposed by presenting to the Secretary of State, within 90 days after the enactment date of the statute, a petition certified to have been signed by electors equal in number to 5 percent of the votes for all candidates for Governor at the last gubernatorial election, asking that the statute or part of it be submitted to the electors. In the case of a statute enacted by a bill passed by the Legislature on or before the date the Legislature adjourns for a joint recess to reconvene in the second calendar year of the biennium of the legislative session, and in the possession of the Governor after that date, the petition may not be presented on or after January 1 next following the enactment date unless a copy of the petition is submitted to the independent and nonpartisan Legislative Analyst ~~Attorney General~~ pursuant to subdivision (d) of Section 10 of Article II before January 1.

(c) The Secretary of State shall then submit the measure at the next general election held at least 31 days after it qualifies or at a special statewide election held prior to that general election. The Governor may call a special statewide election for the measure.

Section 10 of Article II of the California Constitution is amended to read:

Sec. 10. (a) An initiative statute or referendum approved by a majority of votes cast thereon takes effect on the fifth day after the Secretary of State files the statement of the vote for the election at which the measure is voted on, but the measure may provide that it becomes operative after its effective date. If a referendum petition is filed against a part of a statute, the remainder of the statute shall not be delayed from going into effect.

(b) If provisions of two or more measures approved at the same election conflict, the provisions of the measure receiving the highest number of affirmative votes shall prevail.

(c) The Legislature may amend or repeal a referendum statute. The Legislature may amend or repeal an initiative statute by another statute that becomes effective only when approved by the electors unless the initiative statute permits amendment or repeal without the electors' approval.

(d) Before circulation of an initiative or referendum petition for signatures, a copy shall be submitted to the independent and nonpartisan Legislative Analyst ~~Attorney General~~ who shall prepare a title and summary of the measure as provided by law.

(e) The Legislature shall provide for the manner in which a petition shall be circulated, presented, and certified, and the manner in which a measure shall be submitted to the electors.

SECTION 4. FAIR, IMPARTIAL, AND UNDERSTANDABLE BALLOT MATERIALS:

The Elections Code is amended to read (new provisions proposed to be added are printed in underlined italic type and existing provisions proposed to be deleted are printed in ~~strikeout type~~):

§ 303. "Ballot label" means that portion of the ballot containing the names of the candidates or a statement of a measure. For statewide measures, the ballot label shall be prepared by the independent and nonpartisan Legislative Analyst and shall consist of ~~contain~~ no more than 75 words and shall be a condensed version of the ballot title and summary including the fiscal impact summary prepared pursuant to Section 9087 of this code and Section 88003 of the Government Code.

§ 303.5. (a) "Ballot title" is a reference to the primary subject matter of a proposed measure or measure that has qualified for the ballot and precedes the summary. It shall be presented in capitalized typeface.

(1) For an initiative, the form of the title shall be: "Proposed [Statutory Initiative and/or Initiative Constitutional Amendment] that: [insert primary subject matter of initiative]."

(2) For a referendum, the form of the title shall be: "Proposed Referendum of Legislation that [insert primary subject matter of legislation]."

(3) For a legislative measure, the form of the title shall be: "Proposed Legislative [Statute or Constitutional Amendment] that [insert primary subject matter of legislative measure]."

(4) For an initiative or legislative bond measure the form of the title shall be: "Proposed [Initiative or Legislative] Bond Measure that authorizes up to [total amount and type of bonds to be issued] to fund [insert description of use of bond proceeds]." ~~the name of a statewide measure included in the ballot label and the ballot title and summary.~~

(b) "Ballot title and summary" means the ballot title and the summary of the primary changes in law ~~chief purpose and points~~ including the fiscal impact summary of any measure that appears in the state voter information guide. The ballot title and summary shall include a statement of the measure's fiscal impact. The ballot title and summary shall not exceed 100 words, not including the fiscal impact statement.

(c)(1) "Circulating title and summary" means the title and summary prepared by the Legislative Analyst pursuant to Section 10(d) of Article II of the Constitution and Section 9004 ~~text~~ that is required to be placed on a petition for signatures that is either one of the following:

(A) The summary of the primary changes in law ~~chief purpose and points~~ of a proposed by the initiative measure that affects the Constitution or laws of the state, and the fiscal impact of the proposed initiative measure.

(B) The summary of the primary changes in law ~~chief purpose and points~~ of a proposed by the referendum measure that affects a law or laws of the state.

(2) The circulating title and summary shall not exceed 100 words, not including the fiscal impact summary

§ 9001. (a) Before the circulation of an initiative or referendum petition for signatures, the text of the proposed measure shall be submitted to the Legislative Analyst ~~Attorney General~~ with a written request that a circulating title and summary of the primary changes in law ~~chief purpose and points~~ of a proposed by the measure be prepared. The electors presenting the request shall be known as the "proponents." The Legislative Analyst ~~Attorney General~~ shall preserve the written request until after the next general election.

(b) Each and every proponent of a proposed initiative measure shall, at the time of submitting the text of the proposed measure, provide both of the following:

(1) An original signed certification stating that "I, (insert name), declare under penalty of perjury that I am a citizen of the United States, 18 years of age or older, and a resident of (insert county), California."

(2) Public contact information.

(c) The proponents of a proposed initiative measure, at the time of submitting the text of the proposed measure to the Legislative Analyst ~~Attorney General~~, shall pay a fee to the Legislative Analyst ~~Attorney General~~ of two thousand dollars (\$2,000) that shall be placed in a trust fund in the office of the Treasurer and refunded to the proponents if the measure qualifies for the ballot within two years from the date the summary is furnished to the proponents. If the measure does not qualify within that period, the fee shall be immediately paid into the General Fund of the state.

(d) All referenda and proposed initiative measures must be submitted to the Legislative Analyst Attorney General's Initiative Coordinator located in the Legislative Analyst Sacramento Attorney General's Office via U.S. Postal Service, alternative mail service, or personal delivery. Only printed documents will be accepted; facsimile or email delivery will not be accepted.

(e) The Legislative Analyst Attorney General's office shall not deem a request for a circulating title and summary submitted until all of the requirements of this section are met.

§ 9002. (a) Upon receipt of a request from the proponents of a proposed initiative measure for a circulating title and summary, the Legislative Analyst Attorney General shall initiate a public review process for a period of 30 days by doing all of the following:

(1) Posting the text of the proposed initiative measure on the Legislative Analyst Attorney General's Internet Web site.

(2) Inviting, and providing for the submission of, written public comments on the proposed initiative measure on the Legislative Analyst Attorney General's Internet Web site. The site shall accept written public comments for the duration of the public review period. The written public comments shall be public records, available for inspection upon request pursuant to Chapter 3.5 (commencing with Section 6250) of Division 7 of Title 1 of the Government Code, but shall not be displayed to the public on the Legislative Analyst Attorney General's Internet Web site during the public review period. The Legislative Analyst Attorney General shall transmit any written public comments received during the public review period to the proponents of the proposed initiative measure.

(b) During the public review period, the proponents of the proposed initiative measure may submit amendments to the measure that are reasonably germane to the theme, purpose, or subject of the initiative measure as originally proposed. However, amendments shall not be submitted if the initiative measure as originally proposed would not effect a substantive change in law.

(1) An amendment shall be submitted with a signed request by all the proponents to prepare a circulating title and summary using the amended language.

(2) An amendment shall be submitted to the Legislative Analyst Attorney General's Initiative Coordinator located in the Legislative Analyst Attorney General's Sacramento Office via United States Postal Service, alternative mail service, or personal delivery. Only printed documents shall be accepted; facsimile or email delivery shall not be accepted.

(3) The submission of an amendment shall not extend the period to prepare the estimate required by Section 9005.

(4) An amendment shall not be accepted more than five days after the public review period is concluded. However, a proponent shall not be prohibited from proposing a new initiative measure and requesting that a circulating title and summary be prepared for that measure pursuant to Section 9001.

§ 9003. In the event that the Legislative Analyst Attorney General is a proponent of a proposed measure, the circulating title and summary of the primary changes in law ~~chief purpose and points of a proposed~~ by the measure, including an estimate or opinion on the financial impact of the measure, shall be prepared by the Legislative Counsel, and the other duties of the Legislative Analyst Attorney General specified in this chapter with respect to the circulating title and ballot title and summary and an estimate of the financial effect of the measure shall be performed by the Legislative Counsel.

§ 9004. (a) Upon receipt of the text of a proposed initiative measure, and after the public review period provided for in Section 9002, the Legislative Analyst Attorney General shall prepare a circulating title and summary of the primary changes in law ~~chief purpose and points of a proposed~~ by the measure. The circulating title and summary shall not exceed 100 words. The Legislative Analyst Attorney General shall also provide a unique numeric identifier for each proposed initiative measure. The circulating title and summary shall be prepared in the manner provided for the preparation of ballot titles and summaries in Article 5 (commencing with Section 9050), the provisions of which, in regard to the preparation, filing, and settlement of ballot titles and summaries, are applicable to the circulating title and summary.

(b) The Legislative Analyst Attorney General shall provide a copy of the circulating title and summary and its unique numeric identifier to the proponents and to the Secretary of State within 15 days after receipt of the fiscal estimate or opinion prepared by the Department of Finance and the Legislative Analyst pursuant to Section 9005. The date the copy is delivered or mailed to the proponents is the "official summary date."

(c) Upon receipt of the circulating title and summary from the Legislative Analyst Attorney General, the Secretary of State shall, within one business day, notify the proponents and county elections official of each county of the official summary date and provide a copy of the circulating title and summary to each county elections official. This notification shall also include a complete schedule showing the maximum filing deadline, and the certification deadline by the counties to the Secretary of State.

§ 9005. (a) The Legislative Analyst Attorney General, in preparing a circulating title and summary for a proposed initiative measure, shall, in boldface print, include in the circulating title and summary either the estimate of the amount of any increase or decrease in revenues or costs to the state or local government, or an opinion as to whether or not a substantial net change in state or local finances would result if the proposed initiative is adopted.

(b) The estimate as required by this section shall be made jointly by the Department of Finance and the Legislative Analyst, who shall ~~deliver the estimate to the Attorney General so that he or she may~~ include the estimate in the circulating title and summary prepared by him or her.

(c) The estimate shall be *completed* ~~delivered to the Attorney General~~ within 50 days of the date of receipt of the proposed initiative measure by the *Legislative Analyst* ~~Attorney General~~, unless, in the opinion of both the Department of Finance and the Legislative Analyst, a reasonable estimate of the net impact of the proposed initiative measure cannot be prepared within the 50-day period. In the latter case, the Department of Finance and the Legislative Analyst shall, within the 50-day period, ~~give the Attorney General~~ *state* their opinion as to whether or not a substantial net change in state or local finances would result if the proposed initiative measure is adopted.

(d) A statement of fiscal impact prepared by the Legislative Analyst pursuant to subdivision (b) of Section 12172 of the Government Code may be used by the Department of Finance and the Legislative Analyst in the preparation of the fiscal estimate or the opinion.

§ 9006. (a) Upon receipt of the text of a proposed referendum, the *Legislative Analyst* ~~Attorney General~~ shall prepare a circulating title and summary of the *primary changes in law* ~~chief purpose and points of a proposed~~ *by the* statute at issue. The circulating title and summary shall not exceed a total of 100 words. No fiscal analysis shall be included.

(b) The *Legislative Analyst* ~~Attorney General~~ shall provide a copy of the circulating title and summary of the proposed referendum to the proponents and to the Secretary of State within 10 days after receipt of the proposed referendum.

(c) Upon receipt of the circulating title and summary from the *Legislative Analyst* ~~Attorney General~~, the Secretary of State shall, within one business day, notify the proponents and county elections official of each county of the official summary date and provide a copy of the circulating title and summary to each county elections official. This notification shall also include a complete schedule showing the maximum filing deadline, and the certification deadline by the counties to the Secretary of State.

§ 9007. Immediately upon the preparation of the circulating title and summary of a proposed initiative or referendum measure, the *Legislative Analyst* ~~Attorney General~~ shall forthwith transmit copies of the text of the measure and the circulating title and summary to the Senate and the Assembly. The appropriate committees of each house may hold public hearings on the subject of the measure. However, nothing in this section shall be construed as authority for the Legislature to alter the measure or prevent it from appearing on the ballot.

§ 9008. Every proposed initiative measure, prior to circulation, shall have placed across the top of the petition in 11-point or larger roman boldface type, all of the following:

(a) The Legislative Analyst ~~Attorney General~~'s unique numeric identifier placed before the circulating title and summary upon each page where the circulating title and summary is to appear.

(b) The circulating title and summary prepared by the Legislative Analyst ~~Attorney General~~ upon each page of the petition on which signatures are to appear. The circulating title shall appear in all capital letters.

(c) The circulating title and summary prepared by the Legislative Analyst ~~Attorney General~~ as required by subdivision (b) shall be preceded by the following statement: "INITIATIVE MEASURE TO BE SUBMITTED DIRECTLY TO THE VOTERS.", followed by, on a separate line, "The Legislative Analyst ~~Attorney General~~ of California has prepared the following circulating title and summary of the primary changes in law ~~chief purpose and points of a proposed~~ by the measure:" This text shall be in boldface.

§ 9009. The heading of an initiative petition shall be in substantially the following form:

Initiative Measure to Be Submitted Directly to the Voters

The Legislative Analyst ~~Attorney General~~ of California has prepared the following circulating title and summary of the primary changes in law ~~chief purpose and points of a proposed~~ by the measure:

(Here set forth the unique numeric identifier provided by the Legislative Analyst ~~Attorney General~~ and circulating title and summary prepared by the Legislative Analyst ~~Attorney General~~. Both the Legislative Analyst ~~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

We, the undersigned, registered, qualified voters of California, residents of ____ County (or City and County), hereby propose amendments to the Constitution of California (the ____ Code, relating to ____) 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 (or statutory) amendments (full title and text of the measure) read as follows:

§ 9034. (a) The proponents of a proposed initiative measure shall submit a certification, signed under penalty of perjury, to the Secretary of State immediately upon the collection of 25 percent of the number of signatures needed to qualify the initiative measure for the ballot.

(b) Upon the receipt of the certification required by subdivision (a), the Secretary of State shall transmit copies of the initiative measure, together with the circulating title and summary as prepared by the Legislative Analyst ~~Attorney General~~ pursuant to Section 9004, to the Senate and

the Assembly. Each house shall assign the initiative measure to its appropriate committees. The appropriate committees shall hold joint public hearings on the subject of the measure not later than 131 days before the date of the election at which the measure is to be voted upon.

(c) This section shall not be construed as authority for the Legislature to alter the initiative measure or prevent it from appearing on the ballot.

§ 9035. An initiative measure may be proposed by presenting to the Secretary of State a petition that sets forth the text of the proposed statute or amendment to the Constitution and is certified to have been signed by registered voters equal in number to 5 percent in the case of a statute, and 8 percent in the case of an amendment to the Constitution, of the voters for all candidates for Governor at the last gubernatorial election preceding the issuance of the circulating title and summary for the initiative measure by the Legislative Analyst Attorney General.

§ 9050. After the Secretary of State provides notice pursuant to Section 9030(c), ~~determines that a measure will appear on the ballot at the next statewide election~~, the Secretary of State shall promptly transmit a copy of the measure to the Legislative Analyst Attorney General. The Legislative Analyst Attorney General shall provide and return to the Secretary of State a ballot title and summary and ballot label for each measure submitted to the voters of the whole state not later than five business days following the Secretary of State's certification that the measure has qualified for the ballot pursuant to Section 9033(b). ~~by a date sufficient to meet the state voter information guide public display deadlines.~~

§ 9051. (a)(1) The ballot title and summary may differ from the ~~legislative, circulating, or other~~ title and summary of the measure and shall not exceed 100 words, not including the fiscal impact statement.

(2) The ballot title and summary shall include a summary of the Legislative Analyst's estimate of the net state and local government fiscal impact prepared pursuant to Section 9087 of this code and Section 88003 of the Government Code.

(b) The ballot label shall not contain more than 75 words and shall be a condensed version of the ballot title and summary including the fiscal financial impact summary prepared pursuant to Section 9087 of this code and Section 88003 of the Government Code.

(c) In providing the ballot label and the ballot title and summary, the Legislative Analyst Attorney General shall:

(1) give a true and impartial statement of the primary change in law proposed by purpose of the measure;

(2) use in such language that the ballot title and summary shall neither be an argument, nor be likely to create prejudice, for or against the proposed measure;

(3) be written in clear and concise terms which will be easily understood by the average voter, avoiding the use of technical and legal terms wherever possible;

(4) if the measure imposes, or results in an increase or decrease, in any tax, the type and amount of the tax increase or decrease shall be included; and

(5) if the measure repeals any existing law in any substantial manner that fact shall be included.

(d) The Legislative Analyst ~~Attorney General~~ shall invite and consider public comment in preparing each ballot label and ballot title and summary, but shall remain independent, nonpartisan, and guided solely by the interest of the voters in preparing these materials. Notwithstanding the Legislative Open Records Act (commencing with Section 9070 of the Government Code), all written materials attempting to influence the preparation of the ballot label and title and summary received by the Legislative Analyst from any member of the public, any public official, or any state or local government agency, except attorney-client privileged communications, shall be accessible to the public and posted on the Legislative Analyst's website during the 30-day examination period required by Section 13282.

§ 9052. Not less than five business days before submitting the ballot label and title and summary to the Secretary of State, pursuant to Section 9050, the Legislative Analyst shall submit the ballot label and title and summary to the readability committee established by Section 9807. The committee shall make recommendations to the Legislative Analyst as it deems appropriate to guarantee that the ballot label and title and summary can be easily understood by the average voter. The Legislative Analyst shall consider the committee's recommendations, and he or she shall incorporate the changes recommended by the committee that he or she deems to be appropriate. The Legislative Analyst is solely responsible for determining the content of the ballot label and title and summary required by Section 9051.

§ 9053. Each measure shall be designated on the ballot by the ballot label certified to the Secretary of State by the Legislative Analyst ~~Attorney General~~.

§ 9063. The summary of a measure given in the press release shall be the official circulating title and summary that has been prepared by the Legislative Analyst ~~Attorney General~~. The Legislative Counsel Bureau shall prepare the summary on all other measures.

§ 9086. The state voter information guide shall contain as to each state measure to be voted upon, the following, in the order set forth in this section:

(a) (1) Upon the top portion of the first page, and not exceeding one-third of the page, shall appear:

(A) Identification of the measure by number and title.

(B) The official summary prepared by the Legislative Analyst ~~Attorney General~~.

(C) The total number of votes cast for and against the measure in both the State Senate and Assembly, if the measure was passed by the Legislature.

(2) The space in the title and summary that is used for an explanatory table prepared pursuant to paragraph (2) of subdivision (e) of Section 9087 and Section 88003 of the Government Code shall not be included when measuring the amount of space the information described in paragraph (1) has taken for purposes of determining compliance with the restriction prohibiting the information described in paragraph (1) from exceeding one-third of the page.

(b) Beginning at the top of the right page shall appear the analysis prepared by the Legislative Analyst if the analysis fits on a single page. If it does not fit on a single page, the analysis shall begin on the lower portion of the first left page and shall continue on subsequent pages until it is completed.

(c) Immediately below the analysis prepared by the Legislative Analyst shall appear a printed statement that refers voters to the Secretary of State's internet website for a list of committees primarily formed to support or oppose a ballot measure, and information on how to access the committee's top 10 contributors.

(d) Arguments for and against the measure shall be placed on the next left and right pages, respectively, following the final page of the analysis of the Legislative Analyst. The rebuttals shall be placed immediately below the arguments.

(e) If an argument against the measure has not been submitted, the argument for the measure shall appear on the right page facing the analysis.

(f) Before each state measure, a conspicuous notice identifying the location on the Secretary of State's internet website of the complete text of the state measure. The Secretary of State's internet website shall contain the provisions of the proposed measure and the existing laws repealed or revised by the measure. The provisions of the proposed measure differing from the existing laws affected shall be distinguished in print, so as to facilitate comparison. There shall be printed immediately below each state measure, except for a measure relating to debts and liabilities under Section 1 of Article XVI of the California Constitution, including a bond measure, in no less than 10-point bold type, a legend substantially as follows: "If you desire a copy of the full text of the state measure, please call the Secretary of State at (insert toll-free telephone number) and a copy will be mailed at no cost to you."

(g) The following statement shall be printed at the bottom of each page where arguments appear: "Arguments printed on this page are the opinions of the authors, and have not been checked for accuracy by any official agency."

§ 9087. (a) The Legislative Analyst shall prepare an impartial analysis of the measure describing the measure and including a fiscal analysis of the measure showing the amount of any increase or

decrease in revenue or cost to state or local government. If it is estimated that a measure would result in increased cost to the state, an analysis of the measure's estimated impact on the state shall be provided, including an estimate of the percentage of the General Fund that would be expended due to the measure, using visual aids when appropriate. An estimate of increased cost to the state or local governments shall be set out in boldface print in the state voter information guide.

(b) The analysis shall be written in clear and concise terms, so as to be easily understood by the average voter, and shall avoid the use of technical terms wherever possible. The analysis may contain background information, including the effect of the measure on existing law and the effect of enacted legislation which will become effective if the measure is adopted, and shall generally set forth in an impartial manner the information the average voter needs to adequately understand the measure. To the extent practicable, the Legislative Analyst shall use a uniform method in each analysis to describe the estimated increase or decrease in revenue or cost of a measure, so that the average voter may draw comparisons among the fiscal impacts of measures. The condensed statement of the fiscal impact summary for the measure prepared by the *Legislative Analyst* ~~Attorney General~~ to appear on the ballot shall contain the uniform estimate of increase or decrease in revenue or cost of the measure prepared pursuant to this subdivision.

(c) The Legislative Analyst may contract with a professional writer, educational specialist, or another person for assistance in writing an analysis that fulfills the requirements of this section, including the requirement that the analysis be written so that it will be easily understood by the average voter. The Legislative Analyst may also request the assistance of a state department, agency, or official in preparing his or her analysis.

(d) Before submitting the analysis to the Secretary of State, the Legislative Analyst shall submit the analysis to a committee of five persons, appointed by the Legislative Analyst, for the purpose of reviewing the analysis to confirm its clarity and easy comprehension to the average voter. The committee shall be drawn from the public at large, and one member shall be a specialist in education, one member shall be bilingual, and one member shall be a professional writer. Members of the committee shall be reimbursed for reasonable and necessary expenses incurred in performing their duties. Within five days of the submission of the analysis to the committee, the committee shall make recommendations to the Legislative Analyst as it deems appropriate to guarantee that the analysis can be easily understood by the average voter. The Legislative Analyst shall consider the committee's recommendations, and he or she shall incorporate in the analysis those changes recommended by the committee that he or she deems to be appropriate. The Legislative Analyst is solely responsible for determining the content of the analysis required by this section.

(e) (1) The title and summary of any measure that appears on the ballot shall be amended to contain a summary of the Legislative Analyst's estimate of the net state and local government fiscal impact.

(2) For state bond measures that are submitted to the voters for their approval or rejection, the summary of the Legislative Analyst's estimate described in paragraph (1) shall include an explanatory table of the information in the summary.

§ 13282. ~~(a)~~ Whenever the ~~Legislative Analyst~~ ~~Attorney-General~~ prepares a ballot label and title and summary, the ~~Legislative Analyst~~ ~~Attorney-General~~ shall file a copy of the ballot label and title and summary with the Secretary of State pursuant to Section 9050. The Secretary of State shall immediately make a copy of the ballot label and title and summary available for public examination ~~prior to the printing of the ballot label on any ballot~~. ~~The public shall be permitted to examine the ballot label~~ for at least 30 ~~20~~ days, and the Secretary of State may consolidate the examination requirement under this section with the public examination requirements set forth in Section 9092.

~~(b)~~ A voter may seek a writ of mandate requiring a ballot label, title and summary, or portion thereof, to be amended or deleted. The provisions set forth in Section 9092 concerning the issuance of the writ and the nature of the proceedings shall be applicable to this section.

~~(c)~~ In determining whether to issue a peremptory writ of mandate pursuant to this section the court shall give no deference to the Legislative Analyst, but rather shall be guided by its duty to protect the interest of the voters to an accurate, impartial, and understandable ballot label and title and summary.

The Government Code shall be amended to read as follows (new provisions proposed to be added are printed in underlined italic type and existing provisions proposed to be deleted are printed in ~~strikeout type~~):

§ 88002. The ballot pamphlet shall contain as to each state measure to be voted upon, the following in the order set forth in this section:

(a)(1) Upon the top portion of the first page and not exceeding one-third of the page shall appear:

(A) The identification of the measure by number and title.

(B) The official summary prepared by the ~~Legislative Analyst~~ ~~Attorney-General~~.

(C) The total number of votes cast for and against the measure in both the State Senate and Assembly if the measure was passed by the Legislature.

(2) The space in the title and summary that is used for an explanatory table prepared pursuant to paragraph (2) of subdivision (e) of Section 9087 of the Elections Code and Section 88003 shall not be included when measuring the amount of space the information described in paragraph (1) has taken for purposes of determining compliance with the restriction prohibiting the information described in paragraph (1) from exceeding one-third of the page.

(b) Beginning at the top of the right page shall appear the analysis prepared by the Legislative Analyst, provided that the analysis fits on a single page. If it does not fit on a single page, then the

analysis shall begin on the lower portion of the first left page and shall continue on subsequent pages until it is completed.

(c) Immediately below the analysis prepared by the Legislative Analyst shall appear a printed statement that refers voters to the Secretary of State's Internet Web site for a list of committees primarily formed to support or oppose a ballot measure, and information on how to access the committee's top 10 contributors.

(d) Arguments for and against the measure shall be placed on the next left and right pages, respectively, following the page on which the analysis of the Legislative Analyst ends. The rebuttals shall be placed immediately below the arguments.

(e) If no argument against the measure has been submitted, the argument for the measure shall appear on the right page facing the analysis.

(f) The complete text of each measure shall appear at the back of the pamphlet. The text of the measure shall contain the provisions of the proposed measure and the existing provisions of law repealed or revised by the measure. The provisions of the proposed measure differing from the existing provisions of law affected shall be distinguished in print, so as to facilitate comparison.

(g) The following statement shall be printed at the bottom of each page where arguments appear: "Arguments printed on this page are the opinions of the authors and have not been checked for accuracy by any official agency."

§ 9143.5. In order to prohibit the Governor, Legislature, or any other elected official from exerting undue influence over the Legislative Analyst's duties in preparing the ballot label and title and summary pursuant to the Elections Code, and notwithstanding Section 13340 of the Government Code, there is hereby continuously appropriated from the General Fund, the sum of \$650,000 to the Legislative Analyst to offset the cost of preparing ballot labels and titles and summaries for state measures that have qualified for the ballot. Commencing on July 1, 2024, this appropriation shall be adjusted annually to reflect any increase or decrease in the California Consumer Price Index.

SECTION 5. GENERAL PROVISIONS

A. If any provision of this Measure, or part 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 Measure are severable.

B. This Measure is intended to be comprehensive. It is the intent of the People that in the event this 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 receives 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.