

Revised 7.12.21

California Gubernatorial Recall Election

September 14, 2021

Candidate Guide



1555 Berger Drive, Bldg. 2
San Jose, California 95112

(408) 299-VOTE (8683) • www.sccvote.org

*****NOTICE*****

All information in this guide is subject to change.

No duty is imposed upon the Office of the Registrar of Voters to determine whether a candidate meets the requirements for holding office. The Declaration of Candidacy, which each candidate must sign under penalty of perjury, states that the candidate meets the statutory and/or constitutional qualifications for office (including, but not limited to, citizenship, residency, etc.).

This guide is intended to provide general information concerning the nomination and election of candidates and does not have the force and effect of law, regulation, or rule. It is distributed with the understanding that neither the Secretary of State nor the Office of the Registrar of Voters is rendering legal advice, and, that, this information is not to be a substitute for legal counsel for the individual, organization, or candidate using it for resource purposes.

In case of conflict, or amendments to law, regulation, or rule that take effect after the publication of this document, the law, regulation, or rule will apply.

Unless otherwise indicated, all code section references are to the California Elections Code.

County of Santa Clara

Registrar of Voters

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Dear Candidate:

Congratulations on your decision to seek office during the September 14, 2021 California Gubernatorial Recall Election. I understand that this year has been very difficult for the world, our country, and our community. We must however, continue to sustain our democratic process which includes running for public office. Your candidacy provides voters in the County of Santa Clara a choice and hope for the future.

There are many requirements associated with being a candidate. We have prepared this Candidate Guide to assist you in understanding these requirements. It contains valuable information regarding qualifications and terms of office, nomination procedures and forms, fees, and important dates and deadlines.

Please keep in mind that this Candidate Guide is intended to be a resource and is not comprehensive nor does it constitute or substitute for legal advice. You are encouraged to seek legal counsel on questions of law.

We also recommend that you file as early as possible to ensure that your documents are complete and accurate. Filing deadlines are absolute. Waiting until the end of the filing period could result in your name not being on the ballot if your documents are incomplete or in error.

A point of interest in the 2020 election year was the implementation of the Voter's Choice Act (VCA). Under the new law, voters can now choose the days and ways they vote in an election. For VCA information and materials, please contact our Voter Education & Outreach Team at Outreach@rov.sccgov.org or (408) 299-POLL [7655], or, visit our [Voter's Choice Act](http://www.sccvote.org/voterschoice) webpage for more information at www.sccvote.org/voterschoice.

The Office of the Registrar of Voters is open Monday through Friday, between the hours of 8:00 a.m. and 5:00 p.m., not including holidays. We are located at 1555 Berger Dr., Bldg. 2, San Jose, CA 95112.

We want to provide you assistance that will make seeking office easier and an enjoyable learning experience. If you have any suggestions for improving this guide or our services, please let us know. If you have any questions or need additional information, please contact the Candidate Services Division at (408) 282-3000.

Best wishes to you in your campaign.

Sincerely,

Shannon Bushey, Registrar
Office of the Registrar of Voters
County of Santa Clara

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CHAPTER 1

Secretary of State Reference Documents



Summary of
Qualifications and Requirements for the Office of
GOVERNOR

September 14, 2021, California gubernatorial Recall Election

I. QUALIFICATIONS

Every candidate shall:

- A. Be a U.S. citizen. Cal. Const., art. V, § 2¹
- B. Be a registered voter and otherwise qualified to vote for that office at the time that nomination papers are issued to the person. § 201²
- C. File with the Secretary of State two (2) copies of every income tax return the candidate filed with the Internal Revenue Service (IRS) in the five (5) most recent taxable years, one unredacted copy and another copy with required redactions. §§ 8902, 8903
- D. Not have been convicted of a felony involving accepting or giving, or offering to give, any bribe, the embezzlement of public money, extortion or theft of public money, perjury, or conspiracy to commit any of those crimes. § 20
- E. Not have served two terms in the office sought since November 6, 1990. Cal. Const., art. V, § 2

II. REQUIREMENTS

A. CAMPAIGN FILINGS AND RESPONSIBILITIES

Any individual who intends to be a candidate for an elective state office shall:

1. Candidate Intention Statement

File with the Secretary of State's Political Reform Division a Candidate Intention Statement (Form 501) for the specific state office sought. A separate Form 501 must be filed for each election, including re-election to the same office. This statement shall be signed under penalty of perjury and filed prior to the solicitation or receipt of any contribution or loan, including expenditures made from personal funds used for campaign purposes. Gov. Code § 85200

¹ Article V, section 2 of the California Constitution requires California residency for five years; however, it is the legal opinion of this office that this provision violates the U.S. Constitution and is unenforceable.

² All code section references are to the California Elections Code unless stated otherwise.

2. Campaign Contribution Account

- a. A Statement of Organization—Recipient Committee (Form 410) shall be filed with the Secretary of State’s Political Reform Division within 10 days of receiving \$2,000 or more in a calendar year. Gov. Code §§ 82013(a), 84101
- b. Establish one campaign contribution account at an office of a financial institution located in California after filing the Candidate Intention Statement. Gov. Code § 85201(a)
- c. All contributions or loans made to the candidate, to a person on behalf of the candidate, or to the candidate’s-controlled committee shall be deposited in the account. Gov. Code § 85201(c)
- d. Any personal funds, which will be used to promote the election of the candidate, shall be deposited in the account prior to expenditure. Gov. Code § 85201(d)
- e. All campaign expenditures shall be made from the account. Gov. Code § 85201(e)

3. Exceptions

- a. Parts 1 and 2(d) and (e), above, do not apply to a candidate's payment of a filing fee and statement of qualifications fee from their personal funds. Gov. Code §§ 85200, 85201(f)
- b. Part 2, above, does not apply if the candidate does not receive contributions and makes campaign expenditures from personal funds of less than \$2,000 in a calendar year, excluding payment of the filing fee and statement of qualifications fee. Gov. Code § 85201(g)
- c. An individual who raises contributions from others for their campaign, but who raises or spends less than \$2,000 in a calendar year, shall establish a campaign contribution account but is not required to file a Statement of Organization or other statement of bank account information. Gov. Code § 85201(h)

B. FILING FEES

1. Full Payment of Filing Fee

A candidate must pay a filing fee equal to 2% of the first year's salary as of the first day on which a candidate may circulate petitions in lieu of filing fees, made payable to the Secretary of State. Currently, the filing fee for Governor is \$4,194.94. The filing fee must be paid to the county elections official at the time the candidate obtains their Declaration of Candidacy and nomination papers from the county elections official of the candidate’s county of residence. §§ 8103(a)(1), 8105

2. Signatures In Lieu of Filing Fee

A candidate may choose to submit by July 6, 2021 (E-70), a minimum of 7,000 valid signatures on petitions in lieu of filing fees. § 8106(a)(3) & (b)(3)

- a. Petitions for in-lieu signatures may be obtained from the county elections official and circulated between July 1, 2021 (E-75), and July 6, 2021 (E-70). Sections of in-lieu-filing-fee petitions shall be filed with the county elections official of the county in which the signers reside. § 8106(b)
- b. The candidate may submit signatures to cover all or any prorated portion of the filing fee. § 8106(b)(3)
- c. Any registered voter may sign an in-lieu-filing-fee petition for any candidate for whom he or she is eligible to vote. § 8106(b)(1)
- d. Circulators of in-lieu-filing-fee petitions must be 18 years of age or older. § 102
- e. Within 2 days after receipt of the petition, the county elections official shall notify the candidate of any deficiency. The candidate shall then, at the time of obtaining nomination documents, pay a pro rata portion of the filing fee to cover the deficiency. § 8106(b)(3)
- f. Signatures in lieu of the filing fee may be counted toward the nomination sponsor signature requirements. §§ 8061, 8106(d)

Signature In Lieu of Filing Fee Requirements

§ 8106(a)(3)

<u>Candidates</u>	<u>Filing Fee</u>	<u>Signatures In Lieu of Filing Fee</u>	<u>Value of Each Signature</u>
All Gubernatorial Candidates (except write-in candidates)	\$4,194.94	7,000	\$0.59927714

C. BALLOT DESIGNATIONS

Each candidate who submits a ballot designation shall file a completed ballot designation worksheet that supports the use of that ballot designation by the candidate. The ballot designation worksheet shall be filed with the elections official at the same time that the candidate files their declaration of candidacy. § 13107.3

D. TAX RETURNS

1. By at least July 16, 2021 (E-60), a candidate shall:
 - a. File, by 5:00 p.m. on July 16, 2021, with the Secretary of State two (2) copies of every income tax return the candidate filed with the Internal Revenue Service (IRS) in the five (5) most recent taxable years, one unredacted copy and another copy with required redactions, as specified in Elections Code section 8903.
§§ 8902, 8903
 - b. Submit the Income Tax Return Disclosure Consent and Acknowledgement Form signed by the candidate granting the Secretary of State permission to publicly release the redacted versions of the candidate's income tax returns. §§ 8902, 8903
 - c. If the candidate was not required to file an income tax return with the IRS for any of the last five (5) most recent taxable years the candidate must indicate that fact on the Income Tax Return Disclosure Consent and Acknowledgement Form.
§ 8902
 - d. If the candidate has not filed an income tax return with the IRS for 2020, the candidate shall submit a copy of the income tax return to the Secretary of State within five (5) days of filing the return with the IRS.
§ 8902
2. The candidate shall redact the income tax returns as follows:

Many pdf programs allow users to redact information from a pdf file. This includes Adobe Acrobat software and other third-party software. Alternately, candidates may print out a copy of an unredacted income tax return, and manually (with a pen or marker) redact information pursuant to Elections Code section 8903.

It is the **candidate's** responsibility to only redact the information identified below. It is important to note that some of the information identified below may appear on every page of your submitted income tax returns, including on the header or footer portion of each page.

Information to Redact

The California Elections Code states that the following information **must be redacted** by the **candidate**:

- Social security numbers
- Home address
- Telephone number
- Email address
- Medical information

- California Elections Code states that the following information **may be redacted** by the **candidate**:
- Names of dependent minors
 - Employer identification number
 - Business address
 - Preparer tax identification number, address, telephone number and email address of paid tax return preparers.
3. The required tax returns and consent form shall be filed with the Secretary of State by July 16, 2021 by 5:00 p.m. PST as follows:

a. In Person/Courier Service:

Secretary of State's Office
1500 11th Street
Sacramento, California 95814

Elections Division drop box located in 1st floor lobby

Building hours: Monday through Friday, 8:00 a.m. to 5:00 p.m.

In-person filings will NOT be accepted in the Secretary of State's Los Angeles office.

b. Express Delivery/Mail:

Secretary of State's Office
Elections Division
1500 11th Street, 5th Floor
Sacramento, California 95814

Note: Income tax returns sent by express delivery or mail must be received by July 16, 2021 by 5:00 p.m. PST. Secretary of State will not consider shipping or postmark dates as timely filed. Income tax returns documents must be at the Secretary of State's Office by the deadline.

4. The Secretary of State shall make the redacted versions of the candidate's income tax returns available to the public on the Secretary of State's internet website. These redacted versions of the candidate's income tax returns shall be continuously posted until the official canvass for the election is completed. § 8903

E. STATEMENT OF ECONOMIC INTERESTS

1. Each candidate must file a Statement of Economic Interests with the county elections official of the candidate's county of residence disclosing investments, interests in real property, and any income received during the immediately preceding 12 months pursuant to the requirements of the Political Reform Act of 1974, As Amended.

Gov. Code §§ 87200, 87201, 87500(b)

2. This statement is to be filed by July 16, 2021 (E-60). It is not required if the candidate has filed such statements within the past 60 days for the same jurisdiction. Gov. Code § 87201

F. FOR ALL CANDIDATES (EXCEPT WRITE-IN CANDIDATES)

1. Between July 9, 2021 (E-67) and July 16, 2021 (E-60), obtain nomination documents from the county elections official of the candidate's county of residence. Nomination documents include nomination papers for collecting signatures and a Declaration of Candidacy that must be executed by the candidate.

§§ 333, 8020, 8040, 8041

2. Nomination Papers

- a. Gather between 65 and 100 signatures for filing the nomination papers.
§ 8062(a)(1)
- b. Signatures on the in-lieu-filing-fee petitions may satisfy this signature requirement.
§§ 8061, 8106(d)
- c. Any candidate may obtain signatures to and sign their own nomination papers.
§ 106(a)
- d. All signers must be registered California voters.
§§ 100, 8068
- e. The candidate may appoint persons to circulate the nomination papers. Circulators must be 18 years of age or older.
§§ 102, 8066
- f. Between July 9, 2021 (E-67) and July 16, 2021 (E-60), each section of the nomination paper shall be delivered to the county elections official of the county in which the signer resides and is a voter.
§§ 8020, 8063

3. Declaration of Candidacy

- a. The Declaration of Candidacy shall be obtained from, and delivered to, the county elections official of the county in which the candidate resides and is a voter.
§§ 8040, 8064
- b. Upon request of a candidate, the county elections official shall provide the candidate with a Declaration of Candidacy. The county elections official shall not require a candidate to sign, file, or sign and file a Declaration of Candidacy as a condition of receiving nomination papers.
§ 8020(d)
- c. The county elections official shall require all candidates filing a Declaration of Candidacy to execute the declaration in their office unless the candidate, in a written statement signed and dated by the candidate, designates a third party to obtain the declaration form from the county elections official and to deliver it to the candidate. The written statement shall state that the candidate is aware that the

Declaration of Candidacy must be properly executed and delivered not later than July 16, 2021 (E-60), to the office of the county elections official from whom it was received. Any person may return the completed Declaration of Candidacy.

§ 8028

G. FOR WRITE-IN CANDIDATES ONLY

1. Filing Fees

Write-in candidates are not required to pay filing fees. § 8604

2. Nomination Papers

a. Gather between 65 and 100 signatures for filing the nomination papers. §§ 8062(a)(1), 8600

b. The candidate may appoint persons to circulate the nomination papers. Circulators must be 18 years of age or older. §§ 102, 8066

c. All signers must be registered California voters. § 8603

d. Between July 19, 2021 (E-57), and August 31, 2021 (E-14), circulate nomination papers for signatures and leave them for examination with the county elections official of the county in which the signers reside. § 8601

3. Statement of Write-In Candidacy

a. Between July 19, 2021 (E-57), and August 31, 2021 (E-14), file a Statement of Write-In Candidacy with the county elections official of the candidate's county of residence. § 8601

b. The Statement of Write-In Candidacy shall contain the following information:

- i. Candidate's name,
- ii. Candidate's complete residence address,
- iii. A declaration stating that the candidate is a write-in candidate,
- iv. The name of the office for which the candidate is running,
- v. The date of the election, and
- vi. Candidate's 10-year political party preference history. § 8600

III. GENERAL INFORMATION

A. Each of the forms mentioned above is available free of charge from the county elections official. § 8101

B. The term of office for Governor is four years; the current term began on January 7, 2019. A successor elected at the recall election would serve the remainder of this term.

Cal. Const., art V, § 2

- C. Because of the requirements of the Political Reform Act, As Amended, a candidate should visit the website of the Fair Political Practices Commission at www.fppc.ca.gov for the most recent copy of the Information Manual on Campaign Disclosure Provisions of the Political Reform Act, which gives the filing requirements for reporting campaign contributions, etc.

IMPORTANT NOTICE

This information sheet of candidate qualifications and procedures is for general information only and does not have the force and effect of law, regulation, or rule. In case of conflict, the law, regulation, or rule will apply. The candidate should obtain the most up-to-date information available because of possible changes in law.

Replacement Candidate for Governor Checklist
September 14, 2021, California Gubernatorial Recall Election

A number of documents must be filed at the local county elections office and also at the Secretary of State's office, in order to qualify as a replacement candidate for the gubernatorial election. Below is an overview of the required documents for replacement candidates running for office of Governor.

Replacement candidates for governor must file the following with the:

Local county elections office, by 5:00 p.m., July 16, 2021

- Filing fee payable to the Secretary of State and/or signatures in lieu of filing fee
- Declaration of Candidacy (includes the Oath of Office and Political Party Preference History for Voter-Nominated Offices)
- Nomination Petitions (in the county of the signer)
- Ballot Designation Worksheet
- Code of Fair Campaign Practices Statement (voluntary)

Replacement candidates for governor must file the following with the:

Elections Division of the Secretary of State's office in Sacramento, by 5:00 p.m., July 16, 2021

- Two (2) hard-copies of every income tax return filed with the Internal Revenue Service in the five (5) most recent taxable years (one copy without redactions and the other copy with specified redactions)

NOTE: The five most recent taxable years include 2016, 2017, 2018, 2019, and 2020

- Signed Income Tax Return Disclosure Consent and Acknowledgement Form

Replacement candidates for governor may submit a candidate statements for the official State Voter Information Guide:

Replacement candidates running for office of Governor who have agreed to voluntary expenditure limits may purchase a 250-word candidate statement in the official State Voter Information Guide.

The following information must be filed with *the Elections Division of the Secretary of State in Sacramento, by 5:00 p.m., July 16, 2021*, in order for the statement to be published in the official State Voter Information Guide:

- Candidate Statement (typewritten and double-spaced)
- Candidate Contact Information Form

- Signed Candidate Statement and Checklist Form
- Check or money order payable to the Secretary of State

Replacement candidates for governor must file the following with the:

Political Reform Division of the Secretary of State in Sacramento

The following campaign finance forms

- Form 410** – Statement of Organization Recipient Committee (File within 10 days of receiving \$2,000 in contributions. Include a \$50 payment made payable to the Secretary of State.)
- Form 460** – Recipient Committee Campaign Statement (File a semi-annual statement on August 2, 2021, for any committee active during the period January 1, 2021, through June 30, 2021. File pre-election statements on August 5, 2021 (E-40) for activity through July 31, 2021 (E-45); and September 2, 2021 (E-12) for activity through August 28, 2021 (E-17). File the next semi-annual statement on January 31, 2021, for activity through December 31, 2021, and continue to file semi-annual statements until the committee is terminated.)
- Form 470** – Officeholder and Candidate Campaign Statement (Required only for officeholders and candidates who do not have a controlled committee, do not anticipate receiving contributions totaling \$2,000 or more during the calendar year, and do not anticipate spending \$2,000 or more during the calendar year. File on or before the filing deadline for the first campaign statement required for the calendar year, which is typically July 31, 2021.)
- Form 501** – Candidate Intention Statement (includes voluntary expenditure limit designation. File before you solicit or receive any contributions or before you make expenditures from personal funds on behalf of your candidacy.)

Committees formed to support or oppose the recall and candidates seeking to replace the Governor must comply with campaign finance requirements. The Fair Political Practices Commission is responsible for providing advice about campaign finance issues. They have prepared a fact sheet specific to recall elections that expands on this information.

See: <https://www.fppc.ca.gov/media/factsheets.html>. For more information, please contact the FPPC or visit <https://fppc.ca.gov/>.

California gubernatorial Recall Election Candidate Calendar Summary

EXHIBIT C

DATE	ACTION
Friday, July 9, 2021	<p><u>NOMINATION PERIOD OPENS</u> First day candidates may pick up nomination documents at the office of the Registrar of Voters or request documents via a secured OneDrive folder.</p> <p>NOTE: Filing Fee is required from candidate at the time Nomination Documents are issued. Nomination Documents = Declaration of Candidacy and Nomination Petition</p>
Friday, July 16, 2021	<p><u>¹NOMINATION PERIOD CLOSES</u> Deadline to file (in the Office of the Registrar of Voters only) all required nomination documents.</p> <p>Deadline to file Candidate Statements & Fee, and Tax Forms & Acknowledgement to the Secretary of State.</p>
Monday, July 19, 2021	<p><u>RANDOMIZED ALPHABET DRAWING</u> This day the Secretary of State (SOS) and the local elections official will conduct a drawing of letters of the alphabet at 11:00 a.m. to determine the order in which candidates appear on the ballot.</p> <p>Candidates should refer to the SOS's Randomized Alphabet Drawing for order of their name on the ballot.</p>
Monday, July 19, 2021 to Tuesday, August 31, 2021	<p><u>WRITE-IN CANDIDACY PERIOD</u> Between these dates is the period for candidates to obtain and file write-in nomination documents in the Office of the Registrar of Voters.</p>
Wednesday, July 21, 2021	<p><u>CERTIFIED LIST OF CANDIDATES</u> Date the Secretary of State will provide Counties with a list of certified candidates.</p>
Monday, August 30, 2021	<p><u>LAST DAY TO REGISTER TO VOTE FOR THIS ELECTION</u> Deadline to register to be eligible to vote in this election.</p>
Tuesday, September 7, 2021	<p><u>LAST DAY TO REQUEST VOTE-BY-MAIL BALLOT TO BE MAILED</u> Deadline at 5:00 p.m. to submit a request for a Vote-by-Mail ballot to be mailed to voter.</p>
Tuesday, September 14, 2021	ELECTION DAY
Thursday, October 14, 2021	<p><u>OFFICIAL CANVASS OF VOTE</u> Registrar of Voters to certify election results.</p>

¹Refer to California Elections Code §§9190, 9295, 9380, 9509, 13313, and 13314 for details of public examination periods and writ of mandate.

September 14, 2021, California Gubernatorial Recall Election Calendar

7/1/21 (E-75)	<p>1. CERTIFICATION OF RECALL ELECTION On this day, the Secretary of State determined that the proponents have collected sufficient signatures and so certified this fact to the Lieutenant Governor.</p>	Cal. Const., Art. II, §§ 14, 15; § 11109 ¹
7/1/21 (E-75)	<p>2. LIEUTENANT GOVERNOR’S PROCLAMATION On this date, the Lieutenant Governor issued the proclamation calling the California Gubernatorial Recall Election.</p>	Cal. Const. Art. II, §§ 15, 17; § 11110
7/1/21 (E-75)	<p>3. VERIFICATION OF INDEPENDENT EXPENDITURES The Verification of Independent Expenditures (Form 462) is used to identify an individual responsible for ensuring that the campaign committee’s independent expenditures were not coordinated with the listed candidate and that the committee will report all contributions and reimbursements as required by law. An independent expenditure is not subject to state or local contribution limits. This form must be emailed to the Fair Political Practices Commission within 10 days of an independent expenditure of \$1,000 or more.²</p> <p>NOTE: For purposes of this calendar, the dates related to expenditures shall begin at July 1, 2021 (E-75).</p>	Gov. Code § 84213
7/1/21 to 7/6/21 (E-75 to E-70)	<p>4. SIGNATURES IN LIEU OF FILING FEES Period in which candidates for Governor may obtain forms from county elections officials for circulating petitions to secure signatures in lieu of all or part of the filing fee. Signatures may also be applied to the nomination signature requirements for the office.</p>	§§ 8020(b), 8061, 8105, 8106(b)
7/1/21 to 8/31/21 (E-75 to E-14)	<p>5. CANDIDATE INTENTION STATEMENT Period in which and prior to the solicitation or receipt of any contribution or loan for a specific office, the individual must file a Candidate Intention Statement (Form 501), signed under penalty of perjury, of intention to be a candidate for the specific office. The Form 501 is also used by candidates to accept or reject voluntary spending limits specified by the Fair Political Practices Commission. The stated deadline for filing this statement, E-14, is the deadline for filing a statement of write-in candidacy and nomination papers. For most candidates, this form would be submitted by no later than the deadline for filing a declaration of candidacy and nomination papers, July 16, 2021 (E-60).</p> <p>Between the date of filing an initial Form 501 for an election and the deadline for filing nomination papers for that election, July 16, 2021 (E-60), the statement of acceptance or rejection of the voluntary expenditure limits may be amended no more than two times, provided the limit has not been exceeded.</p>	Cal. Code Regs., tit. 2, § 18520; Gov. Code §§ 85200, 85400, 85401
7/1/21 to 7/16/21 (E-75 to E-60)	<p>Period in which candidates who wish to purchase space for a 250-word candidate statement in the state Voter Information Guide, may accept the voluntary expenditure limits.</p> <p>NOTE: For purposes of this calendar entry the E-date shall begin at July 1, 2021 (E-75).</p>	Gov. Code §§ 85200, 85400, 85401
		Gov. Code §§ 85600, 85601

September 14, 2021, California Gubernatorial Recall Election Calendar

- 7/1/21
to
7/16/21
(E-75 to E-60)
[Date designated by
Secretary of State]
6. **CANDIDATE STATEMENTS IN THE STATE VOTER INFORMATION GUIDE**
Period in which candidates may purchase space for a 250-word statement in the official state Voter Information Guide. A candidate may purchase space for a statement only if a Candidate Intention Statement (Form 501) has been filed and the candidate has agreed to accept the voluntary expenditure limits. Gov. Code § 85601(a); § 9084(i)
- 7/1/21
to
9/14/21
(E-75 to E)
7. **ELECTION CYCLE REPORTS — 24-HOUR PAYMENT REPORT (SLATE MAILER ORGANIZATIONS)**
During the 90 days immediately preceding an election, each slate mailer organization that receives a payment of \$2,500 or more for the purpose of supporting or opposing any candidate in a slate mailer must report the payment within 24 hours to the Secretary of State's office online or by electronic transmission only. (Deadlines are extended to the next business day when they fall on a Saturday, Sunday, or an official state holiday, except for the weekend before an election.) Such payments may be reported on a Slate Mailer Late Payment Report (Form 498).² Gov. Code § 84220
- NOTE:** For purposes of this calendar, the dates related to expenditures shall begin at July 1, 2021 (E-75).
- 7/1/21
to
9/14/21
(E-75 to E)
8. **ELECTION CYCLE REPORTS — 24-HOUR CONTRIBUTION REPORT**
During the 90 days immediately preceding an election, or on the date of the election, the following contributions that total in the aggregate of \$1,000 or more must be reported within 24 hours to the Secretary of State's office online or by electronic transmission only: contributions made to or received by a candidate on the September 14, 2021, ballot; contributions made to or received by a primarily formed candidate committee on the September 14, 2021, ballot; or, contributions made to or received by a political party committee. Deadlines are extended to the next business day when the deadline falls on a Saturday, Sunday, or an official state holiday, except for the weekend before the election. Recipients of non-monetary or in-kind contributions must file within 48 hours of the date the non-monetary or in-kind contribution was received. These contributions are reported on the Contribution Report (Form 497).² Gov. Code §§ 81005, 82036, 84203, 84203.3, 85204, 85309
- NOTE:** For purposes of this calendar, the dates related to expenditures shall begin at July 1, 2021 (E-75).
- 7/1/21
to
9/14/21
(E-75 to E)
9. **ELECTION CYCLE REPORTS — 24-HOUR INDEPENDENT EXPENDITURE REPORT**
During the 90 days immediately preceding an election or on the date of the election, an independent expenditure of \$1,000 or more made to a specific candidate must be reported on the Independent Expenditure Report (Form 496) within 24 hours to the Secretary of State's office online or by electronic transmission only.² Gov. Code §§ 81005, 82036, 84203, 84203.3, 85204, 85309
- NOTE:** For purposes of this calendar, the dates related to expenditures shall begin at July 1, 2021 (E-75).

September 14, 2021, California Gubernatorial Recall Election Calendar

- | | | | |
|---|--|---|--|
| 7/6/21
(E-70) | 10. SIGNATURES IN LIEU OF FILING FEES — DEADLINE | <p>Last day for candidates to submit their petitions to the county elections official of the county in which the petition signers reside and are registered to vote. Upon receipt of the required number of in-lieu signatures, or of a sufficient combination of such signatures and the prorated filing fee, the county elections official shall issue the nomination papers provisionally. Within 2 days after receipt of a petition, the county elections official shall notify the candidate of any deficiency. The candidate shall then, at the time of obtaining nomination documents, pay a pro rata portion of the filing fee to cover the deficiency. Any candidate who submits a number of valid in-lieu signatures that meets the nomination signatures requirement and equals or exceeds the minimum number required by Section 8062 for his or her nomination papers shall not be required to file the nomination papers.</p> | §§ 8020(b), 8061, 8105, 8106(b)(3) |
| 7/8/21
(E-68) | 11. SIGNATURES IN LIEU OF FILING FEES — DETERMINE SUFFICIENCY | <p>Last day for the county elections official to determine the sufficiency of the in-lieu signatures submitted by candidates. Within 2 days after receipt of a petition, the county elections official shall notify the candidate of any deficiency. The candidate shall then, at the time of obtaining nomination documents, pay a pro rata portion of the filing fee to cover the deficiency.</p> | §§ 8061, 8106(b)(3) |
| 7/9/21
(E-67) | 12. RANDOMIZED ALPHABET DRAWING — NOTICE | <p>Last day for the Secretary of State to notify the news media and other interested parties of the place of the randomized alphabet drawing to be held at 11:00 a.m. on.</p> | § 13112(b)(1)(B), (c) |
| 7/9/21
to
7/16/21
(E-67 to E-60) | 13. DECLARATION OF CANDIDACY AND NOMINATION PAPERS | <p>Period in which candidates for Governor must file a declaration of candidacy for office and ballot designation worksheet, and circulate nomination papers and deliver them to the county elections official for filing. Candidates must pay the nonrefundable filing fees or present petitions in lieu of signatures at the time nomination papers are issued by the county elections official. The number of valid signatures in lieu of the filing fee any candidate obtains may be subtracted from the number required for his or her nomination papers. A candidate shall not be required to execute a nomination paper if the number of signatures in lieu of the filing fee meets the requisite number of valid signatures under Section 8062. All nomination documents must be left with the county elections official for filing with the Secretary of State.</p> | §§ 333, 8020, 8040, 8041, 8061-8064, 8100, 8105, 8106, 11381(a), 13107.3 |

September 14, 2021, California Gubernatorial Recall Election Calendar

<p>7/9/21 to 7/16/21 (E-67 to E-60)</p>	<p>14. STATEMENT OF ECONOMIC INTERESTS</p>	<p>Period in which candidates for Governor shall file a Statement of Economic Interests (Form 700) disclosing their investments, interests in real property, and any income received during the immediately preceding 12 months. This statement is not required if the candidate has filed such statements within the past 60 days for the same jurisdiction.²</p> <p>NOTE: The deadlines for filing a Form 700 by candidates for Governor may be earlier. Call the Fair Political Practices Commission (FPPC) for deadline information at (916) 322-5660.</p>	<p>Gov. Code §§ 87200-87203, 87500</p>
<p>7/9/21 to 7/19/21 (E-67 to E-57)</p>	<p>15. NOMINATION DOCUMENTS FORWARDED TO THE SECRETARY OF STATE</p>	<p>Period in which, and within two days of receipt of nomination documents, county elections officials shall deliver via expedited delivery to the Secretary of State candidates' nomination documents, together with a statement showing the number of valid signatures on the nomination document from all candidates.</p>	<p>§§ 8070, 8082</p>
<p>7/16/21 (E-60) [5:00 p.m.]</p>	<p>16. DECLARATION OF CANDIDACY AND NOMINATION PAPERS — FILING DEADLINE</p>	<p>No later than 5:00 p.m. on this day, candidates must deliver their declarations of candidacy, nomination papers, if any, and ballot designation worksheets to the county elections official for filing.</p>	<p>§§ 333, 8020, 8040, 8041, 8061-8064, 8100, 8105, 8106, 11381(a)</p>
<p>7/16/21 (E-60)</p>	<p>17. GOVERNOR CANDIDATES — TAX RETURNS AND WRITTEN CONSENT AND ACKNOWLEDGEMENT FORM — DEADLINE</p>	<p>On or before this date, a candidate for the office of governor, in order to appear on the ballot, must file with the Secretary of State's office, two versions (one redacted and one unredacted) of every income tax return the candidate filed with the Internal Revenue Service (IRS) in the five most recent taxable years. The candidate shall redact information pursuant to Elections Code section 8903.</p>	<p>§§ 8902, 8903</p>
		<p>The candidate must also sign and file with the Secretary of State's office a written consent and acknowledgement form granting the Secretary of State permission to publicly release the redacted version of the candidate's tax return.</p>	<p>§ 8903(a)</p>
<p>7/16/21 (E-60)</p>	<p>18. MILITARY OR OVERSEAS VOTER BALLOT APPLICATIONS</p>	<p>First day county elections officials may process applications for military or overseas voter ballots. Any applications received by the county elections official prior to this day shall be kept and processed on or after this date. If the applicant is not a resident of the county to which he or she has applied, the elections official receiving the application shall forward it immediately to the proper county.</p>	<p>§§ 300(b), 321, 3105</p>
		<p>A request for a vote-by-mail ballot from a military or overseas voter is deemed an affidavit of registration and an application for permanent vote-by-mail status.</p>	<p>§ 3102(b)</p>

September 14, 2021, California Gubernatorial Recall Election Calendar

- | | | | |
|---|-----|---|--|
| 7/16/21
to
7/26/21
(E-60 to E-50) | 19. | REPORT OF REGISTRATION — 60-DAY COUNTY READINESS
Period in which county elections officials shall notify the Secretary of State that voter registration information is available in the California Statewide Voter Registration System (VoteCal) by indicating Report of Registration readiness in their Election Management System (EMS) with respect to voters registered as of July 16, 2021 (E-60). | § 2187(a), (c)(2) |
| 7/16/21
to
7/26/21
(E-60 to E-50) | 20. | VOTER REGISTRATION DATA TO THE SECRETARY OF STATE FOR STATE VOTER INFORMATION GUIDE MAILING
Period in which county elections officials shall notify the Secretary of State that voter registration information is available in the California Statewide Voter Registration Database (VoteCal) by indicating readiness in their Election Management System (EMS) by July 26, 2021 (E-50) with respect to voters registered as of July 16, 2021 (E-60). | § 9094(a) |
| 7/16/21
(E-60) | 21. | CANDIDATE INTENTION STATEMENT — DEADLINE IF PURCHASING SPACE FOR CANDIDATE STATEMENT IN STATE VOTER INFORMATION GUIDE
Last day for candidates for Governor to file the Candidate Intention Statement (Form 501) agreeing to accept the voluntary expenditure limits in order to purchase space for a 250-word statement in the official state Voter Information Guide. | Gov. Code
§§ 85200, 85400,
85401 |
| 7/16/21
(E-60)
[Date designated by
Secretary of State] | 22. | CANDIDATE STATEMENTS IN THE STATE VOTER INFORMATION GUIDE
Last day candidates for Governor may purchase space for a 250-word candidate statement in the official state Voter Information Guide. Candidates may purchase space for a statement only if they have agreed to accept the voluntary expenditure limits on their Candidate Intention Statement (Form 501). | Gov. Code
§ 85601(a);
§ 9084(i) |
| 7/16/21
(E-60)
[Date designated by
Secretary of State] | 23. | POLITICAL PARTY STATEMENT OF PURPOSE DEADLINE
Last day for political parties to submit statements of purpose, not to exceed 200 words, for inclusion in the official state Voter Information Guide, if space allows. | § 9084(e) |
| 7/16/21
(E-60)
[Date designated by
Secretary of State] | 24. | POLITICAL PARTY ENDORSEMENTS — DEADLINE
Last day for the party chairperson of any qualified political party to submit to the county elections official a list of all candidates for voter-nominated office who will appear on any ballot in the county in question and who have been endorsed by the party. The county elections official shall print any such list that is received timely in the county voter information guide. | § 13302(b) |

September 14, 2021, California Gubernatorial Recall Election Calendar

7/16/21 (E-60)	25. COUNTIES UTILIZING VOTE CENTERS: CALCULATE NUMBER OF BALLOT DROPOFF LOCATIONS AND VOTE CENTERS On this date, the county elections officials of counties utilizing vote centers must calculate the location and number of dropoff locations and vote centers based on specific ratios of the number of voters registered as of this date.	§§ 1601, 4005(a)(1)(A), (a)(3)(A), (a)(4)(A)
7/16/21 (E-60)	26. STATEMENT OF ECONOMIC INTERESTS Last day for candidates for Governor to file a Statement of Economic Interest (Form 700) disclosing their investments, interests in real property, and any income received during the immediately preceding 12 months. This statement is not required if the candidate has filed such statements within the past 60 days for same jurisdiction. ²	Gov. Code §§ 87200-87203, 87500
7/17/21* (E-59)	27. NOTICE TO CANDIDATES The Secretary of State shall notify each candidate of the names, addresses, offices, ballot designations, and party preferences of all other persons who have filed for the office of governor.	§ 8121(a)
7/17/21* (E-59)	28. PARTY PREFERENCE HISTORY POSTING ON WEBSITE The Secretary of State will post on its website, the party preference history of each candidate for the preceding 10 years.	§ 8121(b)
7/17/21* to 8/6/21 (E-59 to E-39)	29. STATE VOTER INFORMATION GUIDE AVAILABLE FOR PUBLIC EXAMINATION Period in which the official state Voter Information Guide for the election will be available for public examination and in which any elector may seek a writ of mandate to amend or delete any portion thereof prior to its printing.	Gov. Code § 88006; §§ 9054, 9092, 13282
7/19/21 (E-57)	30. NOMINATION DOCUMENTS FORWARDED TO THE SECRETARY OF STATE — DEADLINE Last day for county elections officials to forward to the Secretary of State nomination documents together with a statement showing the number of valid nomination signatures.	§§ 8070, 8082
7/19/21 (E-57) [11:00 a.m.]	31. RANDOMIZED ALPHABET DRAWING The Secretary of State shall conduct the randomized alphabet drawing at 11:00 a.m. and mail the results immediately to county elections officials so that they may determine the order in which the candidates shall appear on the election ballot.	§§ 13111, 13112(b)(1)(B)
7/19/21 to 8/31/21 (E-57 to E-14)	32. STATEMENT OF WRITE-IN CANDIDACY AND NOMINATION PAPERS Period in which all write-in candidates must leave a statement of write-in candidacy and nomination papers with the county elections official for filing with the Secretary of State.	§ 8601

September 14, 2021, California Gubernatorial Recall Election Calendar

<p>7/21/21 (E-55) [5:00 p.m.]</p>	<p>33. CERTIFIED LIST OF CANDIDATES AND ROTATION LIST Last day for the Secretary of State to certify and send to each county elections official a list of candidates to be voted on throughout the state showing the name of every person eligible to receive votes within the county at the election, their addresses, the office for which they seek nomination, their party preference, and, if applicable, their ballot designation.</p> <p>The Secretary of State shall also provide to county elections officials a list of candidates to be voted on throughout the state for each county arranged according to the randomized alphabet drawn on July 19, 2021 (E-57).</p>	<p>§§ 8120-8125</p> <p>§ 13111</p>
<p>7/26/21 (E-50)</p>	<p>34. REPORT OF REGISTRATION — 60-DAY COUNTY READINESS DEADLINE Deadline for county elections officials to indicate Report of Registration readiness in their Election Management System (EMS) of all voters registered as of July 16, 2021 (E-60).</p>	<p>§ 2187(a), (c)(2)</p>
<p>7/26/21 (E-50)</p>	<p>35. VOTER REGISTRATION DATA TO THE SECRETARY OF STATE FOR STATE VOTER INFORMATION GUIDE MAILING — DEADLINE Deadline to indicate voter information guide mailing readiness in the county's Election Management System (EMS) of all voters registered as of July 16, 2021 (E-60); this information should reflect the results of the pre-election residency confirmation procedure.</p>	<p>§§ 2220-2227, 9094(a)</p>
<p>7/31/21³ [Saturday] (E-45) [Date fixed by law]</p>	<p>36. MILITARY OR OVERSEAS VOTER BALLOTS Last day for county elections officials to transmit ballots and balloting materials to absent military or overseas voters who have requested them by this date. If a military or overseas voter ballot application is received after this date, the county elections official shall transmit a ballot and balloting materials as soon as practicable.</p>	<p>52 U.S.C. § 20302 (MOVE Act); § 3114</p>
<p>7/31/21 to 9/13/21 (E-45 to E-1)</p>	<p>37. ISSUE ADVOCACY REPORT (ELECTRONIC FILERS ONLY) A disclosure report must be filed within 48 hours by anyone spending or promising to pay \$50,000 or more for a communication disseminated, broadcast, or otherwise published within 45 days of an election, if the communication clearly identifies a candidate for state elective office but does not expressly advocate the election or defeat of that candidate.²</p>	<p>Gov. Code § 85310; Cal. Code Regs. tit. 2, § 18539.2</p>
<p>8/2/21 (E-43) [Date set by law]</p>	<p>38. CAMPAIGN STATEMENT — SEMIANNUAL Last day to file semiannual campaign statements, if required, by all candidates, organizations, committees, and slate mailers.²</p>	<p>Gov. Code §§ 84200, 84218</p>

September 14, 2021, California Gubernatorial Recall Election Calendar

<p>8/5/21 (E-40) [Date fixed by Law]</p>	<p>39. FIRST PRE-ELECTION STATEMENT</p>	<p>Last day to file campaign statements for candidates and committees for the period ending July 31, 2021 (E-45). Candidate controlled committees and primarily formed candidate committees appearing on the ballot must file this statement. State general purpose committees making contributions or independent expenditures of \$500 or more in connection with the election must also file this statement. Political parties must file this statement if they receive contributions totaling \$1,000 or more or if contributions or independent expenditures totaling \$500 or more were made in connection with the election. State slate mailer organizations must file this statement if payments of \$500 or more are received or made to produce a slate mailer in connection with the election.²</p>	<p>Gov. Code §§ 84200.5, 84200.8, 84218</p>
<p>8/6/21 (E-39)</p>	<p>40. LAST DAY STATE VOTER INFORMATION GUIDE AVAILABLE FOR PUBLIC EXAMINATION AND COPY DELIVERED TO THE STATE PRINTER</p>	<p>Last day the state Voter Information Guide for the election will be available for public examination and for the Secretary of State to deliver copy for preparation of the state Voter Information Guides to the Office of State Publishing.</p>	<p>Gov. Code § 88006; §§ 9054, 9082, 9092, 13282</p>
<p>TBD (E-XX)</p>	<p>41. STATE VOTER INFORMATION GUIDES TO STATE AND LOCAL OFFICIALS AND PUBLIC INSTITUTIONS</p>	<p>On or before this date, the Secretary of State shall send a specified number of copies of the official state Voter Information Guide to city and county elections officials, members of the Legislature, public libraries, and specified educational institutions.</p>	<p>§ 9096</p>
<p>TBD to 8/24/21 (E-XX to E-21)</p>	<p>42. STATE VOTER INFORMATION GUIDE MAILING</p>	<p>Period in which the Secretary of State shall mail state Voter Information Guides to all households in which voters were registered by July 16, 2021 (E-60). This mailing is based on the information provided by county elections officials to the Secretary of State by July 26, 2021 (E-50).</p>	<p>§ 9094(a)</p>
<p>8/16/21 (E-29)</p>	<p>43. ALL COUNTIES MAIL EVERY ACTIVE REGISTERED VOTER A VOTE-BY-MAIL BALLOT AND PACKET</p>	<p>For this election, every active registered voter will be mailed a vote-by-mail ballot.</p> <p>No later than this date, county elections officials shall begin mailing each registered voter a vote-by-mail ballot, a vote-by-mail packet that includes an envelope with instructions on the use and return of the vote-by-mail ballot, and other information including the locations and hours of each vote center in the county or polling place.</p> <p>County elections officials shall have five days to mail a ballot to each person who is registered to vote by this date and five days to mail a ballot to each person who is subsequently registered to vote.</p>	<p>§ 3000.5</p> <p>§§ 3000.5, 3010, 4005(a)(8)(A) & (B), 4007</p> <p>§§ 3000.5, 3001(b)</p>

September 14, 2021, California Gubernatorial Recall Election Calendar

- 8/16/21
(E-29) 44. **NON-VOTER'S CHOICE ACT COUNTIES: PRECINCT BOARD MEMBERS AND POLLING PLACES**
On or before this date, the county elections official shall appoint members of the precinct boards and designate the polling places. § 12286
- 8/16/21
(E-29) 45. **COMPUTER PROCESSING OF VOTE-BY-MAIL BALLOTS**
Counties having the necessary computer capability to process vote-by-mail ballots may begin to process their vote-by-mail ballots on this date. This process may be completed to the point of placing the ballot information on a computer medium, but under NO circumstances may a vote count be accessed or released until 8:00 p.m. on September 14, 2021 (E). §§ 1605(a), 15101(b)(1), (c)
- All other county elections officials shall start to process vote-by-mail ballots at 5:00 p.m. on the day before the election, the results of which shall not be released before 8:00 p.m. on September 14, 2021 (E).
- 8/16/21
to
9/14/21
(E-29 to E) 46. **VOTE-BY-MAIL BALLOT APPLICATIONS FOR OUT-OF-STATE EMERGENCY WORKERS**
Period in which, upon the declaration of an out-of-state emergency by the Governor and the issuance of an executive order authorizing an out-of-state emergency worker to cast a ballot outside of his or her home precinct, an out-of-state emergency worker may request and vote a vote-by-mail ballot, which must be returned in the same manner as all other voted vote-by-mail ballots. §§ 336.7, 3021.5
- 8/17/21
to
9/14/21
(E-28 to E) 47. **COUNTIES UTILIZING SECTION 1602: OPEN AT LEAST ONE LOCATION FOR VOTING AND VOTING SERVICES**
Counties that are utilizing Section 1602 will open at least one location for voting and voter services pursuant to Section 1602. § 1602
- 8/17/21
to
9/14/21
(E-28 to E) 48. **VOTER'S CHOICE ACT COUNTIES AND NON-VCA COUNTIES UTILIZING 1602: DROPOFF LOCATIONS OPEN**
Counties that are implementing the Voter's Choice Act, and non-VCA counties utilizing Section 1602 will open ballot dropoff locations. These locations shall be open at least during regular business hours beginning not less than 28 days before the election through Election Day. At least one ballot dropoff location shall be an accessible, secured, exterior drop box that is available for a minimum of 12 hours per day, including regular business hours. §§ 1602, 4005(a)(1)(A), (B)
- 8/24/21
(E-21) 49. **STATE VOTER INFORMATION GUIDE — MAILING DEADLINE**
On or before this date, the Secretary of State, or the county elections official, if appropriate, shall mail state Voter Information Guides to all households in which voters were registered by July 16, 2021 (E-60). § 9094(a)
- 8/25/21
(E-20) 50. **REPORT OF REGISTRATION — 60-DAY STATEWIDE REPORT PUBLISHED**
On or before this date, the Secretary of State will release a statewide report showing the number of registered voters, by political party preference, in the state, in each county, and in each political subdivision thereof. This report is based on the number of persons registered as of July 16, 2021 (E-60). § 2187(a), (c)(2)

September 14, 2021, California Gubernatorial Recall Election Calendar

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|---|-----|---|--|
| 8/29/21
[Sunday]
to
9/13/21
(E-16 to E-1) | 51. | <p>24-HOUR STATEMENT OF ORGANIZATION FILING REQUIREMENT — RECIPIENT COMMITTEES AND SLATE MAILER ORGANIZATIONS</p> <p>A recipient committee or slate mailer organization that qualifies during the 16 days prior to an election in which it must file pre-election statements must file a Statement of Organization Recipient Committee (Form 410) or Statement of Organization Slate Mailer (Form 400) within 24 hours of qualification with the filing officer who will receive the committee’s original disclosure statements by personal delivery, facsimile transmission, online transmission, or guaranteed overnight delivery.²</p> | Gov. Code
§§ 84101, 84108 |
| 8/30/21
(E-15) | 52. | <p>15-DAY CLOSE OF REGISTRATION</p> <p>Last day to register to vote. The Voter Registration Form shall be mailed (postmarked by this date) or delivered to the county elections official by this date and is effective upon receipt. The Voter Registration Form may also be submitted by this date to the Secretary of State, Department of Motor Vehicles, or any National Voter Registration Act designated agency.</p> <p>A request for a vote-by-mail ballot from a military or overseas voter, if postmarked on or before this date, will be deemed an affidavit of registration and an application for permanent vote-by-mail status. When a county elections official receives and approves a registration application from a military or overseas voter, the official must provide that voter with a vote-by-mail ballot for each subsequent election for federal office in the state unless the voter fails to vote in four consecutive statewide general elections.</p> <p>See Item #57 for exception to this deadline.</p> | 52 U.S.C.
§§ 20301, 20501;
§§ 300(b), 321,
2102, 3102

§§ 3102(e), 3206 |
| 8/30/21
(E-15) | 53. | <p>NOTICE OF CHANGE OF ADDRESS WITHIN STATE</p> <p>Last day before the election for any voter to send a notice or letter advising the county elections official of a change of address within the county. The notice or letter shall be mailed (postmarked by this date) or delivered to the county elections official by this date and is effective upon receipt. The notice or letter may also be submitted to the Department of Motor Vehicles or any National Voter Registration Act designated agency prior to the election. The county elections official shall correct the registration records accordingly. The notice or letter is in lieu of re-registering.</p> | § 2119 |
| 8/30/21
to
9/7/21
(E-15 to E-7) | 54. | <p>REPORT OF REGISTRATION — 15-DAY COUNTY READINESS</p> <p>Period in which county elections officials shall notify the Secretary of State that voter registration information is available in the California Statewide Voter Registration System (VoteCal) by indicating Report of Registration readiness in their Election Management System (EMS) with respect to voters registered as of August 30, 2021 (E-15).</p> | § 2187(a), (c)(3) |

September 14, 2021, California Gubernatorial Recall Election Calendar

8/31/21 (E-14)	55. STATEMENT OF WRITE-IN CANDIDACY AND NOMINATION PAPERS DEADLINE	Last day for a write-in candidate to leave a statement of write-in candidacy and nomination papers with the county elections official for filing with the Secretary of State.	§ 8601
8/31/21 (E-14)	56. BILINGUAL PRECINCT BOARD MEMBERS	Last day for county elections officials to prepare a list of precincts to which bilingual officers were appointed. A copy of this list shall be made available to the public.	§ 12303(d)
8/31/21 to 9/14/21 (E-14 to E)	57. CONDITIONAL VOTER REGISTRATION PERIOD	Period in which an elector can “conditionally” register and vote provisionally at the county elections office, a satellite office, polling place, or vote center after the 15-day voter registration deadline.	§ 2170
8/31/21 to 9/14/21 (E-14 to E)	58. NEW CITIZEN REGISTRATION PERIOD	Period in which a new citizen is eligible to register and vote at the office of, or at another location designated by, the county elections official at any time beginning on August 31, 2021 (E-14), and ending at the close of polls on September 14, 2021 (E).	§§ 331, 3500
		A new citizen registering to vote after the close of registration shall provide the county elections official with proof of citizenship prior to voting and shall declare that he or she has established residency in California.	§ 3501
		The ballots of new citizens shall be received and canvassed at the same time and under the same procedure as vote-by-mail ballots.	§ 3502
9/2/21 (E-12)	59. SECOND PRE-ELECTION STATEMENT	Last day to file campaign statements for candidates and committees for the period ending August 28, 2021** (E-17). Candidate controlled committees, primarily formed candidate committees appearing on the ballot must file this statement by guaranteed overnight mail or personal delivery. State general purpose committees making contributions or independent expenditures of \$500 or more in connection with the election must also file this statement. Political parties must file this statement if they receive contributions totaling \$1,000 or more or if contributions or independent expenditures totaling \$500 or more were made in connection with the election. State slate mailer organizations must file this statement if payments of \$500 or more are received or made to produce a slate mailer in connection with the election. ²	Gov. Code §§ 84200.5, 84200.8, 84218
9/3/21 (E-11) [Date designated by Secretary of State]	60. CERTIFIED LIST OF WRITE-IN CANDIDATES	The Secretary of State will prepare and send to affected county elections officials a certified list of write-in candidates showing the names of every write-in candidate eligible to receive votes within the county at the election, their addresses, and the office of Governor to which they seek election. This list will also be mailed to each candidate running for the office of Governor.	

September 14, 2021, California Gubernatorial Recall Election Calendar

- | | | |
|---|---|---|
| 9/4/21*
[Saturday]
(E-10) | 61. PUBLICATION OF CENTRAL TALLY CENTER LOCATION
Last day that a notice shall be published by the county elections official, at least once, in a newspaper of general circulation within the district, specifying the public place to be used as the central tally center for counting the ballots, if ballots not tallied at precincts. | § 12109 |
| 9/4/21
(E-10)
[Saturday] | 62. STATE VOTER INFORMATION GUIDE SUPPLEMENTAL MAILING BY SECRETARY OF STATE — DEADLINE
On or before this date, the Secretary of State to mail Voter Information Guides to voters who registered between Saturday, July 17, 2021 (E-59), and August 16, 2021 (E-29), inclusive. | § 9094(a) |
| 9/4/21
(E-10)
[Saturday] | 63. COUNTY VOTER INFORMATION GUIDE AND POLLING PLACE NOTICE MAILING — DEADLINE
Last day for the county elections official to mail a county voter information guide and a polling place notice, which includes any vote centers, to each registered voter who registered at least 29 days before the election, unless the voter has opted to receive them electronically. The polling place notice may state whether the polling place is accessible to the physically handicapped. | §§ 11324, 13300.7,
13303, 13304,
13305, 14282 |
| 9/4/21*
[Saturday]
to
9/10/21
(E-10 to E-4) | 64. VOTER'S CHOICE ACT COUNTIES: OPEN ONE VOTE CENTER FOR EVERY 50,000 REGISTERED VOTERS
Counties that are implementing the Voter's Choice Act will open one vote center for every 50,000 registered voters. The locations and hours of operation of these vote centers will be available in vote-by-mail materials and on the county website. Any voter registered in the county may visit any vote center in order to receive voter services or vote. The first day a vote center opens, the elections official shall deliver to the precinct board a list of military or overseas voters who registered under Section 3108. | §§ 3108(b),
4005(a)(2)(A),
(4)(A) |
| 9/4/21*
[Saturday]
to
9/10/21
(E-10 to E-4) | 65. VOTER'S CHOICE ACT COUNTIES UTILIZING SECTION 1601: OPEN ONE VOTE CENTER FOR EVERY 60,000 REGISTERED VOTERS
VCA Counties that are utilizing vote centers pursuant to Section 1601 will open one vote center for every 60,000 registered voters. The locations and hours of operation of these vote centers will be available in vote-by-mail materials and on the county website. Any voter registered in the county may visit any vote center in order to receive voter services or vote. The first day a vote center opens, the elections official shall deliver to the precinct board a list of military or overseas voters who registered under Section 3108. | §§ 1601, 3108(b) |
| 9/7/21
(E-7) | 66. REPORT OF REGISTRATION — 15-DAY COUNTY READINESS DEADLINE
Deadline for county elections officials to indicate Report of Registration readiness in their Election Management System (EMS) of all voters registered as of August 30, 2021 (E-15). | § 2187(a), (c)(3) |
| 9/7/21
(E-7) | 67. VOTE-BY-MAIL BALLOT ISSUANCE — DEADLINE
Last day for the county elections official to send a registered voter a vote-by-mail ballot.

See Items #69 and #70 for exceptions to this deadline. | §§ 3001, 3003,
3102 |

September 14, 2021, California Gubernatorial Recall Election Calendar

- 9/7/21
(E-7)
[5:00 p.m.]
68. **COMPUTER PROGRAM TO SECRETARY OF STATE**
Last day for counties to verify their election night vote count computer programs and deposit copies thereof with the Secretary of State. § 15001(a)
- 9/8/21
to
9/13/21
(E-6 to E-1)
69. **MILITARY OR OVERSEAS VOTER RECALLED TO SERVICE**
Period in which a registered military or overseas voter recalled to service after September 7, 2021 (E-7), but before 5:00 p.m. on September 13, 2021 (E-1), may appear before the county elections official where they are registered, or, if within the state, in the county in which they have been recalled to service, and obtain a vote-by-mail ballot which may be voted in, or outside, the county elections official's office on or before the close of the polls and returned as are other voted vote-by-mail ballots. § 3111
- 9/8/21
to
9/13/21
(E-6 to E-1)
70. **REQUEST FOR VOTE-BY-MAIL BALLOTS — LATE CONDITIONS**
Period in which any voter may request in writing a vote-by-mail ballot if, because of specified conditions, he or she will be unable to go to the polls for an election. A written statement is not necessary if the vote-by-mail ballot is voted in the office of the elections official at the time of the request. The voter may designate any authorized representative to receive the ballot and return the voted vote-by-mail ballot. § 3021
- 9/11/21*
to
9/14/21
(E-3 to E)
71. **VOTER'S CHOICE ACT COUNTIES: OPEN ONE VOTE CENTER FOR EVERY 10,000 REGISTERED VOTERS**
Counties that are implementing the Voter's Choice Act will open one vote center for every 10,000 registered voters. The locations and hours of operation of these vote centers will be available in vote-by-mail materials and on the county website. Any voter registered in the county may visit any vote center in order to receive voter services or vote. The first day a vote center opens, the elections official shall deliver to the precinct board a list of military or overseas voters who registered under Section 3108. § 4005(a)(3)(A)
- 9/11/21*
to
9/14/21
(E-3 to E)
72. **VOTER'S CHOICE ACT COUNTIES UTILIZING SECTION 1601: OPEN ONE VOTE CENTER FOR EVERY 30,000 REGISTERED VOTERS**
VCA Counties that are utilizing vote centers pursuant to Section 1601 will open one vote center for every 30,000 registered voters. The locations and hours of operation of these vote centers will be available in vote-by-mail materials and on the county website. Any voter registered in the county may visit any vote center in order to receive voter services or vote. The first day a vote center opens, the elections official shall deliver to the precinct board a list of military or overseas voters who registered under Section 3108. §§ 1601, 3108(b), 4005(a)(3)(A)
- 9/11/21*
to
9/14/21
(E-3 to E)
73. **COUNTIES UTILIZING SECTION 1602: OPEN ONE CONSOLIDATED POLLING PLACE FOR EVERY 10,000 REGISTERED VOTERS**
Counties that are utilizing Section 1602 will open one consolidated polling place for every 10,000 registered voters. The locations and hours of operation of these polling places will be available in vote-by-mail materials and on the county website. §§ 1602, 4005(a)(3)(A)

September 14, 2021, California Gubernatorial Recall Election Calendar

- | | | | |
|--|------------|---|---|
| <p>9/12/21*
[Sunday]
(E-2)</p> | <p>74.</p> | <p>EARLY BALLOT PICKUP NOTIFICATION DEADLINE
If a county elections official will pick up ballots prior to the closing of the polls, at least 48 hours in advance of an election, the elections official must notify the public of the dates, times, and places at which ballot containers will be delivered.</p> | <p>§ 14422(a)(3)</p> |
| <p>9/13/21
(E-1)
[5:00 p.m.]</p> | <p>75.</p> | <p>MANUAL PROCESSING OF VOTE-BY-MAIL BALLOTS
Counties not having the necessary computer capability to process vote-by-mail ballots may begin to manually process vote-by-mail ballots at 5:00 p.m. on this date, but under NO circumstance may a vote count be accessed or released until 8:00 p.m. on September 14, 2021 (E).</p> | <p>§ 15101(b)(1), (c)</p> |
| <p>9/13/21
(E-1)
[5:00 p.m.]</p> | <p>76.</p> | <p>MILITARY OR OVERSEAS VOTER RECALLED TO SERVICE — REGISTRATION DEADLINE
Last day a registered military or overseas voter recalled to service after September 7, 2021 (E-7), but before 5:00 p.m. on September 13, 2021 (E-1), may appear before the county elections official where they are registered, or, if within the state, in the county in which they have been recalled to service, and obtain a vote-by-mail ballot which may be voted in, or outside, the county elections official’s office on or before the close of the polls and returned as are other voted vote-by-mail ballots.</p> | <p>§ 3111</p> |
| <p>9/13/21
(E-1)</p> | <p>77.</p> | <p>ISSUE ADVOCACY REPORT (ELECTRONIC FILERS ONLY) — PERIOD ENDS
A disclosure report must be filed within 48 hours by anyone spending or promising to pay \$50,000 or more for a communication disseminated, broadcast, or otherwise published within 45 days of an election, if the communication clearly identifies a candidate for state elective office but does not expressly advocate the election or defeat of that candidate.²</p> | <p>Cal. Code Regs. tit. 2, § 18539.2; Gov. Code § 85310</p> |
| <p>9/14/21
(E)</p> | <p>78.</p> | <p>ELECTION DAY
On this date, the polls shall be open throughout the state from 7:00 a.m. to 8:00 p.m.

An elector can “conditionally” register and vote provisionally at the county elections office, designated satellite office, or a vote center.</p> | <p>§§ 1000(c), 14212</p> |
| <p>9/14/21
(E)</p> | <p>79.</p> | <p>24-HOUR STATEMENT OF ORGANIZATION FILING REQUIREMENT — RECIPIENT COMMITTEES AND SLATE MAILER ORGANIZATIONS — PERIOD ENDS
A recipient committee or slate mailer organization that qualifies during the 16 days prior to an election in which it must file pre-election statements must file a Statement of Organization Recipient Committee (Form 410) or Statement of Organization Slate Mailer Organization (Form 400) within 24 hours of qualification with the filing officer who will receive the committee’s original disclosure statements by personal delivery, facsimile transmission, online transmission, or guaranteed overnight delivery.²</p> | <p>Gov. Code §§ 84101, 84108</p> |

September 14, 2021, California Gubernatorial Recall Election Calendar

- 9/14/21
(E) 80. **HAND DELIVERED OR FAXED VOTE-BY-MAIL BALLOTS RETURNED IN ORDER TO BE COUNTED — DEADLINE**
Voted vote-by-mail ballots hand delivered to the office of the elections official, a polling place, a vote center, a vote-by-mail drop-off location, or a drop box must be received by the county elections official by the close of the polls on Election Day. §§ 3017, 14212
- Last day a military or overseas voter who is living outside of the United States (or is called for service within the United States on or after September 7, 2021 (E-7), may return his or her ballot by facsimile transmission. To be counted, the ballot returned by facsimile transmission shall be received by the voter's elections official by 8:00 p.m. on Election Day and shall be accompanied by an identification envelope and a signed oath of declaration. § 3106, 3116.5
- 9/14/21
(E) 81. **ELECTION CYCLE REPORTS — 24-HOUR PAYMENT REPORT (SLATE MAILER ORGANIZATIONS) — PERIOD ENDS**
During the 90 days immediately preceding an election, each slate mailer organization that receives a payment of \$2,500 or more for the purpose of supporting or opposing any candidate in a slate mailer must report the payment within 24 hours to the Secretary of State's office online or by electronic transmission only. (Deadlines are extended to the next business day when they fall on a Saturday, Sunday, or an official state holiday, except for the weekend before an election.) Such payments may be reported on a Slate Mailer Late Payment Report (Form 498).² Gov. Code § 84220
- 9/14/21
(E) 82. **ELECTION CYCLE REPORTS — 24-HOUR CONTRIBUTION REPORT — PERIOD ENDS**
During the 90 days immediately preceding an election or on the date of the election, the following contributions that total in the aggregate of \$1,000 or more must be reported within 24 hours to the Secretary of State's office online or by electronic transmission only: contributions made to or received by a candidate being voted upon on the September 14 ballot; contributions made to or received by a primarily formed candidate committee being voted upon on the September 14 ballot; or, contributions made to or received by a political party committee. (Deadlines are extended to the next business day when they fall on a Saturday, Sunday, or an official state holiday, except for the weekend before an election.) Recipients of non-monetary or in-kind contributions must file within 48 hours of the date the contribution was received. These contributions are reported on the Contribution Report (Form 497).² Gov. Code §§ 81005, 82036, 84203, 84203.3, 85204, 85309
- 9/14/21
(E) 83. **ELECTION CYCLE REPORTS — 24-HOUR INDEPENDENT EXPENDITURE REPORT — PERIOD ENDS**
During the 90 days immediately preceding the date of the election, an independent expenditure of \$1,000 or more made to a specific candidate or measure involved in an election must be reported on the Independent Expenditure Report (Form 496) within 24 hours to the Secretary of State's office by online or electronic transmission only.² Gov. Code §§ 82036.5, 84204, 84215(e), 85204

September 14, 2021, California Gubernatorial Recall Election Calendar

- 9/14/21
(E)
84. **MILITARY OR OVERSEAS VOTERS – LATE CONDITIONS**
- Any registered military or overseas voter or any individual born outside of the United States or District of Columbia whose parent or legal guardian was a resident of California when the parent was last living in the United States who has returned to their county of registration on or before this day, and to whom a vote-by-mail ballot has been mailed but not voted, may apply to vote in the county elections official's office or in a polling place. §§ 300(b), 321, 3109
- An unregistered military or overseas voter who was 1) released from service after the close of registration and who has returned to his or her county of residence or 2) required to move under official active duty military orders after the close of registration may apply in person to register with the county elections official and vote in the election. Documentary proof of release from service or official military orders are required. On or before the day of the election, or the first day a vote center opens, the county elections official shall deliver to the precinct board a list of military or overseas voters registered under Elections Code section 3108. § 3108
- A military or overseas voter or any individual born outside of the United States or District of Columbia whose parent or legal guardian was a resident of California when the parent was last living in the United States who returns to the county after September 7, 2021 (E-7), may appear before the county elections official and apply for registration, a vote-by-mail ballot, or both. The county elections official shall register the voter, if not registered, and shall deliver a vote-by-mail ballot which may be voted in, or outside, the county elections official's office on or before the close of the polls on the day of the election and returned as are other voted vote-by-mail ballots. § 3110
- 9/14/21
(E)
85. **REQUEST FOR VOTE-BY-MAIL BALLOTS — LATE CONDITIONS DEADLINE**
- Last day any voter may request in writing a vote-by-mail ballot because of specified conditions resulting in his or her absence from the polling place or precinct for an election. § 3021
- 9/14/21
(E)
86. **VOTE-BY-MAIL BALLOT APPLICATIONS FOR OUT-OF-STATE EMERGENCY WORKERS**
- Last day, upon the declaration of an out-of-state emergency by the Governor and the issuance of an executive order authorizing an out-of-state emergency worker to cast a ballot outside of his or her home precinct, that an out-of-state emergency worker may request and vote a vote-by-mail ballot, which must be delivered to the elections official by mail or by hand on or before the close of polls, and returned in the same manner as other voted vote-by-mail ballots. §§ 336.7, 3021.5
- 9/14/21
(E)
[8:00 p.m.]
87. **NEW CITIZEN REGISTRATION PERIOD — DEADLINE**
- Last day a new citizen is eligible to register to vote after the close of registration. The new citizen shall provide the county elections official with proof of citizenship prior to voting and declare that he or she has established residency in California. §§ 331, 3500, 3501
- The ballots of new citizens shall be received and canvassed at the same time and under the same procedure as vote-by-mail ballots. § 3502

September 14, 2021, California Gubernatorial Recall Election Calendar

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|--|---|-----------------------------------|
| 9/14/21
(E) | 88. CONDITIONAL VOTER REGISTRATION — DEADLINE
Last day for an elector to "conditionally" register and vote provisionally at the county elections office, designated satellite office, or a vote center. | § 2170 |
| 9/14/21
(E)
[8:00 p.m.] | 89. SEMIFINAL OFFICIAL CANVASS
Beginning at 8:00 p.m. and continuously until completed, the county elections official shall conduct the semifinal official canvass of votes and report totals to the Secretary of State at least every two hours. | §§ 15150, 15151 |
| 9/16/21
(E+2) | 90. ESTIMATED NUMBER OF UNPROCESSED BALLOTS
On this day, county elections official shall send to the Secretary of State an initial report containing the estimated number of outstanding unprocessed ballots. | § 15305(b) |
| 9/16/21
to
10/14/21
(E+2 to E+30) | 91. OFFICIAL CANVASS — BEGINNING
Beginning no later than the Thursday following the election, the county elections official must begin the official canvass of the precinct returns. This canvass must be completed no later than October 14, 2021 (E+30). | §§ 15301, 15372 |
| 9/20/21
to
10/14/21
(E+6 to E+30) | 92. REPORT ON ESTIMATED NUMBER OF UNPROCESSED BALLOTS
Beginning on this day, the county elections official shall, on any day that the county elections official publicly releases updated election results, send to the Secretary of State a report on the estimated number of outstanding unprocessed ballots. The last report shall be delivered upon completion of the official canvass. | § 15305(c) |
| 9/21/21
(E+7) | 93. MAILED VOTE-BY-MAIL BALLOTS — LAST DAY TO BE COUNTED
Any vote-by-mail ballot cast shall be deemed timely if it is received by the elections official via the United States Postal Service or a bona fide private mail delivery company no later than seven days after Election Day and either of the following is satisfied: 1) the ballot is postmarked on or before Election Day or is time stamped or date stamped by a bona fide private mail delivery company on or before Election Day, or 2) if the ballot has no postmark, a postmark with no date, or an illegible postmark, the vote-by-mail ballot identification envelope is date stamped by the elections official upon receipt of the vote-by-mail ballot from the United States Postal Service or a bona fide private mail delivery company, and is signed and dated pursuant to Section 3011 on or before Election Day. | §§ 1605(d), 3017,
3020(b), (c) |
| 9/22/21
(E+8) | 94. VOTE-BY-MAIL BALLOTS RETURNED TO DIFFERENT COUNTY
Last for a county elections official to forward a ballot, which was delivered to their county, to the county that issued the ballot. | § 3017 |

September 14, 2021, California Gubernatorial Recall Election Calendar

- 9/24/21
(E+10)
95. **PROVISIONAL BALLOTS OF EMERGENCY WORKERS**
If the Governor declares a state of emergency and issues an executive order authorizing an emergency worker to cast a ballot outside of his or her precinct, the provisional ballot cast by the emergency worker by the close of polls on Election Day must be received by the county elections official where the voter is registered no later than this day. The county elections official in a county included in the executive order declaring the emergency shall transmit for processing any ballot cast by the close of polls on Election Day by an emergency worker in a declared state of emergency, including any materials necessary to process the ballot, to the elections official in the county where the voter is registered to vote. § 14313
- 10/6/21
(E+22)
[5:00 p.m.]
96. **VOTE-BY-MAIL BALLOTS — NOTICE TO CURE MISMATCHED SIGNATURE ON ENVELOPE ON IDENTIFICATION ENVELOPE OR UNSIGNED IDENTIFICATION ENVELOPE**
By this date, the elections official shall provide to all voters who have been identified as having a signature on the vote-by-mail identification envelope that did not match their signature on their voter record a notice of the opportunity to verify their signatures no later than 5:00 p.m. on October 12, 2021 (E+28). § 3019(d)(1)

By this date, the elections official shall provide to all voters identified as having failed to sign the vote-by-mail identification envelope a notice of the opportunity to provide a signature no later than 5:00 p.m. on October 12, 2021 (E+28). § 3019(e)(1)
- 10/7/21
(E+23)
97. **REPORT OF REGISTRATION — 15-DAY STATEWIDE REPORT PUBLISHED**
On or before this date, the Secretary of State will release a statewide report showing the number of registered voters, by political party preference, in the state, in each county, and in each political subdivision thereof. This report is based on the number of persons registered as of August 30, 2021 (E-15). § 2187(b), (c)(3)
- 10/12/21
(E+28)
[5:00 p.m.]
98. **VOTE-BY-MAIL BALLOTS — DEADLINE TO CURE MISMATCHED SIGNATURE ON ENVELOPE ON IDENTIFICATION ENVELOPE OR UNSIGNED IDENTIFICATION ENVELOPE**
Last day for a county elections official to receive from a voter, whose signature on their vote-by-mail identification envelope did not match with their signature on their voter record, a "signature verification statement;" this statement can be submitted in person, or by mail, email or fax. § 3019(d)(4)

Last day for a voter who did not sign the vote-by-mail ballot identification envelope to either sign the identification envelope at the office of the county elections official or complete and submit an "unsigned ballot statement" in person to the county elections official, or by mail, email or fax. § 3019(e)(1)
- 10/14/21
(E+30)
99. **ESTIMATED NUMBER OF UNPROCESSED BALLOTS — FINAL REPORT**
No later than this date, the last report on the estimated number of outstanding unprocessed ballots shall be delivered to the Secretary of State. § 15305(c)
- 10/14/21
(E+30)
100. **OFFICIAL CANVASS DEADLINE**
No later than this date, the county elections official must complete the canvass, certify its results, and submit it to the board of supervisors. § 15372

September 14, 2021, California Gubernatorial Recall Election Calendar

10/15/21 (E+31)	101. STATEMENT OF RESULTS TO SECRETARY OF STATE By this date, the county elections official shall send to the Secretary of State, in an electronic format, one complete copy of the election returns for all candidates.	§§ 15374, 15375
10/22/21 (E+38)	102. STATEMENT OF THE VOTE Last day for the Secretary of State to prepare, certify, and file a statement of the vote from the compiled election returns and post to the Secretary of State's website.	§ 15501
10/22/21 (E+38) [Suggested Date]	103. CERTIFICATE OF ELECTION Secretary of State shall issue a certificate of election to the elected candidate, if the recall election is successful.	§§ 8147, 15504
1/31/22 (E+139)	104. CAMPAIGN STATEMENT — SEMIANNUAL Last day to file semiannual campaign statements for candidates, committees, and slate mailer organizations. ²	Gov. Code §§ 84200, 84218
2/19/22* (E+158)	105. SUPPLEMENT TO THE STATEMENT OF THE VOTE Last day for the Secretary of State to compile a supplement to the statement of the vote showing the number of votes cast in each county, city, state assembly district, state senatorial district, congressional district, and supervisorial district for each candidate for the office of Governor.	§ 15502

*Deadline falls on a weekend or state holiday; it does not move forward to the next business day.

**Deadline falls on a weekend or state holiday; the action may be conducted on the next business day. (Elections Code § 15)

¹All code references are to the California Elections Code unless otherwise stated.

²Paper and electronic or online filings may be required. This does not cover ALL campaign disclosure requirements. Please contact the Fair Political Practices Commission at 1-866-275-3772 for all filing obligations.

³Elections Code section 3114 and the federal MOVE Act require that ballots be sent to military and overseas voters no later than 45 days prior to an election. This E-45 deadline must be adhered to and does not move forward even though the date falls on a Saturday.



SHIRLEY N. WEBER, Ph.D. | SECRETARY OF STATE | STATE OF CALIFORNIA
ELECTIONS DIVISION
1500 11th Street, 5th Floor, Sacramento, CA 95814 | Tel 916.657.2166 | Fax 916.653.3214 | www.sos.ca.gov

September 14, 2021, California Gubernatorial Recall Election Official Election Information

This message contains important information and instructions for the September 14, 2021, California Gubernatorial Recall Election replacement candidates. The candidate must file with the Secretary of State:

Signed Income Tax Return Disclosure Consent and Acknowledgement Form

Two hard-copies (one redacted and one unredacted) of each income tax return the candidate filed with the Internal Revenue Service from the last five (5) years (2016, 2017, 2018, 2019, and 2020).

Income Tax Return Filing and Consent Form Deadline

Candidates must file directly with the Secretary of State the consent form and all required income tax returns by July 16, 2021 by 5:00 p.m. PST. This means all required income tax returns must be received by the Secretary of State by the deadline using one of the two filing methods described below.

Candidates are encouraged to file their income tax returns and consent form with the Secretary of State as soon as possible.

Two Ways to File Income Tax Returns and Consent Form with the Secretary of State

You must file the above described hard-copies by July 16, 2021 by 5:00 p.m. PST.

1. In Person/Courier Service:

California Secretary of State
1500 11th Street
Sacramento, California 95814

Elections Division drop box located in 1st floor lobby

Building hours: Monday through Friday, 8:00 a.m. to 5:00 p.m.

In-person filings will NOT be accepted in the Secretary of State's Los Angeles office.

2. Express Delivery/Mail:

California Secretary of State
Elections Division
1500 11th Street, 5th Floor
Sacramento, California 95814

Note: Income tax returns and consent form sent by express delivery or mail must be received by July 16, 2021 by 5:00 p.m. PST. Secretary of State will not consider shipping or postmark dates as timely filed. Income tax returns documents must be at the Secretary of State's Office by the deadline.

How to Redact Information From Your Tax Returns

Many pdf programs allow users to redact information from a pdf file. This includes Adobe Acrobat software and other third-party software. Alternately, candidates may print out a copy of an unredacted income tax return, and manually (with a pen or marker) redact information pursuant to Elections Code section 8903.

It is the **candidate's** responsibility to only redact the information identified below. It is important to note that some of the information identified below may appear on every page of your submitted income tax returns, including on the header or footer portion of each page.

Information to Redact

The California Elections Code states that the following information **must be redacted** by the **candidate**:

- Social security numbers
- Home address
- Telephone number
- Email address
- Medical information

The California Elections Code states that the following information **may be redacted** by the **candidate**:

- Names of dependent minors
- Employer identification number
- Business address
- Preparer tax identification number, address, telephone number and email address of paid tax return preparers.

For questions please contact the Candidate Filing and Election Night Reporting Team at, (916) 653-9154.



California gubernatorial Recall Election September 14, 2021 Candidate Statement Guidelines Gubernatorial Replacement Candidates

PLEASE NOTE:

- All deadlines are final. It is HIGHLY RECOMMENDED to submit candidate statement packages early.
- Please proofread your submission. If a statement is accepted, the information as provided on the Candidate Statement & Checklist Form is exactly how it will appear in the state Voter Information Guide.

Candidate Statement Guidelines

- ❑ The text of the statement shall not exceed 250 words. Word count standards are governed by Elections Code section 9.
- ❑ The statement should be typewritten, double-spaced, and in standard paragraph style. Do not use bullets, tables, lists, or other material requiring indentation.
- ❑ Words that are underlined, in italics, in bold, or in all upper-case letters will be typeset in italics.
- ❑ The statement may not make reference to any replacement candidate (opponent of the candidate).
- ❑ The statement shall be limited to a recitation of the replacement candidate's own personal background and qualifications.
- ❑ The candidate statement shall be accompanied by a declaration that the statement being submitted is true and correct and shall be attested to and signed by the candidate.
- ❑ Statements shall be printed in the state Voter Information Guide in the order determined by a randomized alphabet drawn in substantially the same manner as set forth in Elections Code section 13112. The names and statements will remain in this order throughout the state and do not rotate as names do on actual ballots.

Candidate Photograph Guidelines

- ❑ Candidate statements may also include photographs [if space allows].
- ❑ The statement may include a photograph of the candidate taken no more than two years prior to the filing of the statement.
- ❑ The photograph submitted must be taken on a light (not white) background and limited to the head and shoulders of the candidate. The resolution of the photograph should be around 300 dpi. Photographs will be printed in black and white.

- The photograph must be submitted:
 - Via email to candidate-statements@sos.ca.gov and the files must be saved as the candidate's name (first_last.jpg example: Jon_Smith.jpg).
 - In-person/Courier Service:

California Secretary of State
1500 11th Street
Sacramento, California 95814

Elections Division drop box located in 1st floor lobby.

Building hours: Monday through Friday, 8:00 a.m. to 5:00 p.m.

In-person filings will NOT be accepted in the Secretary of State's Los Angeles office.

- Express Delivery/Mail:

California Secretary of State
Elections Division
Attn: VIG Coordinator
1500 11th Street, Fifth Floor
Sacramento, CA 95814

- The photograph must not depict a judicial robe, uniform, or other type of apparel which could reasonably be construed as being indicative of the occupation, profession, or organizational affiliation. However, clothing or apparel required to be worn in accordance with the candidate's religious beliefs shall be acceptable. The candidate shall not wear or display, in his or her photograph, buttons, pins, insignias, emblems, any flags, other than the flag of the United States or California State flag, or other items which would indicate a specific political, professional, or occupational affiliation.

Form 501 Filing – Copy

- Form 501 Candidate Intention Statement – An original Form 501 for each candidate running for statewide office must be filed at the Secretary of State's office, Political Reform Division, 1500 11th Street, Fourth Floor - Room 495, Sacramento, CA 95814. If you wish to have your candidate statement included in the state Voter Information Guide for the California Gubernatorial Recall Election, you must file your Form 501 on or before July 16, 2021.
- A copy of a properly filed Form 501 (bearing the Secretary of State's office date stamp), which indicates the candidate's **acceptance of the voluntary expenditure limit**, must accompany the candidate statement package when submitted.

Payment for Candidate Statement

- ❑ The fee for a candidate statement to be included in the state Voter Information Guide for the California Gubernatorial Recall Election is \$25.00 per word, not to exceed \$6,250.00 (250 words).
- ❑ Payment in the amount of \$25.00 per word, not to exceed \$6,250.00, must be included with the candidate statement package by check, money order, or credit card, payable to the *Secretary of State*.
- ❑ If payment is made by check, the check amount should be left blank with a note on the check indicating that the check is “Not to exceed \$6,250.00.” The Secretary of State’s office will conduct a word count to determine the cost and will forward to the candidate a copy of the executed check in the appropriate amount for their records.
- ❑ If a payment for the candidate statement is not received, or if the payment is made by a check and it does not clear the candidate’s banking institution before the end of the state Voter Information Guide public display period (August 6, 2021), the candidate statement **will not** be printed in the state Voter Information Guide.

Further Information

- ❑ The candidate statement must be filed and received by the Secretary of State’s Elections Division **no later than 5:00 p.m. on Friday, July 16, 2021.**
- ❑ The candidate statement and accompanying forms may also be submitted via email or fax before the deadline. Candidate statements and accompanying forms may be scanned and emailed to candidate-statements@sos.ca.gov or faxed to (916) 653-3214 by the deadline. The original copies of the signed forms must be received at the SOS Elections Division within 72 hours of submittal.
- ❑ The original copy of the candidate statement and accompanying forms must be mailed or delivered to:

California Secretary of State
Elections Division
Attn: VIG Coordinator
1500 11th Street - Fifth Floor
Sacramento, CA 95814

- ❑ If the Secretary of State’s Elections Division has not received a candidate statement, accompanying forms, and payment by the established deadline, the statement **will not** be printed in the state Voter Information Guide.
- ❑ Should the Secretary of State’s office disqualify any statement or photograph based on these provisions, the Secretary of State’s office shall immediately notify the

candidate of the specific objections. The candidate may address the objections by making appropriate changes prior to the submission deadline or within 24 hours of the notification of disqualification.

- No statement filed shall be made public or shall be available for viewing by the Secretary of State's office until the state Voter Information Guide is available for public examination, pursuant to Government Code section 88006 and Elections Code section 9092.
- A filed statement may be withdrawn and resubmitted before the deadline. However, once a statement is filed and the deadline has passed, it may be withdrawn completely, but shall not be changed nor resubmitted, unless required by the Secretary of State's office.
- Every candidate statement that is to be included in the state Voter Information Guide will include a heading, consisting of the candidate's name and the candidate's qualified political party preference. If the candidate does not have a qualified political party preference, the term "no qualified party preference" will appear in the heading. The heading is not part of the candidate statement and will not count toward the 250-word count.

**California gubernatorial Recall Election
September 14, 2021
Candidate Contact Information Form
Gubernatorial Replacement Candidates**



The following form shall be used for candidate statements submitted to the Secretary of State's office for inclusion in the state Voter Information Guide for the California gubernatorial Recall Election. This form must be submitted to the Elections Division of the Secretary of State's office **no later than 5:00 p.m. on Friday, July 16, 2021.**

- A maximum of 250 words may be used. Word count standards shall be pursuant to [Elections Code section 9](#).
- The statement may not make reference to any replacement candidate (opponent of the candidate).
- The statement shall be limited to a recitation of the replacement candidate's own personal background and qualifications.
- All statements should be typewritten, double-spaced, and in standard paragraph style. Do not use bullets, tables, lists, or other material requiring indentation.
- Words that are underlined, in italics, in bold, or in all upper-case letters will be typeset in italics.
- Please refer to the section in this packet entitled "Candidate Statement Guidelines" for a complete list of requirements.

Candidate's Name: _____

Political Party Preference*: _____

The following optional information will appear with your candidate statement (**this information is not included in the 250 word count**):

Mailing Address: _____

Phone: () _____

Email: _____

Website: _____

Facebook: <https://www.facebook.com/> _____

Twitter: <https://www.twitter.com/> _____

Instagram: <https://www.instagram.com/> _____

Other: _____

***Please list your political party preference as it is reflected on your current affidavit of registration. If you are not registered with a qualified political party, your political party preference will be indicated in the Voter Information Guide as "No Qualified Party Preference."**

**California Gubernatorial Recall Election
September 14, 2021
Candidate Statement and Checklist Form
Gubernatorial Replacement Candidates**



Candidate's Name: _____

Political Party Preference*: _____

***Please list your political party preference as it is reflected on your current affidavit of registration. If you are not registered with a qualified political party, your political party preference will be indicated in the Voter Information Guide as "No Qualified Party Preference."**

Please sign and attach this form to the Candidate Statement.

I, the undersigned author of the attached candidate statement hereby declare that I have read, fully understand, and will comply with the requirements contained in this packet and that the candidate statement submitted herewith is true and correct to the best of my knowledge.

Candidate Signature

Date

CHECKLIST

- Candidate Statement (typewritten and double-spaced)
- Candidate photograph (submitted via email or delivered)
- Candidate Contact Information Form
- Signed Candidate Statement and Checklist Form
- Copy of Properly Filed Form 501
- Check, Money Order, or Credit Card payable to the *Secretary of State*

IMPORTANT: Person to Contact Regarding Candidate Statement

The following information for the candidate's contact person is critical to ensure communication between the candidate and Elections Division staff. **This information will not appear in the state Voter Information Guide:**

Name: _____

Address: _____

Phone: _____ Email Address: _____

Cell: _____ Fax: _____

California Gubernatorial Recall Election September 14, 2021 Word Count Standards



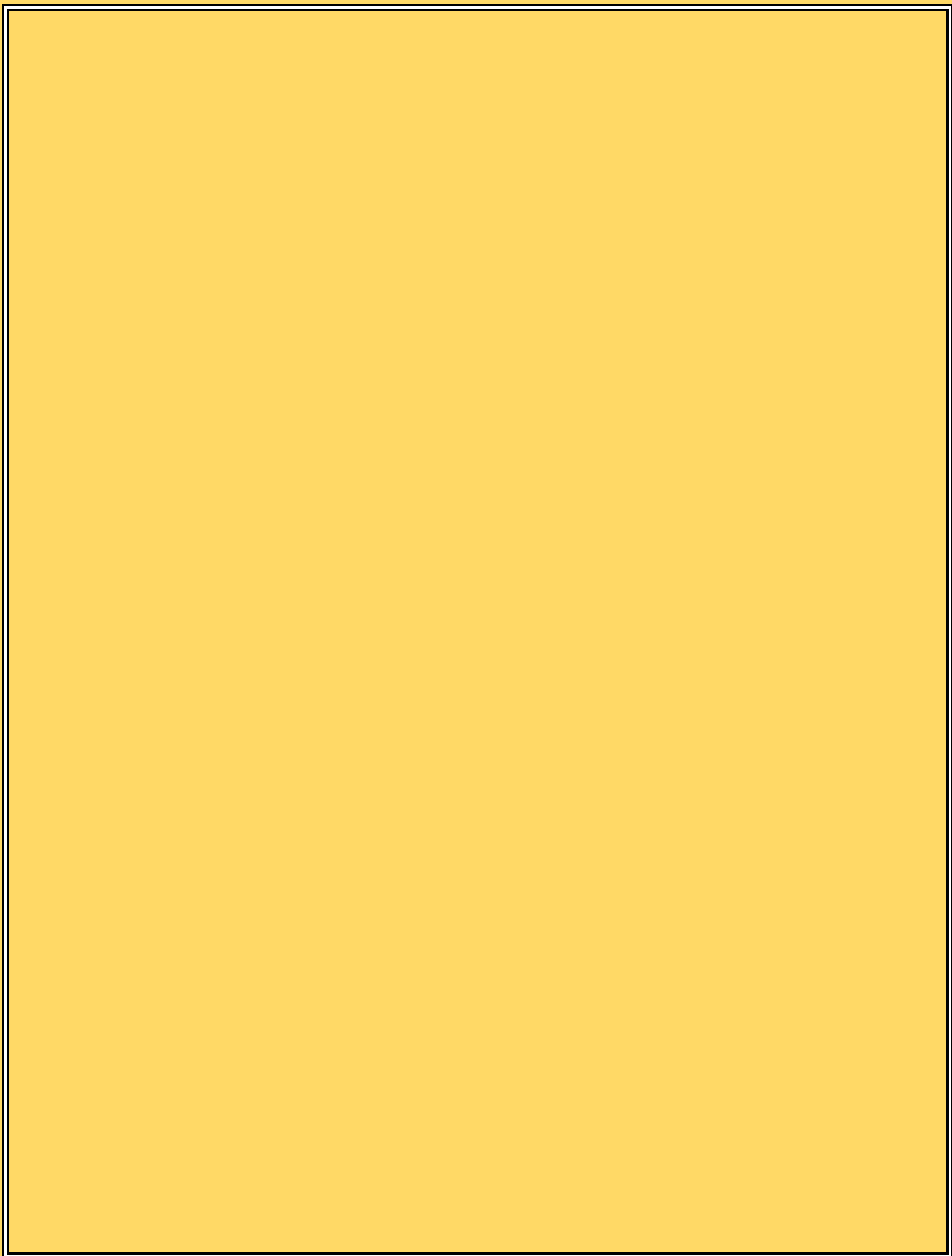
Each word shall be counted as one word except as specified below.

1. Punctuation is not counted.
2. Each word shall be counted as one word except as specified in this section.
3. All proper nouns, including geographical names, shall be considered as one word; for example, "City and County of San Francisco" shall be counted as one word.
4. Each abbreviation for a word, phrase, or expression shall be counted as one word.
5. Hyphenated words that appear in any generally available standard reference dictionary, published in the United States at any time within the 10 calendar years immediately preceding the election for which the words are counted, shall be considered as one word. Each part of all other hyphenated words shall be counted as a separate word.
6. Dates shall be counted as one word.
7. Any number consisting of a digit or digits shall be considered as one word. Any number which is spelled, such as "one," shall be considered as a separate word or words. "One" shall be counted as one word whereas "one hundred" shall be counted as two words. "100" shall be counted as one word.
8. Telephone numbers shall be counted as one word.
9. Internet Web site addresses shall be counted as one word.

See [California Elections Code section 9](#)

CHAPTER 2

General Information



Voter's Choice Act

The Future of Voting

The County of Santa Clara ("County") Office of the Registrar of Voters has modernized voting and is now providing voters with greater flexibility and convenience.

During the California Gubernatorial Recall Election:

- ❖ Every registered voter will receive a Vote-by-Mail ballot starting 29 days before Election Day
- ❖ Voters can vote in person at any of the Vote Centers in the County
- ❖ Vote Centers will be open throughout the County on September 4, 2021 through Election Day, September 14, 2021
- ❖ Vote Centers will offer more space, additional services, and new enhanced voting equipment

Choosing When, Where, and How to Vote!

AVAILABLE VOTE-BY-MAIL (VBM) OPTIONS

- ❖ **MAIL** your VBM ballot in the postage-paid return envelope provided
- ❖ **PLACE** your VBM ballot in an Official Ballot Drop Box located throughout the County
- ❖ **RETURN** your VBM ballot to any Vote Center in the County
- ❖ **VOTE in person** at the ROV office or at any Vote Center in the County
 - **WHEN:** 29 days prior to the Election at ROV office and from September 4, 2021 to September 14, 2021 at the Vote Centers
 - **WHERE:** Visit any Vote Center location
 - **HOW:** Vote on a paper ballot or on a new touchscreen voting machine

** The Registrar of Voters' main office will be open for early voting starting 29 days before Election Day.*

VOTER'S CHOICE ACT (VCA) IMPLEMENTATION

The Voter's Choice Act is a new voting model passed by the California State Legislature in 2016. The new model was successfully implemented in several counties including San Mateo, Sacramento, Napa, Nevada, and Madera during the 2018 elections. Two of the state's largest counties, Los Angeles, and Orange, along with the County of Santa Clara, implemented the new voting models during the 2020 elections. For more information on the Voter's Choice Act, please call toll free (866) 430-VOTE (8683), email voterschoice@rov.sccgov.org, or visit our [Voter's Choice Act](http://www.sccvote.org/voterschoice) webpage for more information at www.sccvote.org/voterschoice.

In-person Voting Opportunities

County elections officials are encouraged to provide as many in-person voting locations in their jurisdiction. County elections officials are authorized to provide in-person voting locations as follows:

- ◆ Voter's Choice Act (VCA) counties holding the California Gubernatorial Recall election shall continue to provide at least one in-person voting location per 30,000 registered voters within the County on Election Day.
- ◆ The minimum operating hours set forth in Elections Code sections 4005 and 4007: Please refer to sccvote.org/votehere for further information on vote center day(s) and hours of operations.
- ◆ The minimum number of in-person voting locations should be based upon voters registered as of (E-88).

Vote-by-Mail Ballot Drop-off Opportunities

The County is required to provide:

- at least one ballot drop-off location for every 15,000 registered voters within their jurisdiction, and

Please visit sccgov.org/votehere for updated information.

LIST OF OFFICES

Special Statewide Recall Election September 14, 2021

Office of the Governor: 1 Seat

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Candidate Qualifications and Information for Voter-Nominated Offices

Unless otherwise specifically provided, no person is eligible to be elected or appointed to an elective office unless that person is a registered voter and otherwise qualified to vote for that office at the time that nomination papers are issued to the person or at the time of the person's appointment.

Elections Code § 201

A person is disqualified from holding any office upon conviction of designated crimes specified in the Constitution and laws of the State.

Government Code § 1021

No person may file nomination papers for more than one office at the same election.

Elections Code §§ 8003, 10603

Eligibility

GOVERNOR

A potential replacement candidate must meet the following legal qualifications:

- Be a U.S. citizen
- Be a California registered voter and otherwise qualified to vote for that office at the time nomination papers are issued
- Not have been convicted of a felony involving accepting or giving, or offering to give, any bribe, the embezzlement of public money, extortion or theft of public money, perjury, or conspiracy to commit any of those crimes
- Has not served two terms in the office since November 6, 1990

The process also requires that a potential candidate complete the following:

- File with the Secretary of State two copies of every income tax return the candidate filed with the Internal Revenue Service (IRS) in the five most recent taxable years, one unredacted copy and another copy with required redactions
- File with the county elections official, in which the candidate is registered to vote, the following:
 - A Declaration of Candidacy, and
 - Nomination Papers, with 65 to 100 valid nomination signatures
 - Pay a filing fee of \$4,194.94 to the county elections official at the time the candidate obtains their Declaration of Candidacy and nomination papers
 - A candidate may choose to submit a minimum of 7,000 valid signatures on petitions in lieu of the filing fee; value per signature: \$0.59927714

Term: 4 years; the current term began on January 7, 2019. A Successor elected at the recall election would serve the remainder of this term.

Salary: \$209,747

Prohibitions

Neither a candidate nor members of a candidate's household are eligible to serve as precinct officials or to provide polling place facilities for any election at which the candidate's name appears on the ballot.

Elections Code §12287

Prohibition of Holding Two Offices

The Santa Clara County Ordinance includes a provision relating to holding two offices that may be incompatible. Specifically, Section A3-40 prohibits a member of the Board of Supervisors from holding another public office that may be incompatible. That excerpt is below:

Sec. A3-40. - Incompatible office. (Restatement of existing state law)

Under existing California law, no Board member may hold another public office where the two offices are incompatible. Taking an incompatible second public office results in the automatic forfeiture of the first office. [(66 Ops. Cal. Atty. Gen 176 (1983))]

While there is no statute that defines what an "incompatible office" is, a common law doctrine precludes public officials from holding two different public offices simultaneously if the offices have overlapping and conflicting public duties. Courts have summarized the doctrine as follows: "One individual may not simultaneously hold two public offices where the functions of the offices concerned are inherently inconsistent, as where there are conflicting interests, or where the nature of the duties of the two offices is such as to render it improper due to considerations of public policy for one person to retain both." *Mott v. Horstmann* (1950) 36 Cal.2d 388; see also, *Chapman v. Rapsey* (1940) 16 Cal.2d 636

The Attorney General's Office has issued many opinions as to whether certain offices are incompatible or not. Here are five examples of offices that the Attorney General Offices has opined were incompatible:

- 1) The offices of city councilman and school district board member where the city and the school district have territory in common;
- 2) The positions of fire chief of a county fire protection district and member of the board of supervisors of the same county;
- 3) The offices of trustee of a high school district and trustee of an elementary school district which is wholly within the geographic boundaries of the high school district;
- 4) Water district director and a city council member; and,
- 5) A water district director and a school district trustee having territory in common.

Additional information on holding two offices can also be found on the FPPC's website at: <http://www.fppc.ca.gov> under the link, "Learn," and by viewing the, "Public Officials and Employees Rules," page for the information on Conflict of Interest.

Write-In Candidates

FILING DATES: July 19, 2021 to August 31, 2021

Candidates who desire to be a write-in candidate and have his or her name written on the ballot of an election shall fulfill the requirements of Part 3 of Division 8 of the Elections Code, commencing at Section 8600. Write-in candidates must meet all qualifications of the office to which they are seeking the nomination. The name of the qualified write-in candidate is **not** printed on the ballot. Prospective write-in candidates should note that write-in candidacy is possible only if the office appears on the ballot.

Statement of Write-In Candidacy

Between July 19, 2021 to August 31, 2021 anyone seeking to be a write-in candidate for state office appearing on the ballot must file a *Statement of Write-In Candidacy*. The elections official provides the form during the official write-in filing period. The *Statement of Write-In Candidacy* shall contain the following information:

- candidate's name
- candidate's complete residence address
- a declaration stating that the candidate is a write-in candidate
- the name of the office for which the candidate is running, and
- the date of the election, and
- Candidate's 10-year political party preference history

Elections Code § 8600

Nomination Papers

Between July 19, 2021 to August 31, 2021 a candidate seeking elective office that requires nomination signers must circulate a petition to collect required signatures and file them for examination with the county elections official of the county in which the signers reside.

Elections Code § 8601

The required numbers of signers to a write-in candidate's nomination paper for the respective offices are as follows:

- Office of the Governor: 65 to 100 signatures

Elections Code §8062

Filing Fee

No fee or charge shall be required of a write-in candidate.

Elections Code § 8604

Roster of Qualified Write-in Candidates

For each election, the Office of the Registrar of Voters will post a list of qualified write-in candidates for offices appearing on the ballot in the County. Once the filing period closes, the Secretary of State will prepare a certified list of write-in candidates. County will combine all write-in candidates onto one list. A link will be available on the current election webpage.

When and How Votes are Tabulated and Reported

Following Election Day and during the official canvass of the vote, the elections official will manually tally and report all votes cast for qualified write-in candidates. Votes tallied for write-in candidates are not reflected in the Election Night report, nor in the updated reports the County releases in the days and weeks following. Rather, this information is available at the time certification of the election has been completed.

Write-in votes are not tallied at the same time as votes for qualified candidates who have their names printed on the ballot. Instead, these votes must be manually reviewed to ensure the name of the person written in on the ballot is qualified to have votes counted, and that the name is written under the correct candidate contest. Write-in votes are tallied by hand under the provisions of Article 7, of Chapter 1, of Division 7, in Title 2 of the California Administrative Code of Regulations. See Sections 20100 – 20105.

*****ATTENTION*****

If you are registered as a Confidential Voter

AND

Do not want to disclose your residential
address on the nomination documents

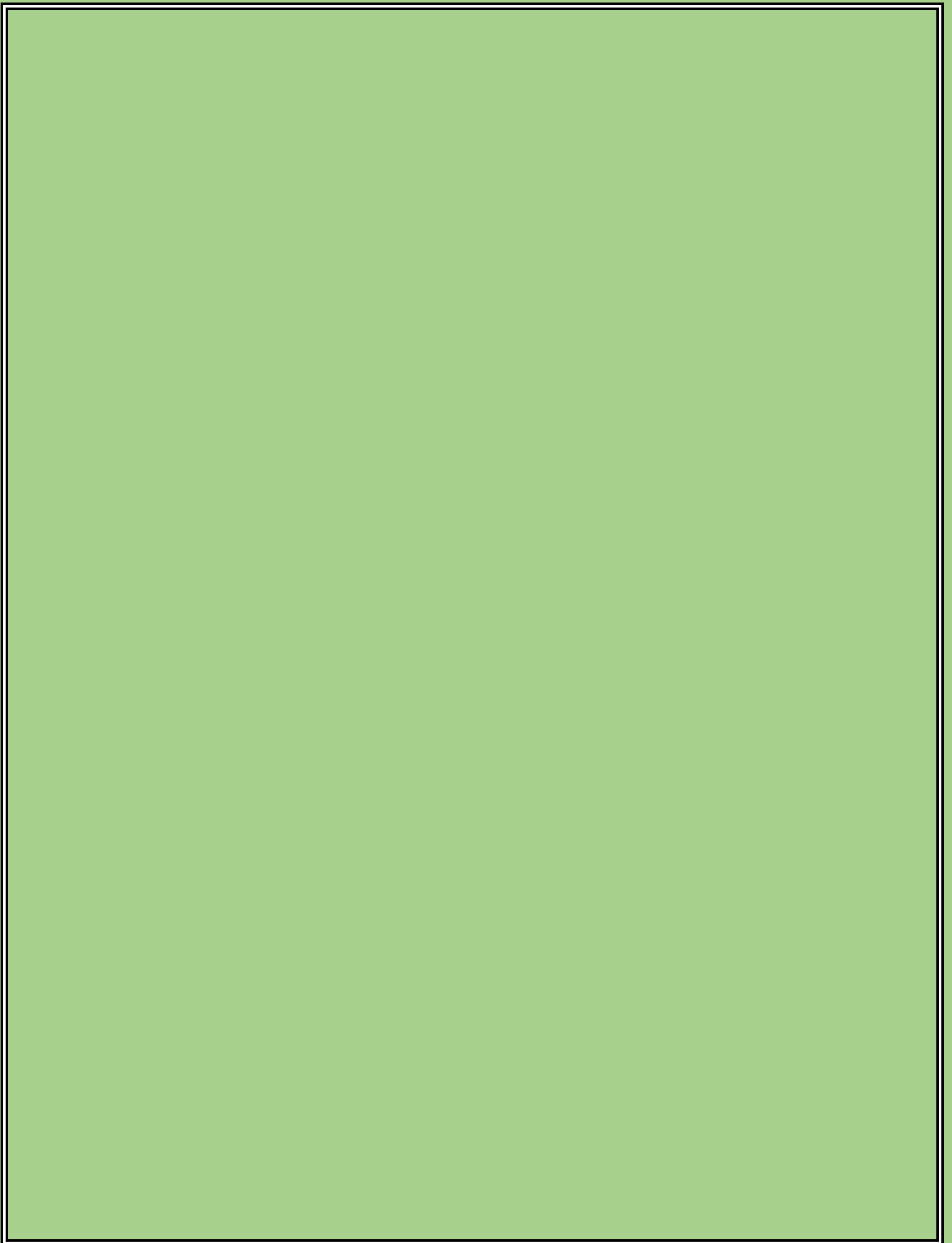
Check with us at 408-299-VOTE.

Eligibility to register as a confidential voter:

1. Superior Court order
2. Safe at Home Program
3. Public Safety Officer

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CHAPTER 3
Nomination
Documents and Filing
Procedures



Nomination Documents and Filing Procedures

All forms required for nomination and election to a state office shall be **furnished by the county elections official**. At the time of issuing these forms, the county elections official shall:

- 1) Type on the forms the name of the candidate and the office for which he or she is a candidate; and
- 2) Imprint a stamp on the form which reads “Official Filing Form;” and
- 3) Affix his or her signature on the form.

The forms shall be distributed to all candidates applying for them upon payment of any applicable filing fee. The county elections official shall not require a candidate to sign, file, or sign and file, a Declaration of Candidacy as a condition of receiving nomination papers.

Upon acceptance and filing of all required nomination documents, the ROV shall transmit the candidate’s forms to the Secretary of State by overnight delivery for review, qualification of candidate, and official filing.

Elections Code §§ 8020, 8101, 8103, 8104

Candidates seeking elective office with a state office shall obtain and file all nomination forms at the Office of the Registrar of Voters Office located at 1555 Berger Drive, Bldg. 2, San Jose.

The steps candidates will follow to be issued nomination **documents electronically (excluding the Declaration of Candidacy form)** are as follows:

- 1) Complete and return pre-qualification documents to the County elections official:
 - a. Request to Receive Documents
 - b. Candidate Information Request Form
- 2) Candidate Services Division will issue nomination documents via a secured online portal.
 - a. Declaration of Candidacy will be issued in-person, in the Office of the Registrar of Voters during business hours. (Elections Code § 8028)

See also “Candidate Guidelines for Issuing and Submitting Nomination Paperwork” issued by the County elections official.

DECLARATION OF CANDIDACY July 9, 2021 to July 16, 2021

NOTE FOR CANDIDATES RUNNING FOR MULTI-COUNTY OFFICES: *When there is more than one county involved in a specific jurisdiction the candidate must file the Declaration of Candidacy in the county of residence.*

No candidate’s name shall be printed on the ballot to be used in the election unless a Declaration of Candidacy is delivered for filing with the county elections official. The candidate is to execute the Declaration of Candidacy in the office of the county elections official unless the candidate has signed and dated a written statement authorizing a person to receive a Declaration of Candidacy form from the county elections official for the candidate or, upon request of a

candidate, the County elections official shall provide the candidate with a Declaration of Candidacy and other nomination forms. Such statement shall include language explaining that the candidate is aware that the Declaration of Candidacy must be properly executed and delivered to the county elections official of the county of the candidate's residence by no later than the end of the nomination period by 5:00 p.m. on July 16, 2021.

Elections Code §§ 8020, 8028

A POTENTIAL REPLACEMENT CANDIDATE MUST MEET THE FOLLOWING LEGAL QUALIFICATIONS:

- Be a U.S. citizen
- Be a California registered voter and otherwise qualified to vote for that office at the time nomination papers are issued
- Not have been convicted of a felony involving accepting or giving, or offering to give, any bribe, the embezzlement of public money, extortion or theft of public money, perjury, or conspiracy to commit any of those crimes
- Has not served two terms in the office since November 6, 1990

THE PROCESS ALSO REQUIRES THAT A POTENTIAL CANDIDATE COMPLETE THE FOLLOWING:

- File with the Secretary of State two copies of every income tax return the candidate filed with the Internal Revenue Service (IRS) in the five most recent taxable years, one unredacted copy and another copy with required redactions
- File with the county elections official, in which the candidate is registered to vote, the following:
 - A Declaration of Candidacy, and
 - Nomination Papers, with 65 to 100 valid nomination signatures
 - Pay a filing fee of \$4,194.94 to the county elections official at the time the candidate obtains their Declaration of Candidacy and nomination papers
 - A candidate may choose to submit a minimum of 7,000 valid signatures on petitions in lieu of the filing fee

NONREFUNDABLE FILING FEES

The filing fees for all candidates shall be paid at the time candidates obtain their nomination forms from the county elections official. The county elections official shall not accept any forms unless the fees are paid at the time required by this section, or unless satisfactory evidence is given to the county elections official or to the registrar of voters that the fee has been paid at the time of the Declaration of Candidacy in another county. All filing fees received by the Secretary of State and county elections officials are nonrefundable.

Elections Code § 8105

NOMINATION PETITIONS

July 9, 2021 to July 16, 2021

Who Can Circulate?

Circulators of nomination petitions shall be 18 years of age or older.

All signatures on a petition form must be obtained and witnessed by the same circulator. The circulator must complete, by hand, and sign the affidavit on petition form.

Elections Code §104

Who Can Sign?

Signers of nomination petitions for **Voter-Nominated Offices** shall be registered voters in the district or political subdivision in which the candidate is to be voted on. No signer shall, at the time of signing a certificate, have his or her name signed to any other nomination paper for any other candidate for the same office or, in case there are several places to be filled in the same office, signed to more nomination papers for candidates for that office than there are places to be filled.

Elections Code §§ 8068, 8069

Verification of Signatures on Nomination Papers

The county elections official shall verify the signatures and the political preference, if required, of the signers on the nomination paper with the registration affidavits on file in the office of the county elections official. The county elections official shall mark “not sufficient” any signature that does not appear in the same handwriting as appears on the affidavit of registration in his or her office. The county elections official may cease to verify signatures once the minimum requisite number of signatures has been verified.

Elections Code § 8081

No defect in any nomination document presented shall prevent the filing of another nomination document within the period allowed for presenting the nomination document.

Elections Code § 8102

Maximum Signers of Nomination Papers

Please refer to the Candidate Qualifications and Information pages for the required number of nomination signatures. No more signers shall be secured for any candidate than the maximum number required. If, however, through miscalculation or otherwise, more signers are secured than the maximum number, the officer with whom the nomination papers are filed shall, with the written consent of the candidate, withdraw the excess number.

Elections Code § 8067

NAME ON THE BALLOT

The candidate's name as provided by the candidate on the Declaration of Candidacy is the way it will appear on the ballot. The Declaration of Candidacy cannot be changed after the nomination deadline.

Elections Code § 8020, 8040

No title or degree shall appear on the same line on a ballot as a candidate's name, either before or after the candidate's name, in the case of any election to any office.

Elections Code § 13106

If the candidate has changed his or her name within one year prior to the election, the new name will not appear on the ballot unless the change was made by marriage or by Decree of Court.

Elections Code § 13104

Ballot Designation

The ballot designation is the word, or group of words that will appear on the ballot under the candidate's name, designating the current principal profession, vocation, or occupation of the candidate. The ballot creation program has a limit of 100 characters in all languages for the ballot designation line.

The ballot designation that a candidate may use is governed by Elections Code § 13107 which states the following:

(a) With the exception of candidates for Justice of the State Supreme Court or court of appeal, immediately under the name of each candidate, and not separated from the name by any line, unless the designation made by the candidate pursuant to Section 8002.5 must be listed immediately below the name of the candidate pursuant to Section 13105, and in that case immediately under the designation, may appear at the option of the candidate only one of the following designations:

(1) Words designating the elective city, county, district, state, or federal office which the candidate holds at the time of filing the nomination documents to which he or she was elected by vote of the people.

(2) The word "incumbent" if the candidate is a candidate for the same office which he or she holds at the time of filing the nomination papers and was elected to that office by a vote of the people.

(3) No more than three words designating either the current principal professions, vocations, or occupations of the candidate, or the principal professions, vocations, or occupations of the candidate during the calendar year immediately preceding the filing of nomination documents.

(4) The phrase "appointed incumbent" if the candidate holds an office by virtue of appointment, and the candidate is a candidate for election to the same office, or, if the candidate is a candidate for election to the same office or to some other office, the word "appointed" and the title of the office. In either instance, the candidate

may not use the unmodified word “incumbent” or any words designating the office unmodified by the word “appointed.” However, the phrase “appointed incumbent” shall not be required of a candidate who seeks reelection to an office which he or she holds and to which he or she was appointed, as a nominated candidate, in lieu of an election, pursuant to Sections 5326 and 5328 of the Education Code or Section 7228, 7423, 7673, 10229, or 10515 of this code.

(b)

(1) Except as specified in paragraph (2), for candidates for judicial office, immediately under the name of each candidate, and not separated from the name by any line, only one of the following designations may appear at the option of the candidate:

(A) Words designating the city, county, district, state, or federal office held by the candidate at the time of filing the nomination documents.

(B) The word “incumbent” if the candidate is a candidate for the same office that he or she holds at the time of filing the nomination papers.

(C) No more than three words designating either the current principal professions, vocations, or occupations of the candidate, or the principal professions, vocations, or occupations of the candidate during the calendar year immediately preceding the filing of nomination documents.

(2) For a candidate for judicial office who is an active member of the State Bar employed by a city, county, district, state, or by the United States, the designation shall appear as one of the following:

**This Section does
not Apply to
Governor Recall
Elections**

(A) Words designating the actual job title, as defined by statute, charter, or other governing instrument.

(B) One of the following ballot designations: “Attorney,” “Attorney at Law,” “Lawyer,” or “Counselor at Law.” The designations “Attorney” and “Lawyer” may be used in combination with one other current principal profession, vocation, or occupation of the candidate, or the principal profession, vocation, or occupation of the candidate during the calendar year immediately preceding the filing of nomination documents.

(3) A designation made pursuant to subparagraph (A) of paragraph (1) or paragraph (2) shall also contain relevant qualifiers, as follows:

(A) If the candidate is an official or employee of a city, the name of the city shall appear preceded by the words “City of.”

(B) If the candidate is an official or employee of a county, the name of the county shall appear preceded by the words “County of.”

(C) If the candidate is an official or employee of a city and county, the name of the city and county shall appear preceded by the words “City and County.”

(D) If the candidate performs quasi-judicial functions for a governmental agency, the full name of the agency shall be included.

**This
Section
does not
Apply to
Governor
Recall
Elections**

(c) A candidate for superior court judge who is an active member of the State Bar and practices law as one of his or her principal professions shall use one of the following ballot designations as his or her ballot designation: “Attorney,” “Attorney at Law,” “Lawyer,” or “Counselor at Law.” The designations “Attorney” and “Lawyer” may be used in combination with one other current principal profession, vocation, or occupation of the candidate, or the principal profession, vocation, or occupation of the candidate during the calendar year immediately preceding the filing of nomination documents.

(d) For purposes of this section, all California geographical names shall be considered one word. Hyphenated words that appear in any generally available standard reference dictionary, published in the United States at any time within the 10 calendar years immediately preceding the election for which the words are counted, shall be considered as one word. Each part of all other hyphenated words shall be counted as a separate word.

(e) The Secretary of State and any other elections official shall not accept a designation of which any of the following would be true:

(1) It would mislead the voter.

(2) It would suggest an evaluation of a candidate, such as *outstanding*, *leading*, *expert*, *virtuous*, or *eminent*.

(3) It abbreviates the word “*retired*” or places it following any word or words which it modifies.

(4) It uses a word or prefix, such as “*former*” or “*ex-*,” which means a prior status. The only exception is the use of the word “*retired*.”

(5) It uses the name of any *political party*, whether or not it has qualified for the ballot.

(6) It uses a word or words referring to a racial, religious, or ethnic group.

(7) It refers to any activity prohibited by law.

(f) If, upon checking the nomination documents and the ballot designation worksheet described in Section 13107.3, the elections official finds the designation to be in violation of any of the restrictions set forth in this section, the elections official shall notify the candidate by registered or certified mail return receipt requested, addressed to the mailing address provided on the candidate’s ballot designation worksheet.

(1) The candidate shall, within three days, excluding Saturday, Sunday, and state holidays, from the date he or she receives notice by registered or certified mail, or from the date the candidate receives actual notice of the violation, whichever occurs first, appear before the elections official or, in the case of the Secretary of

State, notify the Secretary of State by telephone, and provide a designation that complies with subdivision (a) or (b).

(2) If a candidate fails to provide a designation that complies with subdivision (a) or (b) within the three-day period specified in paragraph (1), a designation shall not appear after the candidate's name.

(g) A designation given by a candidate shall not be changed by the candidate after the final date for filing nomination documents, except as specifically requested by the elections official as specified in subdivision (f) or as provided in subdivision (h). The elections official shall maintain a copy of the ballot designation worksheet for each candidate that appears on the ballot in the county for the same period as applied to nomination documents pursuant to Section 17100.

(h) The designation shall remain the same for all purposes of both primary and general elections, unless the candidate, at least 98 days before the general election, requests in writing a different designation which the candidate is entitled to use at the time of the request.

(i) In all cases, the words so used shall be printed in a manner consistent with the space requirements of Sections 13207 and 13211.

(j) If a foreign language translation of a candidate's designation is required under the federal Voting Rights Act of 1965 (52 U.S.C. Sec. 10101 et seq.), as amended, to appear on the ballot in addition to the English language version, it shall be as short as possible, as consistent as is practicable with this section, and shall employ abbreviations and initials wherever possible in order to avoid undue length.

Ballot Designation Cheat Sheet

There are two categories of ballot designations. A candidate can choose from ONE of the designated categories listed below:

1. **EC §13107(a)(1): words designating the elective office which the candidate currently holds.** It can be the office title and or the jurisdiction name. There are **no word limit requirements** for this category.

EXAMPLES: Governing Board Member, East Side Union High School District Member; The County of Santa Clara Board of Supervisors; Director, Cupertino Sanitary District

2. **EC §13107(a)(3): No more than 3 words** designating either a candidate's current occupation(s) or profession(s), or the occupation(s) or profession(s) of the candidate during the last 12 months. Geographical names (only cities, counties, and states) are counted as one word. Other proper nouns are not counted as one word. May use short version of elective or appointed office subject to three-word limit.

“Community Volunteer” may be used only if the candidate has no current occupation and is a volunteer. *The words “Community Volunteer” must stand alone.*

**The Following are Examples of Ballot Designations Identified as
Acceptable or Not Acceptable**

ACCEPTABLE	NOT ACCEPTABLE
Homemaker	Taxpayer Advocate
Mother	Volunteer
Father	Veteran
Retired Sergeant	“Anything”, Retired
Minister	Ret. Anything (<i>NO abbreviations of word “Retired”</i>)
Priest	Dad or Mom
School Board Member	Housewife
Governing Board Member	Honorary Professor
Retired (<i>Must Precede the Profession</i>)	Goodwill Ambassador
Incumbent	Activist
Appointed Incumbent	Taxpayer
Community Volunteer (<i>Must Stand Alone and be Primary Occupation</i>)	Philanthropist
Parent/Educator	Husband or Wife
Student	Expert, Honest, or Virtuous Anything
Businessman/Father	Incumbent/Business Owner
EC §13107(a) Different Rules for Candidate for Judicial Offices	School Board
	Civil Servant
	Director, Smith Foundation (<i>without specific names</i>)
	UCLA Professor (<i>without specific names: IBM, Nike, SJSU</i>)

POSITION ON THE BALLOT

Randomized Alphabet Drawing

On, July 19, 2021 the Registrars of Voters/County Clerks throughout the state will follow this same alphabet for most offices. Names of candidates will be arranged on the ballot in accordance with the random alphabet. However, each county which has state legislative offices overlapping with other counties will draw their own random alphabet and candidates from each county will appear according to each separate county's drawing. Names of candidates will be arranged on the ballot in accordance with the random alphabet.

Elections Code §§ 13111(i), 13112(b)(C)(i)

ADDITIONAL NOMINATION FORMS

Ballot Designation Worksheet

A candidate who submits a ballot designation shall file a ballot designation worksheet that supports the use of that ballot designation by the candidate, in a format prescribed by the Secretary of State. The ballot designation worksheet shall be filed with the election official at the same time that the candidate files his or her declaration of candidacy. If a candidate fails to file a ballot designation worksheet, no designation shall appear under the candidate's name on the ballot.

Elections Code § 13107.3(a)(b)(c)

Preferred Transliteration Form for Character-based Names

The County of Santa Clara Registrar of Voters is required to provide translated ballot materials pursuant to Section 203 of the federal Voting Rights Act of 1965 (52 U.S.C. Sec. 10503), any ballot that provides a translation of a candidate's name shall contain a phonetic transliteration of the candidate's name.

This section applies only to character-based languages, including, but not limited to, Mandarin Chinese, Cantonese, Japanese, and Korean.

Elections Code § 13211.7 (a)(1), (b)(2)

If a candidate's name is to appear on the ballot in more than one jurisdiction in an election, all of those jurisdictions required to provide translated ballot materials pursuant to Section 203 of the federal Voting Rights Act of 1965 (52 U.S.C. Sec. 10503) shall use the same phonetic transliteration or character-based translation of the name.

In a jurisdiction in which separate ballots containing translations of the candidates' names are printed in different languages both the alphabet-based names and the translations of the candidates' names, for candidates that have translated names, shall appear on the translated ballot.

If a candidate has a character-based name by birth, that can be verified by birth certificate or other valid identification, the candidate may use that name on the ballot instead of a phonetic transliteration.

Elections Code § 13211.7(b)

A candidate who does not have a character-based name by birth, but who identifies by a particular character-based name and can demonstrate to the local elections official that the candidate has been known and identified within the public sphere by that name over the past two years, may use that name instead of a phonetic transliteration.

Elections Code § 13211.7(b)

If you have a Chinese given name or preferred transliteration and you would like used for the official ballot and the Chinese version of the county voter information guide, you must file this form with our office at the time of filing your nomination documents.

Elections Code § 13211.7

Request for Vietnamese Name Accents Form

Candidates with Vietnamese names who choose to put a candidate statement in the county voter information guide and would like to put accents on their name in the Vietnamese version of the county voter information guide must file this form with our office at the time of filing nomination documents.

Elections Code § 13211.7

Code of Fair Campaign Practices

At the time an individual is issued his or her declaration of candidacy, nomination papers, or any other paper evidencing an intention to be a candidate for public office, the elections official shall give the individual a blank form of the code. The elections official shall inform each candidate for public office that subscription to the code is voluntary.

Elections Code §§ 20440, 20444

Department of Transportation Statement of Responsibility

The California Department of Transportation has specific guidelines and responsibilities pertaining to political signs placed within their areas of jurisdiction. Each candidate receives an informational form letter and a sample copy of the Department of Transportation's "Statement of Responsibility" form at the time nomination documents are issued.

Estimated Cost for Candidate Statements

(Cost estimates are subject to change upon final billing after the election.)

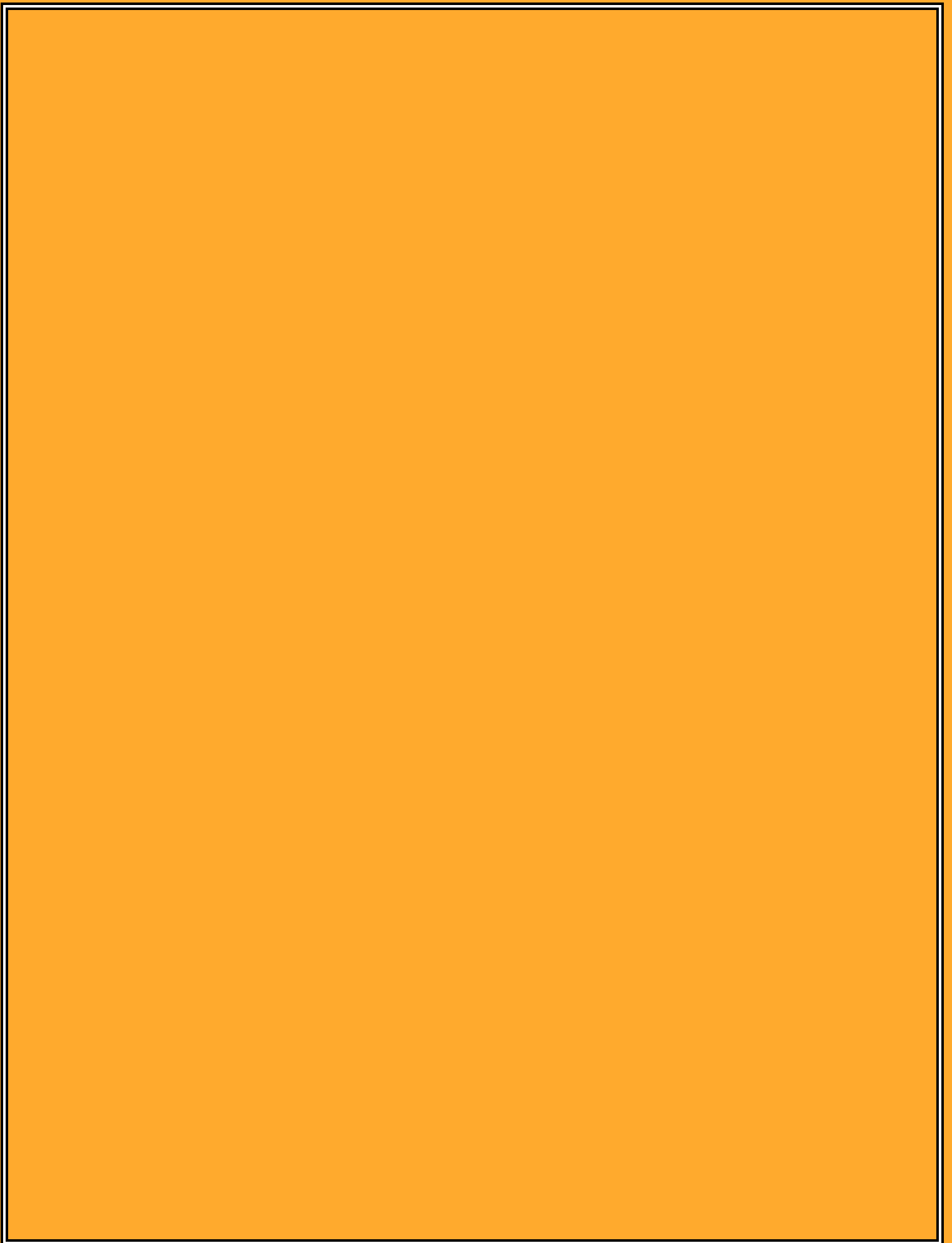
The Candidate Statement will be published in the State Voter Information Guide only.
\$25.00 per word, up to a maximum of 250-word statement.

Office/District	Word Statement Costs
Office of the Governor	\$6,250.00

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CHAPTER 4

Campaigning Laws and Regulations



Statement of Economic Interests

All candidates for elective office are required to file a Statement of Economic Interests Form 700 no later than the final filing date of the Declaration of Candidacy, to disclose their investments, their interests in real property, and any income received during the immediately preceding 12 months.

Form 700 provides transparency and ensures accountability in two ways:

1. It provides necessary information to the public about an official's personal financial interests to ensure that officials are making decisions in the best interest of the public and not enhancing their personal finances.
2. It serves as a reminder to the public official or potential conflicts of interest so that the official can abstain from making or participating in governmental decisions that are deemed conflicts of interests.

REQUIRED DOCUMENT TO BE FILED WITH ALL OTHER NOMINATION DOCUMENTS: The Office of the Registrar of Voters is the filing officer for Statements of Economic Interests in conjunction with **candidacy for specified elective offices only**. Assuming Office statements, Annual statements, and Leaving Office statements are filed with the filing officer of the applicable jurisdiction. This document must be filed with all other nomination documents during the nomination period.

If a candidate is uncertain of his/her filings they should contact their local filing officer or complete a new form marking the candidate statement box, which will satisfy the candidate's requirements for running for office.

Candidates with detailed questions regarding the Statement of Economic Interests Form 700 should contact the Fair Political Practices Commission at (916) 322-5660 or (866) ASK-FPPC (275-3772).

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Code of Fair Campaign Practices

(Elections Code Sections 20400-20444)

Background Information

In 1982, legislation was passed which established a "Code of Fair Campaign Practices" in California which could be voluntarily subscribed to by candidates for public office. Amendments in 1987 expanded the provisions of the code to apply to committees formed primarily to support/oppose a ballot measure and reaffirmed civil liability provisions pertaining to libel and slander in campaign advertising and communications.

The text of the provisions of the Code of Fair Campaign Practices is listed on the following pages of this document.

Purpose

The purpose in creating the Code of Fair Campaign Practices is to give voters guidelines in determining fair play and to encourage candidates to discuss issues instead of untruths or distortions.

Office of the Registrar of Voters Requirement

The Office of the Registrar of Voters is required, at the time an individual is issued his/her Declaration of Candidacy, nomination papers, or any other paper evidencing an intention to be a candidate for public office, to provide the candidate a blank form on which to subscribe to the "Code of Fair Campaign Practices" and a copy of the Elections Code provisions.

Voluntary Subscription

Subscription to the Code is voluntary. Completed forms are to be filed with the Office of the Registrar of Voters and shall be retained for public inspection until 30 days after the election.

Provisions of the Code of Fair Campaign Practices

as found in Chapter 5 of Division 20 of the California Elections Code

Chapter 5. Fair Campaign Practices

Article 1. General Intent

The Legislature declares that the purpose of this chapter is to encourage every candidate for public office in this state to subscribe to the Code of Fair Campaign Practices.

Elections Code § 20400

It is the ultimate intent of the Legislature that every candidate for public office in this state who subscribes to the Code of Fair Campaign Practices will follow the basic principles of decency, honesty, and fair play in order that, after vigorously contested, but fairly conducted campaigns, the citizens of this state may exercise their constitutional right to vote, free from dishonest and unethical practices which tend to prevent the full and free expression of the will of the voters.

The purpose in creating the Code of Fair Campaign Practices is to give voters guidelines in determining fair play and to encourage candidates to discuss issues instead of untruths or distortions.

(Enacted by Stats. 1994, Ch. 920, Sec. 2.)

Article 2. Definitions

§20420. As used in this chapter, “Code” means the Code of Fair Campaign Practices.

(Enacted by Stats. 1994, Ch. 920, Sec. 2.)

Article 3. Code of Fair Campaign Practices

At the time an individual is issued his or her declaration of candidacy, nomination papers, or any other paper evidencing an intention to be a candidate for public office, the elections official shall give the individual a blank form of the code and a copy of this chapter. The elections official shall inform each candidate for public office that subscription to the code is voluntary.

Elections Code § 20440

In the case of a committee making an independent expenditure, as defined in Section 82031 of the Government Code, the Secretary of State shall provide a blank form and a copy of this chapter to the individual filing, in accordance with Title 9 (commencing with Section 81000) of the Government Code, an initial campaign statement on behalf of the committee. In the case of a committee making an independent expenditure as defined in Section 82031 of the Government Code, the Secretary of State shall provide a blank form and a copy of this chapter to the individual filing, in accordance with Title 9 (commencing with Section 81000) of the Government Code, an initial campaign statement on behalf of the committee. The text of the code shall read, as follows (see next page):

The Secretary of State shall print, or cause to be printed, blank forms of the code. The Secretary of State shall supply the forms to the elections officials in quantities and at times requested by the elections officials. The elections official shall accept, at all times, prior to the election, all completed forms that are properly subscribed to by a candidate for public office and shall retain them for public inspection until 30 days after the election. Every code subscribed to by a candidate for public office pursuant to this chapter is a public record open for public inspection.

In no event shall a candidate for public office be required to subscribe to or endorse the code.

Code of Fair Campaign Practices
§ 20440

There are basic principles of decency, honesty, and fair play which every candidate for public office in the State of California has a moral obligation to observe and uphold in order that, after vigorously contested but fairly conducted campaigns, our citizens may exercise their constitutional right to a free and untrammelled choice and the will of the people may be fully and clearly expressed on the issues.

THEREFORE:

- (1) I SHALL CONDUCT my campaign openly and publicly, discussing the issues as I see them, presenting my record and policies with sincerity and frankness, and criticizing without fear or favor the record and policies of my opponents or political parties that merit this criticism.
- (2) I SHALL NOT USE OR PERMIT the use of character defamation, whispering campaigns, libel, slander, or scurrilous attacks on any candidate or his or her personal or family life.
- (3) I SHALL NOT USE OR PERMIT any appeal to negative prejudice based on a candidate's actual or perceived race, religious creed, color, national origin, ancestry, physical disability, mental disability, medical condition, marital status, age, sexual orientation, sex, including gender identity, or any other characteristic set forth in Section 12940 of the Government Code, or association with another person who has any of the actual or perceived characteristics set forth in Section 12940 of the Government Code.
- (4) I SHALL NOT USE OR PERMIT any dishonest or unethical practice that tends to corrupt or undermine our American system of free elections, or that hampers or prevents the full and free expression of the will of the voters including acts intended to hinder or prevent any eligible person from registering to vote, enrolling to vote, or voting.
- (5) I SHALL NOT coerce election help or campaign contributions for myself or for any other candidate from my employees.
- (6) I SHALL IMMEDIATELY AND PUBLICLY REPUDIATE support deriving from any individual or group that resorts, on behalf of my candidacy or in opposition to that of my opponent, to the methods and tactics that I condemn. I shall accept responsibility to take firm action against any subordinate who violates any provision of this code or the laws governing elections.
- (7) I SHALL DEFEND AND UPHOLD the right of every qualified American voter to full and equal participation in the electoral process.

I, the undersigned, candidate for election to public office in the State of California or treasurer or chairperson of a committee making any independent expenditures, hereby voluntarily endorse, subscribe to, and solemnly pledge myself to conduct my campaign in accordance with the above principles and practices.

Print Name

Signature

Date

Office

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Laws Governing Campaign Practices

Political Advertising

Any paid political advertisement that refers to an election or to any candidate for state or local elective office and that is contained in or distributed with a newspaper, shall bear on each surface or page thereof, in type or lettering at least half as large as the type or lettering of the advertisement or in 10-point Roman type, whichever is larger, the words "Paid Political Advertisement". The words shall be set apart from any other printed matter. As used in this section "Paid Political Advertisement" shall mean and shall be limited to, published statements paid for by advertisers for purposes of supporting or defeating any person who has filed for an elective state or local office.

Elections Code § 20008

Local municipal jurisdictions have each established ordinances regarding political advertising and signs. Refer to the "Outdoor Political Advertising Guidelines" section in this guide for contact information for each of the city clerks in Santa Clara County to obtain further information.

Simulation of the Ballot

Every simulated ballot or simulated County Voter Information Guide (CVIG) shall bear on each surface or page thereof, in type or lettering at least half as large as the type or lettering of the statement or words or in 10-point Roman type, whichever is larger, in a printed or drawn box and set apart from any other printed matter, the following statement:

"NOTICE TO VOTERS

“(Required by Law)

“This is not an official ballot or an official county information guide prepared by the county elections official or the Secretary of State.

“This is an unofficial, marked ballot prepared by _____ (insert name and address of the person or organization responsible for preparation thereof).”

Violations will result in a court injunction. Our office is available to review proposed ballot simulations.

Elections Code § 20009

Campaign Literature Containing Polling Place of Voter

A person is guilty of a misdemeanor who knowingly causes to be mailed or distributed, or knowingly mails or distributes, literature to a voter that includes a designation of the voter's precinct vote center other than a precinct vote center listed for that voter in an official precinct vote center list that constituted the latest official precinct vote center list at a time not more than 30 days prior to the mailing or distribution.

Elections Code § 18302

Mass Mailing/Campaign Literature

“Mass Mailing” means over two hundred (200) substantially similar pieces of mail but does not include a form letter or other mail which is sent in response to an unsolicited request, letter, or other inquiry.

Government Code § 82041.5

Mass Mailing Requirements

All campaign committees, including candidate, ballot measure, general purpose, major donor and independent expenditure committees, must provide the words “**Paid for by**” when the committee sends a mass mailing. This identification must be presented in the same size and color as the committee name – no less than 6-point Roman type and in a color or print that contrasts with the background and is easily legible. The words “**Paid for by**” shall be immediately adjacent to and above or immediately adjacent to and in front of the committee name and address.

FPPC Regulation 18435

Example:

“Paid for by Committee to Elect Doe to City Council 2012, 1234 Main Street, Sacramento, CA 95555”

§ 84305 of the Government Code provides as follows:

(a) (1) Except as provided in subdivision (b), a candidate, candidate controlled committee established for an elective office for the controlling candidate, or political party committee shall not send a mass mailing unless the name, street address, and city of the candidate or committee are shown on the outside of each piece of mail in the mass mailing and on at least one of the inserts included within each piece of mail of the mailing in no less than 6-point type that is in a color or print that contrasts with the background so as to be easily legible. A post office box may be stated in lieu of a street address if the candidate’s, candidate controlled committee established for an elective office for the controlling candidate’s, or political party committee’s address is a matter of public record with the Secretary of State.

(2) Except as provided in subdivision (b), a committee, other than a candidate controlled committee established for an elective office for the controlling candidate or a political party committee, shall not send a mass mailing that is not required to include a disclosure pursuant to Section 84504.2 unless the name, street address, and city of the committee is shown on the outside of each piece of mail in the mass mailing and on at least one of the inserts included within each piece of mail of the mailing in no less than 6-point type that is in a color or print that contrasts with the background so as to be easily legible. A post office box may be stated in lieu of a street address if the committee’s address is a matter of public record with the Secretary of State.

(b) If the sender of the mass mailing is a single candidate or committee, the name, street address, and city of the candidate or committee need only be shown on the outside of each piece of mail.

(c) (1) A candidate, candidate controlled committee established for an elective office for the controlling candidate, or political party committee shall not send a mass electronic mailing unless the name of the candidate or committee is shown in the electronic mailing preceded by the words “Paid for by” in at least the same size font as a majority of the text in the electronic mailing.

(2) A committee, other than a candidate controlled committee established for an elective office for the controlling candidate or a political party committee, shall not send a mass electronic mailing that is not required to include a disclosure pursuant to Section 84502 or 84504.3 unless the name of the committee is shown in the electronic mailing preceded by the words “Paid for by” in at least the same size font as a majority of the text in the electronic mailing.

(d) If the sender of a mass mailing is a controlled committee, the name of the person controlling the committee shall be included in addition to the information required by subdivision (a) or (c).

(e) For purposes of this section, the following terms have the following meanings:

(1) “Mass electronic mailing” means sending more than 200 substantially similar pieces of electronic mail within a calendar month. “Mass electronic mailing” does not include a communication that was solicited by the recipient, including, but not limited to, acknowledgments for contributions or information that the recipient communicated to the organization.

(2) “Sender” means the candidate, candidate controlled committee established for an elective office for the controlling candidate, or political party committee who pays for the largest portion of expenditures attributable to the designing, printing, and posting of the mailing which are reportable pursuant to Sections 84200 to 84216.5, inclusive.

(3) To “pay for” a share of the cost of a mass mailing means to make, to promise to make, or to incur an obligation to make, any payment: (A) to any person for the design, printing, postage, materials, or other costs of the mailing, including salaries, fees, or commissions, or (B) as a fee or other consideration for an endorsement or, in the case of a ballot measure, support or opposition, in the mailing.

(f) This section does not apply to a mass mailing or mass electronic mailing that is paid for by an independent expenditure.

Mass Mailing Prohibitions

NO newsletter or other mass mailing shall be sent at public expense.

Government Code § 89001

False or Misleading Information to Voters

No candidate shall submit any nomination paper or declaration of candidacy knowing that any part of it has been made falsely. Violations may result in criminal penalties.

Elections Code § 18203

No candidate shall attempt to mislead the public by pretending or implying by his statements or conduct that he is an incumbent of a public office or that he has acted in the capacity of a public officer when this is not the case. Violations may result in civil penalties.

Elections Code § 18350

In the occupational designation on the ballot, no candidate shall assume a designation which would mislead the voters.

Elections Code § 13107

Electioneering on Election Day

§18370 of the California Elections Code states:

No person, on election day, or at any time that a voter may be casting a ballot, shall, within 100 feet of a polling place, a satellite location under Section 3018, or an elections official's office:

- (a) Circulate an initiative, referendum, recall, or nomination petition or any other petition.
- (b) Solicit a vote or speak to a voter on the subject of marking his or her ballot.
- (c) Place a sign relating to voters' qualifications or speak to a voter on the subject of his or her qualifications except as provided in Section 14240.
- (d) Do any electioneering as defined by Section 319.5.

Prohibited electioneering information includes, but is not limited to, any of the following:

- (a) A display of a candidate's name, likeness, or logo.
- (b) A display of a ballot measure's number, title, subject, or logo.
- (c) Buttons, hats, pencils, pens, shirts, signs, or stickers containing electioneering information.
- (d) Dissemination of audible electioneering information.
- (e) At vote by mail ballot drop boxes, loitering near or disseminating visible or audible electioneering information.

As used in this section, "100 feet of a polling place, a satellite location under Section 3018, or an elections official's office" means a distance 100 feet from the room or rooms in which voters are signing the roster and casting ballots.

Any person who violates any of the provisions of this section is guilty of a misdemeanor.

(Amended by Stats. 2009, Ch. 146, Sec. 2. (AB 1337) Effective January 1, 2010.)

§18371 of the California Elections Code states:

- (a) No candidate or representative of a candidate, and no proponent, opponent, or representative of a proponent or opponent, of an initiative, referendum, or recall measure, or of a charter amendment, shall solicit the vote of a vote by mail voter, or do any electioneering, while in the residence or in the immediate presence of the voter, and during the time he or she knows the vote by mail voter is voting.
- (b) Any person who knowingly violates this section is guilty of a misdemeanor.
- (c) This section shall not be construed to conflict with any provision of the federal Voting Rights Act of 1965, as amended, nor to preclude electioneering by mail or telephone or in public places, except as prohibited by Section 18370, or by any other provision of law.

(Amended by Stats. 2007, Ch. 508, Sec. 113. Effective January 1, 2008.)

§ 18403 of the California Elections Code states:

Any person other than an elections official or a member of the precinct board who receives a voted ballot from a voter or who examines or solicits the voter to show his or her voted ballot is punishable by a fine not exceeding ten thousand dollars (\$10,000), by imprisonment pursuant to subdivision (h) of

Section 1170 of the Penal Code for 16 months or two or three years, or in a county jail not exceeding one year, or by both that fine and imprisonment. This section shall not apply to persons returning a vote by mail ballot pursuant to Sections 3017 and 3021 or persons assisting a voter pursuant to Section 14282.

(Amended by Stats. 2011, Ch. 15, Sec. 70. (AB 109) Effective April 4, 2011. Operative October 1, 2011, by Sec. 636 of Ch. 15, as amended by Stats. 2011, Ch. 39, Sec. 68.)

§ 18540 of the California Elections Code states:

- (a) Every person who makes use of or threatens to make use of any force, violence, or tactic of coercion or intimidation, to induce or compel any other person to vote or refrain from voting at any election or to vote or refrain from voting for any particular person or measure at any election, or because any person voted or refrained from voting at any election or voted or refrained from voting for any particular person or measure at any election is guilty of a felony punishable by imprisonment pursuant to subdivision (h) of Section 1170 of the Penal Code for 16 months or two or three years.
- (b) Every person who hires or arranges for any other person to make use of or threaten to make use of any force, violence, or tactic of coercion or intimidation, to induce or compel any other person to vote or refrain from voting at any election or to vote or refrain from voting for any particular person or measure at any election, or because any person voted or refrained from voting at any election or voted or refrained from voting for any particular person or measure at any election is guilty of a felony punishable by imprisonment pursuant to subdivision (h) of Section 1170 of the Penal Code for 16 months or two or three years.

(Amended by Stats. 2011, Ch. 15, Sec. 77. (AB 109) Effective April 4, 2011. Operative October 1, 2011, by Sec. 636 of Ch. 15, as amended by Stats. 2011, Ch. 39, Sec. 68.)

§ 18541 of the California Elections Code states:

- (a) No person shall, with the intent of dissuading another person from voting, within 100 feet of a polling place, do any of the following:
 - (1) Solicit a vote or speak to a voter on the subject of marking his or her ballot.
 - (2) Place a sign relating to voters' qualifications or speak to a voter on the subject of his or her qualifications except as provided in Section 14240.
 - (3) Photograph, video record, or otherwise record a voter entering or exiting a polling place.
- (b) Any violation of this section is punishable by imprisonment in a county jail for not more than 12 months, or in the state prison. Any person who conspires to violate this section is guilty of a felony.
- (c) For purposes of this section, 100 feet means a distance of 100 feet from the room or rooms in which voters are signing the roster and casting ballots.

(Amended by Stats. 2009, Ch. 88, Sec. 33. (AB 176) Effective January 1, 2010.)

§ 18544 of the California Elections Code states:

- a) Any person in possession of a firearm or any uniformed peace officer, private guard, or security personnel or any person who is wearing a uniform of a peace officer, guard, or security personnel, who is stationed in the immediate vicinity of, or posted at, a polling place without

written authorization of the appropriate city or county elections official is punishable by a fine not exceeding ten thousand dollars (\$10,000), by imprisonment pursuant to subdivision (h) of Section 1170 of the Penal Code for 16 months or two or three years, or in a county jail not exceeding one year, or by both that fine and imprisonment.

(b) This section shall not apply to any of the following:

- (1) An unarmed uniformed guard or security personnel who is at the polling place to cast his or her vote.
- (2) A peace officer who is conducting official business in the course of his or her public employment or who is at the polling place to cast his or her vote.
- (3) A private guard or security personnel hired or arranged for by a city or county elections official.
- (4) A private guard or security personnel hired or arranged for by the owner or manager of the facility or property in which the polling place is located if the guard or security personnel is not hired or arranged solely for the day on which an election is held.

(Amended by Stats. 2011, Ch. 15, Sec. 78. (AB 109) Effective April 4, 2011. Operative October 1, 2011, by Sec. 636 of Ch. 15, as amended by Stats. 2011, Ch. 39, Sec. 68.)

Outdoor Political Advertising Guidelines

County Political Sign Regulations

Within unincorporated areas of the county (areas not incorporated into one of the cities within the county), the following County Code sections will apply:

4.40.100 Political Signs

A. *Intent.* It is the intent of this section to encourage participation by the electorate in political activity but to assure that political signs will be located, constructed and removed in a manner to assure the public safety and general welfare.

B. *Permitted subject to regulation.* Notwithstanding any other provision of this chapter, political signs are permitted without an architecture and site approval in any zoning district, subject to all the following regulations:

1. No political sign shall be located in violation of Division B17, Chapter II, commencing with Section B17-18, of the County Ordinance Code;

2. No political sign shall exceed 16 square feet in surface area in any R1, R1E, RHS, R1S or R2 zoning district unless it is located on a vacant lot, in which case it shall not exceed 32 square feet; and

3. Each political sign shall be removed within ten days following the final election to which such sign relates.

C. *Exception.* This section shall not apply to commercial outdoor advertising structures lawfully located in zoning districts under this ordinance and maintained by persons licensed under California Business and Professions Code Div. 3, Ch. 2.

5.80.040 Enforcement

Pursuant to California Penal Code Section 836.5, the County Zoning Investigators are authorized to enforce the provisions of this ordinance and to issue citations for violations thereof. There shall be no civil liability on the part of, and no cause of action shall arise against, any Zoning Investigator acting pursuant to this section and within the scope of his or her authority.

The Santa Clara County Office of Planning provides enforcement of the County Political Sign Regulations. You may contact the Office of Planning at (408) 299-5770.

State Political Sign Regulations

The California Department of Transportation has specific guidelines and responsibilities pertaining to political signs placed within their areas of jurisdiction. This information will be issued to candidates when they pick up nomination papers.

City Political Sign Regulations

REVISED 7.12.21 (see blue font below)

Each city regulates the placements of signs within their city limits. Listed below is the contact information for each city/town clerk's office within Santa Clara County. Please contact the appropriate city office(s) if you have any questions.

CAMPBELL

Dusty Christopherson
City Clerk
70 N. First St. Campbell,
CA 95008 408-866-2116

CUPERTINO

Kirsten Squarcia
City Clerk
10300 Torre Ave.
Cupertino, CA 95014
408-777-3223

GILROY

Suzanne Guzzetta
Deputy City Clerk
7351 Rosanna St. Gilroy,
CA 95020
408-846-0400

LOS ALTOS

Andrea Chelemengos
City Clerk
1 N. San Antonio Rd. Los
Altos, CA 94022
650-947-2720

LOS ALTOS HILLS

Deborah Padovan
City Clerk
26379 Fremont Rd.
Los Altos Hills, CA
94022 650-941-7222

LOS GATOS

Shelley Neis
Town Clerk
110 E. Main St.
Los Gatos, CA 95030
408-354-6888

MILPITAS

Wendy Wood
City Clerk
455 E. Calaveras Blvd.
Milpitas, CA 95035
408-586-3000

MONTE SERENO

Michelle Radcliffe
City Clerk
18041 Saratoga/Los Gatos Rd.
Monte Sereno, CA 95030
408-354-7635

MORGAN HILL

Michelle Bigelow
City Clerk
17575 Peak Ave.
Morgan Hill, CA 95037
408-779-7259

MOUNTAIN VIEW

Heather Glaser
City Clerk
500 Castro St.
Mountain View, CA 94041
650-903-6304

PALO ALTO

Beth Minor
City Clerk
250 Hamilton Ave.
Palo Alto, CA 94301
650-329-2571

SAN JOSE

Toni Taber
City Clerk
200 E. Santa Clara St.
San Jose, CA 95113
408-535-1260

SANTA CLARA

Hosam Haggag
City Clerk
1500 Warburton Ave.
Santa Clara, CA 95050
408-615-2220

SARATOGA

Debbie Bretschneider
City Clerk
13777 Fruitvale Ave.
Saratoga, CA 95070
408-868-1269

SUNNYVALE

David Carnahan
City Clerk
456 W. Olive Avenue
Sunnyvale, CA 94088
408-730-7483

FPPC Form 501 Frequently Asked Questions

Q: Which districts and offices are in the upcoming election?

A: The districts and offices that are in the upcoming election, are as followed:
➤ Office of the Governor

Q: When is the nomination period?

A: The nomination period for the September 14, 2021 California Gubernatorial Recall Election opens on July 9, 2021 through July 16, 2021. For a copy of the Abbreviated Election Calendar with all of the filing deadlines associated with the Statewide election, visit the Registrar of Voters website under the Candidates and Measures tab, click on the September 14, 2021 California Gubernatorial Recall Election. We also provide this information in the office and over the phone.

Q: Who has filed for a particular office?

A: For information regarding the filing status for the Office of Governor, a copy of the Unofficial Contest/Candidate list will be posted every day. This report is updated daily during the nomination period. Visit the Registrar of Voters website under the Candidates and Measures tab, click on the September 14, 2021 California Gubernatorial Recall Election. We also provide this information in the office and over the phone.

Q: How can I find out who is currently in office?

A: For a list of Candidates currently in office, the Candidate Service's Division has an Officeholders List with all the current officeholders. This is available on the Registrar of Voters website under the Candidates and Measures tab, click on the Officeholders List. We also provide this information in the office and over the phone.

Q: Where can I find a candidate's contact information?

A: During the nomination period, candidate files containing contact information are available for viewing in the Registrar of Voters office during office hours.

After the close of the nomination period, the Qualified Candidate List with contact information is available for public review/copy in the Registrar of Voters office during regular office hours.

The Registrar of Voters office is located at 1555 Berger Drive, Building 2, San Jose, CA 95112. Our regular office hours are Monday through Friday from 8:00 a.m. to 5:00 p.m.

Q: How do I find out information on campaign committees?

A: To search for committee information and filing status, please follow the steps below:

From the Candidates & Measures pull down menu, select FPPC Campaign Finance Filings. Then, click on the public access portal option to search and view filings. Type in the last name of the candidate in the "Search by Name" field to start the search. Next, select the name of filer from the results list. Contact the Candidate Services Division at 408-282-3000 should you need further assistance.

Q: What is a FPPC Form 501?

A: The FPPC Form 501 is the Candidate Intention Statement filed by a candidate to indicate their intention to run for office. This form must be filed before the candidate solicits or spends any campaign funds.

Q: How can I find out which candidates have filed a Form 501?

A: To search for candidate information and filing status, please follow the steps below:

From the Candidates & Measures pull down menu, select FPPC Campaign Finance Filings. Then, click on the public access portal to search and view filings.

Scroll down to the “Browse Candidates & Measures by Election” section, select the date of the election you are researching, click the button by “Candidates” to show the list of contests, click the button by the contest to show name of candidates who have filed the Form 501. Contact the Candidate Services Division at 408-282-3000 should you need further assistance.

Q: How can I find out when a candidate filed their Form 501?

A: To search for candidate information and filing status, please follow the steps below:

From the Candidates & Measures pull down menu, select FPPC Campaign Finance Filings. Then, click on the public access portal to search and view filings.

Put in the last name of the person in the “Search By Name” field to start the search. Then, select the name of the filer from the results list. The date the form was filed is listed under the “Filing Date” column at the filer page. Contact the Candidate Services Division at 408-282-3000 should you need further assistance.

Q: How can I find out the date of the election related to the Form 501 filed?

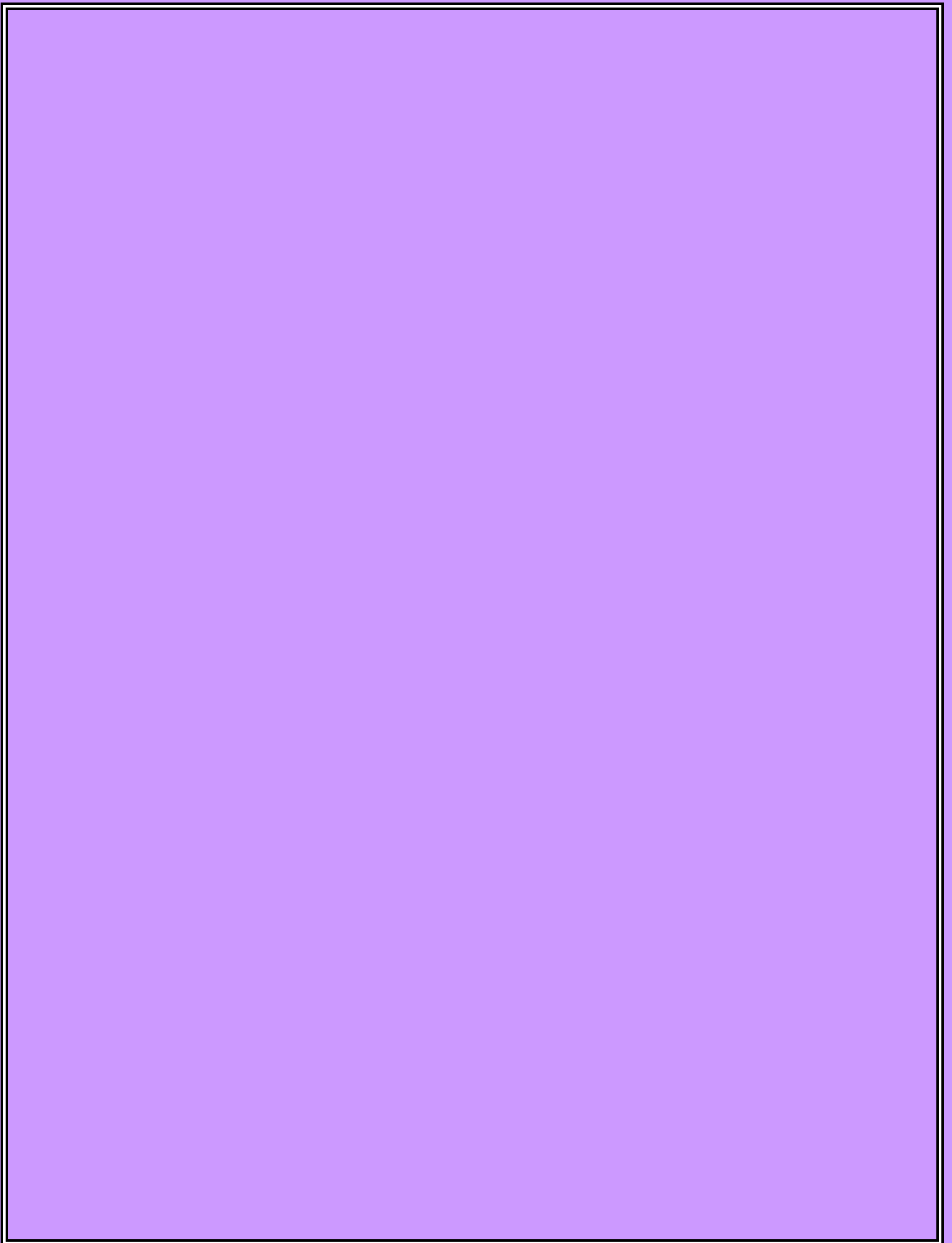
A: This information is only available in the Registrar of Voters office. Please contact the Candidate Services Division at 408-282-3000, or visit the Registrar of Voters office at 1555 Berger Drive, Building 2, San Jose, CA 95112 during our office hours of Monday through Friday from 8:00 a.m. to 5:00 p.m.

Q: What is the threshold that requires a candidate to file a FPPC Form 410?

A: When two thousand dollars (\$2,000) of contributions have been received. (Government Code section 82013)

CHAPTER 5

Services Available to Candidates



Voter Information/Election Data/Maps

Per confidentiality laws of 1995, voter registration information is confidential; however, there are specific permissible exceptions to the law. The California Administrative Code, Title 2, Division 7, Article 1, Section 19003, specifies **permissible uses** for any data obtained from voter registration files. Permissible usage includes, but is not limited to:

- Direct election campaigning, surveys in conjunction with an election campaign, and distribution of information of a political nature.

Elections Code § 2194

Prohibited Uses

Data obtained from voter registration or election files may not be sold, leased, loaned, reproduced, or possession thereof relinquished without receiving written authorization to do so from the Secretary of State or the Office of the Registrar of Voters. In addition, prohibited usage includes commercial purposes and solicitations of contributions or services for any purpose other than on behalf of a candidate or political party, or in support of or opposition to a ballot measure.

Public Viewing Terminals

The voter registration database may be viewed from a public terminal located in the lobby of the Office of the Registrar of Voters. The public viewing terminal is available during normal business hours, Monday through Friday, 8:00 a.m. to 5:00 p.m. The public terminal screen does not reveal confidential voter registration information.

Confidential Viewing Terminals

Viewing of the confidential voter registration database is only available in the Office of the Registrar of Voters. Confidential information includes such items as: residential street address, telephone number, precinct number, date of birth, occupation, driver's license number and the last four digits of a social security number. To view the confidential voter registration database, a person will be required to provide identification and complete an Application for Voter Information. The confidential viewing terminal is available Monday through Friday, 8:00 a.m. to 4:45 p.m.

Election Data

Election data containing voter registration information is available for purchase from the Office of the Registrar of Voters. An Application for Voter Information must be completed that includes a detailed explanation for its use which will undergo a review and approval process. All orders for voter information must be paid for in advance. Election data requests are processed in the order they are received and take 2-3 business days for completion. Pricing for election data is included in the fee schedule listed on www.sccvote.org.

Vote by Mail voter information is also available for purchase but requires a 24-hour advance notice; subsequent updates will be available on Monday, Wednesday, and Friday after 10:00 a.m. For more information on how to purchase Vote by Mail election data, please contact the Vote by Mail Division at (408) 299-8640.

Maps

Maps of districts with contests on the ballot are available for purchase from the Office of the Registrar of Voters. Please contact Bob Nguyen, the Mapping Division Coordinator, at (408) 282-3037 or send an email to ROV-Mapping@rov.sccgov.org for more information.

Vote Centers and Ballot Drop Boxes

Any voter can use the online look up tool on www.sccvote.org/votehere to find a list of the closest Vote Centers, list of Ballot Drop-Box locations and hours including a Google Maps link for directions on the election specific page.

Important Vote by Mail Dates

The Registrar of Voters' office will mail ballots to all registered voters in advance of Election Day and provide in-person voting opportunities to ensure that every registered voter has an opportunity to cast a ballot. A list of all Vote Center locations can be found on the Office of the Registrar of Voter's website at: www.sccvote.org/votehere.

August 16, 2021	First day for mailing of Vote-by-Mail Ballots.
September 4, 2021 to September 14, 2021	<p>Vote Centers open in the County of Santa Clara.</p> <p>Voter's Choice Act (VCA) counties are encouraged to provide as many in-person voting locations in their jurisdiction. County elections officials are authorized to provide in-person voting locations as follows:</p> <p>Voter's Choice Act (VCA) counties holding a California Gubernatorial Recall election shall continue to provide at least one in-person voting location per 30,000 registered voters within the County on Election Day.</p> <p>The minimum operating hours set forth in Elections Code sections 4005 and 4007. Please refer to sccvote.org/votehere for further information on vote center day(s) and hours of operations.</p>
<p>September 4, 2021 to September 13, 2021 Monday – Friday, 8:00 am – 5:00 pm Saturday & Sunday 9:00 am – 5:00 pm</p> <p>September 14, 2021 (Election Day) Tuesday, 7:00 am – 8:00 pm</p>	Dates and times for voting in the Office of the Registrar of Voters.
September 7, 2021	Last day to request Vote by Mail Ballots by mail.
September 14, 2021 Election Day	<p>Beginning with this year, voters have more options to return their voted ballots to their elections official.</p> <p>A voter may:</p> <ol style="list-style-type: none"> 1) Return it by mail or in person. 2) Return it to a vote center within the state.

3) Return the ballot to a vote by mail ballot drop-off location within the state that is provided by law.

A voter who is unable to return their ballot may designate any person to return the ballot for them. The ballot must be received at any official voting location before the close of the polls on election day. If a voted ballot is returned to a county that is not the county who issued the ballot, the elections official for the county in which the ballot is returned shall forward the ballot to the elections official who issued it no later than eight days after receipt.

October 6, 2021

In the case of a voter whose signature does not match or whose signature is missing on the envelope containing their ballot, the elections official is required to notify the voter, at least 8 days before the certification of the election, of an opportunity to verify the voter's signature.

October 12, 2021

Last day to turn in unsigned ballot or signature verification statements.

Election Day Information

Reporting of Results

New voting technology at the Office of the Registrar of Voters offers major improvements for reporting election night results. In the past, all ballots were returned to the Office of the Registrar of Voter's main office for tabulation. The new system allows for remote tabulation at each Vote Center, which will expedite election night results considerably. The modernized system has enhanced security, improved auditing options and incorporates precinct-level tabulation and reporting capabilities.

Beginning at approximately 8:05 p.m. on election night, results are available on our website at www.sccvote.org, or by calling (408) 299-VOTE. The first results reported are Vote by Mail ballots. Updates will occur approximately every hour. The Office of the Registrar of Voter's website banner will be updated with information as to our current situation and predicted update time.

As soon as the voting polls close at 8:00 p.m., candidates, media representatives, and the public may view and monitor election results in Media Room 181. Room 181 is located directly across from the Auditorium. For more information about viewing election results, visit our [Past Election Results](http://www.sccvote.org/pastelectionresults) webpage at www.sccvote.org/pastelectionresults or please contact the Public and Legislative Affairs Division at (408) 282-3008 or by emailing ROV-Media@rov.sccgov.org.

Official Canvass of the Returns

In general, the Official Canvass of the Vote and certification of the election must be completed within 30-days of the election. The Official Canvass includes many steps, including a tabulation of all valid ballots cast and a verification and audit of the voting materials and official results. Elections Code §15302 stipulates that the official canvass shall include, but is not be limited to, the following tasks:

- (a) An inspection of all materials and supplies returned by election workers.
- (b) A reconciliation of the number of signatures on the roster with the number of ballots recorded on the ballot statement.
- (c) In the event of a discrepancy in the reconciliation required by subdivision (b), the number of ballots received from each Vote Center shall be reconciled with the number of ballots cast, as indicated on the ballot statement.
- (d) A reconciliation of the number of ballots counted, spoiled, canceled, or invalidated due to identifying marks, overvotes, or as otherwise provided by statute, with the number of votes recorded, including vote by mail and provisional ballots, by the vote counting system.
- (e) Processing and counting any valid vote by mail and provisional ballots not included in the semifinal official canvass.

- (f) Counting any valid write-in votes.
- (g) Reproducing any damaged ballots, if necessary.
- (h) Reporting final results to the governing board and the Secretary of State, as required.

When elections are consolidated, all results are reported at the same time. The canvass and certification of the vote can take up to 30 days to complete. The Registrar of Voters cannot accommodate requests to tabulate and release results for specified contests, nor can it segregate ballots by contest to report remaining ballots by jurisdiction. Add reporting to the SOS here.

References

Below is a list of contact information to assist you with questions you may have during your campaign.

1. **Secretary of State** (www.sos.ca.gov)
 - Elections Division: (916) 657-2166
 - Political Reform Division: (916) 653-6224
 - Investigation & Election Fraud Hot-Line: (800) 345-VOTE (8683)
2. **County of Santa Clara District Attorney's Office** (www.sccgov.org)
 - Main line: (408) 792-2888
 - Email: publicinformation@doa.sccgov.org
3. **County of Santa Clara, Office of the Registrar of Voters** (www.sccvote.org)
 - Main line: (866) 430-VOTE (8683)
 - Administration: (408) 299-8683
 - Vote by Mail Division: (408) 299-8640
 - Candidate Services Division: (408) 299-8639
 - Voter Registration Services Division: (408) 299-8683
 - Election Officers & Vote Centers: (408) 299-POLL (7655)
 - Mapping Division: (408) 282-3037
 - Outreach Division: (408) 282-3048
4. **Fair Political Practices Commission** (www.fppc.ca.gov)
 - Technical Assistance Division: (916) 322-5660 or (866) 275-3772
 - Enforcement Division: (916) 322-5660
5. **Federal Election Commission** (www.fec.gov)
 - (800) 424-9530
6. **NetFile** (www.netfile.com/filer)
 - (209) 742-4100
 - filerhelp@netfile.com
7. **California Legislative Information** (leginfo.legislature.ca.gov)
8. **League of Women Voters/Voter's Edge** (www.votersedge.org/ca)
9. **Population Statistics & Historical Data** (www.sccgov.org/sites/dpd)
 - Links to the State Department of Finance and the Association of Bay Area Governments.

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County of Santa Clara

Registrar of Voters

1555 Berger Drive, Bldg. 2
San Jose, CA 95112
Mailing Address: P.O. Box 611360, San Jose, CA 95161-360
(408) 299-VOTE (8683) 866-430-VOTE (8683) FAX: (408) 998-7314
www.sccvote.org



Dear Candidate:

Now that you have filed as a candidate, I want to encourage you to participate in Voter's Edge, a non-partisan project of the League of Women Voters of California Education Fund. Voter's Edge provides free webpages for candidates.

The Office of the Registrar of Voters is an active Voter's Edge partner and urges you to take advantage of this valuable opportunity to get your message out to your voting audience. Informed citizens are more likely to vote.

The Voter's Edge project provides an opportunity for you to let voters know who you are and where you stand on the issues. This non-partisan project was developed by the League to utilize Internet technology to inform voters about candidates and issues, and to provide an easy personal ballot lookup. Participation is free and open to all candidates. Voters can then see information about your race at www.votersedge.org/ca, using their personal computers, smartphones, or any other source of access to the Internet.

Sometime after the close of the nomination filing period, you will receive an email message or letter from your local League of Women Voters in Santa Clara County providing information and instructions on how to get started. If you do not receive an invitation from your local League within three weeks after the close of filing, feel free to visit their website at www.votersedge.org/ca to send an inquiry.

I encourage you to participate in the Voter's Edge project.

Sincerely,

A handwritten signature in cursive script that reads "Shannon Bushey".

Shannon Bushey, Registrar
Office of the Registrar of Voters
County of Santa Clara

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ELECTION OFFICERS NEEDED!

The County of Santa Clara Office of the Registrar of Voters is continuously recruiting election officers. Help is specially needed for countywide elections. This is a great way to be a part of the democratic process, serve your community, and make money for yourself or your favorite organization. Experience not necessary! Paid training is provided.

Sign up to become an Election Officer in future elections! Bilingual officers are needed in Chinese, English, Spanish, Tagalog, Vietnamese, Korean, Khmer, Hindi, Japanese, Persian, Portuguese, Russian, Syriac, Telugu, Tamil, Gujarati, Punjabi, and Nepali. Election Officers receive hourly pay and Bilingual Election Officers receive additional compensation. Volunteers receive a stipend.

You must be 18 years or older, a U.S. citizen and a registered voter of the State of California; or a legal permanent resident; or a high school student, 16 years or older, on or before Election Day, with at least a 2.5 GPA and approval from your parents and your school administration.

If you are interested, call:

English: (408) 299-POLL (7655)
Spanish: (408) 282-3095
Vietnamese: (408) 282-3097
Chinese: (408) 282-3086
Tagalog: (408) 282-3089
Hindi: (408) 282-3199

Chinese, English, Spanish, Tagalog, Vietnamese, Korean, Khmer, Hindi, Japanese, Portuguese, Russian, Telugu, Tamil, Gujarati, Punjabi, and Nepali: (408) 299-POLL (7655)

Visit our website for more information at: www.sccvote.org/votecenterhiring

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Frequently Asked Questions

Can anyone circulate nomination papers?

Circulators of nomination petitions must be 18 years of age or older.

What happens if some of the signatures I obtain on my nomination papers are not registered voters or do not live within the jurisdiction I seek to represent?

The Office of the Registrar of Voters must certify that the signatures on nomination papers are of registered voters residing within the jurisdiction. Any signatures of voters who do NOT reside within the jurisdiction will be marked invalid and will not count towards your signature requirements. We recommend filing your nomination papers early in case additional signatures are required following the initial certification. If you wait until the last day to file and your number of valid signatures does not meet the requirement for the office you seek, you will not qualify to be a candidate. If you file early, there will be time to check the signatures and notify you of any insufficiencies. You may then have an opportunity to submit supplemental signatures.

Is there a way to check the validity of signatures I collect on my petitions?

Yes, candidates can view confidential voter registration information at the Office of the Registrar of Voters. You can view the voter database and verify if a signer on your petition is registered to vote and at what address. The confidential terminal is available for usage during normal office hours. There are two terminals available for use on a first come, first served basis.

When and where can I pick up and file my nomination documents?

The candidate filing period is July 9, 2021 through July 16, 2021. Nomination documents may be picked up at the Office of the Registrar of Voters located at 1555 Berger Drive, Bldg. 2, Candidate Services Division, San Jose, CA. Nomination documents **MAY ONLY BE FILED** with the Office of the Registrar of Voters. The Office of the Registrar of Voters does not accept nomination papers printed from other websites such as the Secretary of State. Following review and acceptance of forms for filing, the ROV will forward appropriate documents to the SOS for final review and processing.

May I change or correct the wording or spelling on my candidate statement after submission?

No. Statements cannot be changed for any reason after they have been filed.

If I pay for and submit a candidate statement of qualifications and then I change my mind, may I withdraw the statement and receive a refund?

Yes, the candidate statement may be withdrawn during the nomination period and until 5:00 p.m. of the next working day after the close of the nomination period. If you withdraw your statement by this deadline, you will receive a refund. After this deadline, your statement cannot be withdrawn, nor a refund given.

May my spouse, relative, friend or campaign manager pick up and/or file nomination documents for me or can I mail them to you?

Yes, only if the candidate prepares and signs a Letter of Authorization. In general, all forms must be picked up and filed by the candidate. However, state law allows someone other than the candidate to obtain and/or file nomination papers if they have specific written authorization to do so. We recommend candidates pick up and file nomination documents themselves for the following two reasons:

1. The oath of office on the Declaration of Candidacy must be administered by a member of the Office of the Registrar of Voters staff, an authorized public official, or a notary public. It is much easier for a candidate to file the nomination papers in person and have the oath administered at the time he or she files; and
2. The signature of the candidate, as well as other data, is required on many documents involved in the nomination process. Incomplete or missing documents can be completed more easily in person.

If the candidate wishes to mail the nomination papers, they must be sent by certified mail and arrive in our office by the close of the nomination period, regardless of the postmark.

Am I required to file financial documents related to my campaign?

Yes, every candidate must file some type of financial documents at specified deadlines. Refer to the “Campaign Finance Disclosure Information” section of this guide for more information.

I am unable to complete and file any of my FPPC campaign disclosure statements by the filing deadline. May I obtain an extension and will I be fined?

No. There is no provision in the Political Reform Act that permits any filing officer to extend a filing deadline. Statements that are filed late are subject to a fine of \$10.00 per day until the statement is filed including additional penalties or remedies imposed by the act. You may be fined for filing your statements late.

Can I place campaign signs anywhere I want?

No. There are city, county and state regulations concerning placement of campaign signs. Please refer to the “Outdoor Political Advertising Guidelines” section of this guide.

How does the Office of the Registrar of Voters release a list of candidates and how soon will an official list of qualified candidates be available after the close of nominations?

The Office of the Registrar of Voter’s publishes an updated list of candidates who have obtained and filed papers directly with the County of Santa Clara each day. There will be a date listed next to the candidate’s name indicating the date they filed all required paperwork and were qualified for office. At a later date, our office will provide an updated list of candidates released by the Secretary of State following the end of the nomination period.

The general nomination period ends at 5:00 p.m. on July 16, 2021 and the nomination period will not be extended due to lack of an incumbent for this office.

For each state election, the Secretary of State qualifies all state candidates and prepares the official certified list. This certified list of state candidates is not available to each county until July 21, 2021 at the earliest. The Secretary of State's Office also posts this certified list on their website. A final official certified list that includes all state candidates will be released by the Office of the Registrar of Voters by the following week. You may come into the office and view the candidate list at no charge or purchase a copy of it.

Can I come into the Office of the Registrar of Voters on Election Night and observe the tabulation of the votes?

Yes. You can come into our office on Election Night and observe the entire process of the vote tabulation. All Election Night visitors must be escorted in our office so please call ahead of time to inform us that you will be coming to our office. Calling ahead helps us plan our staffing needs.

Can I obtain Election Night results on the Internet?

Yes. You may obtain the most up-to-date Election Night results on our website at www.sccvote.org or call (408) 299-8639.

Why is there so much paperwork involved in being a candidate?

State election laws stipulate those documents required to be completed by candidates, as well as its format, filing deadline, etc. These filing requirements are not discretionary.

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**County of Santa Clara
Registrar of Voters Contact Information
Candidate Services Division
General: (408) 299-8639
Fax: (408) 998-7356
email-rov-nom@rov.sccgov.org
1555 Berger Drive, Building 2, San Jose, CA 95112**

Shannon Bushey
Registrar of Voters
Administration
P: (408) 282-3005

Email: shannon.bushey@rov.sccgov.org

Virginia Bloom
Assistant Registrar of Voters
Administration
P: (408) 282-3135

Email: virginia.bloom@rov.sccgov.org

Mike Fong
Interim Assistant Registrar of Voters
Election Division Coordinator
Elections Logistics and Voting Systems
P: (408) 282-3058
Email: mike.fong@rov.sccgov.org

Matt Moreles
Assistant Registrar of Voters
Administration
P: (408) 282-3003
Email: matt.moreles@rov.sccgov.org

Bren Lehr
Election Division Coordinator
Candidate Services Division
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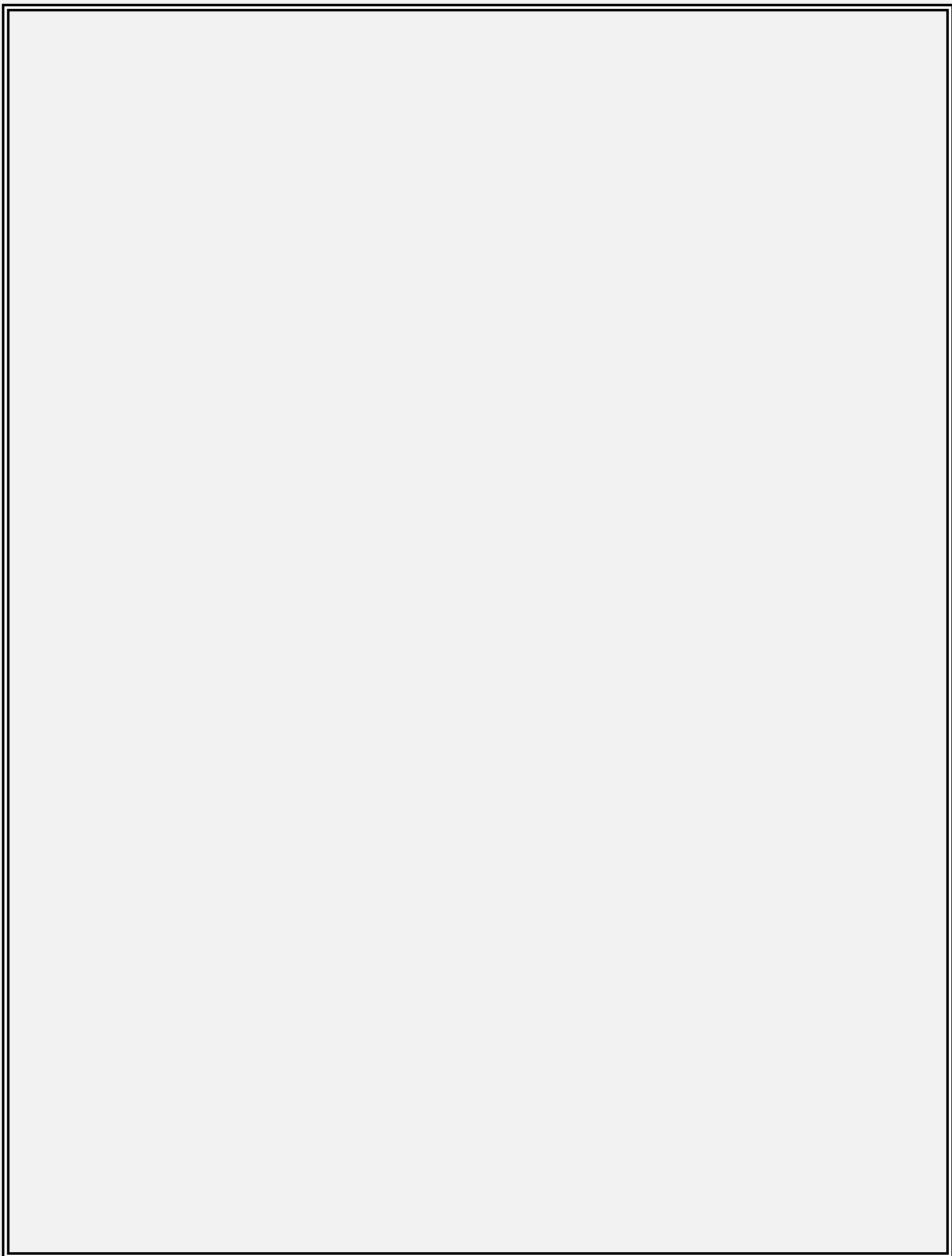
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ATTENTION: Information provided by the Office of the Registrar of Voters in response to inquiries made by candidates is general in nature and is informational only. It is not to be used as a substitute for legal advice. Candidates are responsible for consulting their own legal counsel and verifying all information as it relates to their individual situation.

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CHAPTER 6

Appendices



APPENDIX A

Ballot Designation Regulations

§ 20710. General Provisions.

2 CA ADC § 20710
BARCLAYS OFFICIAL CALIFORNIA CODE OF REGULATIONS

2 CCR § 20710 § 20710. General Provisions.

- (a) The regulatory purpose of this Chapter is to ensure the accurate designation of the candidate upon the ballot in order that an informed electorate may intelligently elect one of the candidates.
- (b) The Secretary of State shall, at all times, apply and interpret the provisions of Elections Code § 13107 and the regulations included in this Chapter in a manner consistent with the regulatory purpose of this Chapter.
- (c) Candidates are not required to use a ballot designation pursuant to Elections Code § 13107, subdivision (a), and may opt to leave the space for such a designation on the ballot blank. In order to notify the elections official as to whether he or she will use a ballot designation or will opt to leave the ballot designation space blank, the candidate must initial the appropriate box on the Declaration of Candidacy or otherwise so indicate on the Declaration of Candidacy.
- (d) Pursuant to Elections Code § 13107, subdivision (a), a candidate may submit a proposed ballot designation pursuant to any one of the four provisions specified in Elections Code § 13107, subdivision (a), subparts (1) through (4), applicable to that candidate. The candidate shall be free to select from which of the applicable four subparts he or she is submitting his or her proposed ballot designation.
- (e) The regulations set forth in this Chapter shall apply only to elections held for offices for which elections returns are certified by the Secretary of State of the State of California.
- (f) Whenever, the word “should” is used in this Chapter, it is recommended, not mandatory.

Note: Authority cited: Section 12172.5, Government Code. Reference: Section 13107, Elections Code.

HISTORY

1. New chapter 7 (sections 20710-20719) and section filed 1-14-98; operative 1-14-98 pursuant to Government Code section 11343.4(d) (Register 98, No. 3).

This database is current through 6/19/20 Register 2020, No. 25

2 CCR § 20710, 2 CA ADC § 20710

§ 20711. Ballot Designation Worksheet.

2 CA ADC § 20711
BARCLAYS OFFICIAL CALIFORNIA CODE OF REGULATIONS

2 CCR § 20711
§ 20711. Ballot Designation Worksheet.

(a) In order to facilitate review of a candidate's proposed ballot designation by the Secretary of State pursuant to Elections Code § 13107, the candidate shall submit, at the time of filing his or her proposed ballot designation on the Declaration of Candidacy, a completed Ballot Designation Worksheet on a form provided by the Secretary of State.

(b) All Ballot Designation Worksheets filed with the Office of the Secretary of State or the county elections officials pursuant to this section shall be public records and shall be available for inspection and copying at the public counter of the Elections Division of the Office of the Secretary of State, Fifth Floor, 1500 11th Street, Sacramento, California 95814, or at the office of the applicable county elections official.

(c) The Secretary of State shall provide a master copy or copies of the Ballot Designation Worksheet to all elections officials responsible for providing and accepting the nomination documents for candidates in elections for offices certified by the Secretary of State. The Ballot Designation Worksheet shall request that the candidate proposing the ballot designation provide the following information:

- (1) The candidate's name, home, business and mailing addresses, telephone numbers, e-mail address, if available, and fax number;
- (2) A designation of the office for which the candidate is seeking election;
- (3) The name, home, business and mailing addresses, telephone numbers, e-mail address, if available, and fax number of the attorney representing the candidate or for any other person to be contacted in the event the Secretary of State requires further information regarding the proposed ballot designation;
- (4) The proposed ballot designation submitted by the candidate;
- (5) The candidate may submit one or more proposed alternate ballot designations ranked in order of the candidate's preference;
- (6) A brief statement identifying the factual basis upon which the candidate claims the proposed ballot designation and each proposed alternate ballot designation, including the following:
 - (A) If the candidate holds elected office and is submitting his or her proposed ballot designation pursuant to Elections Code § 13107, subdivisions (a)(1) or (a)(2), the candidate shall indicate the elective office he or she currently occupies and may attach a copy of his or her Certificate of Election;

(B) If the candidate is a judicial officer and is submitting his or her proposed ballot designation pursuant to Elections Code § 13107, subdivisions (a)(1) or (a)(2), the candidate shall indicate the elective office he or she currently holds and may attach either (A) a copy of his or her Certificate of Election or (B) a copy of his or her commission or certificate of appointment, issued at the time the candidate was appointed to the judicial office which he or she currently occupies;

(C) If the candidate submits a ballot designation pursuant to Elections Code § 13107, subdivision (a)(3), the candidate shall indicate:

- (i) The title of the position or positions which he or she claims supports the proposed ballot designation;
- (ii) The dates during which the candidate held such position;
- (iii) A description of the work he or she performs in the position;
- (iv) The name of the candidate's business or employer;
- (v) The name and telephone number of a person or persons who could verify such information; and
- (vi) A statement that the professions, vocations or occupations relied upon to support the proposed ballot designation constitute the primary, main or leading professions, vocations or occupations of the candidate, in accordance with the definition of the term "principal" as set forth at § 20714, subdivision (b).

(D) If the candidate submits a ballot designation pursuant to Elections Code § 13107, subdivision (a)(4), the candidate shall indicate the date on which he or she was appointed to the office for which he or she is an appointed incumbent.

(d) The candidate may attach or append any supporting documents or other exhibits to his or her Ballot Designation Worksheet which he or she believes support his or her proposed ballot designation. Such attached documents or other exhibits shall be deemed to be incorporated by reference as part of the candidate's Ballot Designation Worksheet and shall be considered as such by the Secretary of State.

(e) If a candidate requests a change of his or her ballot designation pursuant to Elections Code § 13107(e), that request shall be accompanied by a Ballot Designation Worksheet.

Note: Authority cited: Section 12172.5, Government Code. Reference: Sections 13107 and 13107.3, Elections Code.

HISTORY

1. New section filed 1-14-98; operative 1-14-98 pursuant to Government Code section 11343.4(d) (Register 98, No. 3).

2. Amendment of subsections (a), (c)(5), (c)(6)(A)-(C) and (c)(6)(D), new subsection (e) and amendment of Note filed 12-21-2009; operative 12-21-2009 pursuant to Government Code section 11343.4 (Register 2009, No. 52).

This database is current through 6/19/20 Register 2020, No. 25

2 CCR § 20711, 2 CA ADC § 20711

§ 20712. Proposed Ballot Designations Submitted Pursuant to Elections Code § 13107, Subdivision...

2 CA ADC § 20712 BARCLAYS OFFICIAL CALIFORNIA CODE OF REGULATIONS

2 CCR § 20712

§ 20712. Proposed Ballot Designations Submitted Pursuant to Elections Code § 13107, Subdivision (a)(1).

Proposed ballot designations submitted pursuant to Elections Code § 13107, subdivision (a)(1), shall be subject to the following provisions:

(a) In the case of candidates holding elective city, county, district, state, or federal office, the candidate's ballot designation shall be the elective office which the candidate holds at the time of filing the nomination documents.

(b) In the case of judicial officers, the candidate's ballot designation shall be the elective office which the candidate holds at the time of filing the nomination documents.

(c) There shall be no word count limitation applicable to ballot designations submitted pursuant to Elections Code § 13107, subdivision (a)(1).

(d) Proposed ballot designations indicating a position of legislative leadership or leadership in another elected body, such as "Majority Leader of the California Senate," "Minority Leader of the California State Assembly," "Speaker of the California State Assembly," "President Pro Tempore of the California State Senate," "City of Orange Mayor Pro Tem," and the like, are not elective offices described in Elections Code § 13107, subdivision (a)(1). Such ballot designations are improper, pursuant to Elections Code § 13107, subdivision (a)(1). They may, however, subject to the three-word limit, be considered under the provisions of § 13107(a)(3). Examples of acceptable ballot designations under this section include, but are not limited to, "Assembly Minority Leader," "California Assembly Speaker," and "Mayor Pro Tem."

(e) Proposed ballot designations indicating that the candidate is a member of the state or county central committee of a political party, or an officer of a state or county central committee of a political party, are improper, as such positions do not constitute elective county or state offices as specified in Elections Code § 13107, subdivision (a)(1).

Note: Authority cited: Section 12172.5, Government Code. Reference: Section 13107, Elections Code.

HISTORY

1. New section filed 1-14-98; operative 1-14-98 pursuant to Government Code section 11343.4(d) (Register 98, No. 3).

2. Amendment of subsection (d) filed 12-21-2009; operative 12-21-2009 pursuant to Government Code section 11343.4 (Register 2009, No. 52).

This database is current through 6/19/20 Register 2020, No. 25

2 CCR § 20712, 2 CA ADC § 20712

§ 20713. Proposed Ballot Designations Submitted Pursuant to Elections Code § 13107, Subdivision...

2 CA ADC § 20713 BARCLAYS OFFICIAL CALIFORNIA CODE OF REGULATIONS

2 CCR § 20713

§ 20713. Proposed Ballot Designations Submitted Pursuant to Elections Code § 13107, Subdivision (a)(2).

Proposed ballot designations submitted pursuant to Elections Code § 13107, subdivision (a)(2), shall be subject to the following provisions:

(a) A proposed ballot designation submitted pursuant to Elections Code § 13107, subdivision (a)(2), is limited “incumbent,” as that term is defined in Elections Code § 13107, subdivision (a)(2).

(b) The term “incumbent” must be used as a noun. It shall not be used in conjunction with any other words, including any accompanying adjectives or modifiers, and must stand alone. A candidate qualified to use this designation pursuant to Elections Code § 13107, subdivision (a)(2), shall be entitled to use the ballot designation “Incumbent.”

(c) The word “incumbent” is strictly limited for use in ballot designations submitted pursuant to Elections Code § 13107, subdivision (a)(2), and may not be used as an adjective in any other ballot designation.

Note: Authority cited: Section 12172.5, Government Code. Reference: Section 13107, Elections Code.

HISTORY

1. New section filed 1-14-98; operative 1-14-98 pursuant to Government Code section 11343.4(d) (Register 98, No. 3).

This database is current through 6/19/20 Register 2020, No. 25

2 CCR § 20713, 2 CA ADC § 20713

§ 20714. Proposed Ballot Designations Submitted Pursuant to Elections Code § 13107, Subdivision...

2 CA ADC § 20714 BARCLAYS OFFICIAL CALIFORNIA CODE OF REGULATIONS

2 CCR § 20714

§ 20714. Proposed Ballot Designations Submitted Pursuant to Elections Code § 13107, Subdivision (a)(3).

Proposed ballot designations submitted pursuant to Elections Code § 13107, subdivision (a)(3), shall be subject to the following provisions:

(a) The terms “profession,” “vocation,” or “occupation,” as those terms are used in Elections Code § 13107, subdivision (a)(3), are defined as follows:

(1) “Profession” means a field of employment requiring special education or skill and requiring knowledge of a particular discipline. The labor and skill involved in a profession is predominantly mental or intellectual, rather than physical or manual. Recognized professions generally include, but are not limited to, law, medicine, education, engineering, accountancy, and journalism. Examples of an acceptable designation of a “profession,” as defined in Elections Code § 13107, subdivision (a)(3), include, but are not limited to, “attorney,” “physician,” “accountant,” “architect,” and “teacher.”

(2) “Vocation” means a trade, a religious calling, or the work upon which a person, in most but not all cases, relies for his or her livelihood and spends a major portion of his or her time. As defined, vocations may include, but are not limited to, religious ministry, child rearing, homemaking, elderly and dependent care, and engaging in trades such as carpentry, cabinetmaking, plumbing, and the like. Examples of an acceptable designation of a “vocation,” as defined in Elections Code § 13107, subdivision (a)(3), include, but are not limited to, “minister,” “priest,” “mother,” “father,” “homemaker,” “dependent care provider,” “carpenter,” “plumber,” “electrician,” and “cabinetmaker.”

(3) “Occupation” means the employment in which one regularly engages or follows as the means of making a livelihood. Examples of an acceptable designation of an “occupation,” as defined in Elections Code § 13107, subdivision (a)(3), include, but are not limited to, “rancher,” “restaurateur,” “retail salesperson,” “manual laborer,” “construction worker,” “computer manufacturing executive,” “military pilot,” “secretary,” and “police officer.”

(b) “Principal,” as that term is used in Elections Code § 13107, subdivision (a)(3), means a substantial involvement of time and effort such that the activity is one of the primary, main or leading professional, vocational or occupational endeavors of the candidate. The term “principal” precludes any activity which does not entail a significant involvement on the part of the candidate. Involvement which is only nominal, pro forma, or titular in character does not meet the requirements of the statute.

(1) If a candidate is licensed by the State of California to engage in a profession, vocation or occupation, the candidate is entitled to consider it one of his or her “principal” professions, vocations or occupations if (i) the candidate has maintained his or her license current as of the date he or she filed his or her nomination documents by complying with all applicable requirements of the respective licensure, including the payment of all applicable license fees and (ii) the status of the candidate's license is active at the time he or she filed his or her nomination documents.

(2) A candidate who holds a professional, vocational or occupational license issued by the State of California may not claim such profession, vocation or occupation as one of his or her “principal” professions, vocations or occupations if (i) the candidate's licensure status is “inactive” at the time the candidate files his or her nomination document, or (ii) the candidate's license has been suspended or revoked by the agency issuing the license at the time the candidate files his or her nomination documents.

(c) In order for a ballot designation submitted pursuant to Elections Code § 13107, subdivision (a)(3), to be deemed acceptable by the Secretary of State, it must accurately state the candidate's principal professions, vocations or occupations, as those terms are defined in subdivisions (a) and (b) herein. Each proposed principal profession, vocation or occupation submitted by the candidate must be factually accurate, descriptive of the candidate's principal profession, vocation or occupation, must be neither confusing nor misleading, and must be in full and complete compliance with Elections Code § 13107 and the regulations in this Chapter.

(d) If the candidate is engaged in a profession, vocation or occupation at the time he or she files his or her nomination documents, the candidate's proposed ballot designation is entitled to consist of the candidate's current principal professions, vocations and occupations. In the event the candidate does not have a current principal profession, vocation or occupation at the time he or she files his or her nomination documents, the candidate may use a ballot designation consisting of his or her principal professions, vocations or occupations, which the candidate was principally engaged in during the calendar year immediately preceding the filing of the candidate's nomination papers.

(e) A candidate may engage in multiple principal professions, vocations or occupations. Accordingly, the candidate may designate multiple principal professions, vocations or occupations. If a candidate proposes a ballot designation including multiple principal professions, vocations or occupations, the proposed ballot designation must comply with the following provisions:

(1) The proposed ballot designation must comply with the three-word limitation specified in Elections Code § 13107, subdivision (a)(3), and as implemented pursuant to subdivision (f) herein.

(2) Each such proposed profession, vocation or occupation shall be separately considered by the Secretary of State and must independently qualify as a “principal” profession, vocation or occupation, as that term is defined pursuant to subdivision (b) herein.

(3) When multiple professions, vocations or occupations are proposed as a ballot designation, they shall be separated by a slash (“/”). An example of an acceptable designation would be “Legislator/Rancher/Physician.”

(f) Pursuant to Elections Code § 13107, subdivision (a)(3), the candidate's ballot designation shall be limited to not more than three (3) words. The following rules shall govern the application of the three-word limitation:

(1) The proposed ballot designation shall be grammatically correct, generic, and all words must be spelled correctly.

(2) Punctuation shall be limited to the use of a comma (e.g., District Attorney, Los Angeles County) and a slash (e.g., Legislator/Rancher/Physician), pursuant to subdivision (e) of this section. A hyphen may be used if, and only if, the use of a hyphen is called for in the spelling of a word as it appears in a standard reference dictionary of the English language, which was published in the United States at any time within the 10 calendar years immediately preceding the election for which the words are counted.

(3) All California geographical names shall be considered to be one word and shall be limited to the names of cities, counties and states. The names of special districts and political subdivisions are not “geographical names,” as that term is used in Elections Code § 13107, subdivision (a)(3). If the candidate desires, the geographical name may be used in the form of “City of . . .,” “County of . . .,” or “City and County of . . .” Examples of geographical names considered to be one word include Tehama County, Los Angeles County and County of Sacramento. Examples of designations containing a special district or political subdivision that are not geographical names include “Butte County Rural Fire District Captain,” “Huntington Beach Unified School District President,” and “South Bay Irrigation District Director.”

(4) An acronym shall be counted as one word.

(g) A candidate who chooses to include the name of his or her elective office with another profession, vocation, or occupation may do so pursuant to Elections Code section 13107(a)(3), but that ballot designation shall be limited to no more than three words. Examples of acceptable designations under this section include “State Senator/Rancher,” “California Assemblywoman/Attorney,” “County Supervisor/Teacher,” and “State Controller/Businessman.” Examples of unacceptable designations under this section include “Assemblyman, 57th District/Educator,” “California State Senator/Architect,” “Placer County Supervisor/Business Owner,” and “Member, Board of Equalization/Banker.”

Note: Authority cited: Section 12172.5, Government Code. Reference: Sections 9 and 13107, Elections Code.

HISTORY

1. New section filed 1-14-98; operative 1-14-98 pursuant to Government Code section 11343.4(d) (Register 98, No. 3).
2. Amendment of subsections (a)(1), (c) and (f)(2)-(3), new subsection (g) and amendment of Note filed 12-21-2009; operative 12-21-2009 pursuant to Government Code section 11343.4 (Register 2009, No. 52).

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2 CCR § 20714, 2 CA ADC § 20714

§ 20714.5. “Community Volunteer.”

2 CA ADC § 20714.5 BARCLAYS OFFICIAL CALIFORNIA CODE OF REGULATIONS

2 CCR § 20714.5

§ 20714.5. “Community Volunteer.”

(a) “Community Volunteer” means a person who engages in an activity or performs a service for or on behalf of, without profiting monetarily, one or more of the following:

- (1) A charitable, educational, or religious organization as defined by the United States Internal Revenue Code section 501(c)(3);
- (2) A governmental agency; or
- (3) An educational institution.

(b) The activity or service must constitute substantial involvement of the candidate's time and effort such that the activity or service is the sole, primary, main or leading professional, vocational or occupational endeavor of the candidate within the meaning of subdivisions (a) and (b) of section 20714 of this Chapter.

Note: Authority cited: Section 12172.5, Government Code; and Section 13107.5(b), Elections Code. Reference: Sections 13107 and 13107.5, Elections Code; and Section 501(c)(3), United State Internal Revenue Code.

HISTORY

1. New section filed 12-21-2009; operative 12-21-2009 pursuant to Government Code section 11343.4 (Register 2009, No. 52).

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2 CCR § 20714.5, 2 CA ADC § 20714.5

§ 20715. Proposed Ballot Designations Submitted Pursuant to Elections Code § 13107, Subdivision...

2 CA ADC § 20715 BARCLAYS OFFICIAL CALIFORNIA CODE OF REGULATIONS

2 CCR § 20715

§ 20715. Proposed Ballot Designations Submitted Pursuant to Elections Code § 13107, Subdivision (a)(4).

(a) Pursuant to Elections Code § 13107, subdivision (a)(4), a candidate may propose a ballot designation consisting of the phrase “appointed incumbent” if the candidate holds an office, other than a judicial office, by virtue of appointment, and the candidate is a candidate for election to the same office. The candidate may not use the unmodified word “incumbent” or any words designating the office unmodified by the word “appointed.”

(b) Pursuant to Elections Code § 13107, subdivision (a)(4), a candidate may propose a ballot designation consisting of the word “appointed” in conjunction with the elective office, if the candidate is a candidate for election to the same office or to some other office. The candidate may not use any words designating the office unmodified by the word “appointed.”

(c) There shall be no word count limitation applicable to ballot designations submitted pursuant to Elections Code § 13107, subdivision (a)(4).

Note: Authority cited: Section 12172.5, Government Code. Reference: Section 13107, Elections Code.

HISTORY

1. New section filed 1-14-98; operative 1-14-98 pursuant to Government Code section 11343.4(d) (Register 98, No. 3).

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2 CCR § 20715, 2 CA ADC § 20715

§ 20716. Unacceptable Ballot Designations.

2 CA ADC § 20716 BARCLAYS OFFICIAL CALIFORNIA CODE OF REGULATIONS

2 CCR § 20716

§ 20716. Unacceptable Ballot Designations.

(a) The Secretary of State shall reject as unacceptable any proposed ballot designation which fails to comply with Elections Code § 13107, subdivision (a); is prohibited pursuant to Elections Code § 13107, subdivision (b); is misleading; or is otherwise improper pursuant to the regulations set forth in this Chapter.

(b) The following types of activities are distinguished from professions, vocations and occupations and are not acceptable as ballot designations pursuant to Elections Code § 13107, subdivision (a)(3):

(1) *Avocations*: An avocation is a casual or occasional activity, diversion or hobby pursued principally for enjoyment and in addition to the candidate's principal profession, vocation or occupation. Avocations may include, but are not limited to, hobbies, social activities, volunteer work (except as set forth in Section 20714.5 of this Chapter), and matters pursued as an amateur.

(2) *Pro Forma Professions, Vocations and Occupations*: Pro forma professions, vocations or occupations are positions held by the candidate which consume little or none of the candidate's time and which, by their nature, are voluntary or for which the candidate is not compensated, except as set forth in Section 20714.5 of this Chapter. Pro forma professions, vocations and occupations may include, but are not limited to, such pursuits as honorary peace officer, honorary chairperson, honorary professor, goodwill ambassador, official host or hostess and the like.

(3) *Statuses*: A status is a state, condition, social position or legal relation of the candidate to another person, persons or the community as a whole. A status is generic in nature and generally fails to identify with any particular specificity the manner by which the candidate earns his or her livelihood or spends the substantial majority of his or her time. Examples of a status include, but are not limited to, veteran, proponent, reformer, scholar, founder, philosopher, philanthropist, activist, patriot, taxpayer, concerned citizen, husband, wife, and the like.

(c) Pursuant to Elections Code § 13107, subdivision (b)(1), the Secretary of State shall reject as unacceptable any proposed ballot designation which would mislead voters. In making this determination, the Secretary of State shall determine whether there is a substantial likelihood that a reasonably prudent voter would be misled as to the candidate's principal profession, vocation or occupation by the candidate's proposed ballot designation. The determination shall take into account the plain meaning of the words constituting the proposed ballot designation and the factual accuracy of the proposed ballot designation based upon supporting documents or other evidence submitted by the candidate in support of the proposed ballot designation, pursuant to §§ 20711 and 20717 of this Chapter.

(d) A ballot designation may not comprise or include commercial identification information, such as a trademark, service mark, tradename, or the specific name of a business, partnership, corporation, company, foundation, or organization. Examples of an improper use of commercial identification information include, but are not limited to, "Acme Company President," "Universal Widget Inventor," "Director, Smith Foundation," "UCLA Professor," and the like.

(e) Pursuant to Elections Code § 13107, subdivision (b)(2), the Secretary of State shall reject as unacceptable any proposed ballot designation which would suggest an evaluation of the candidate's qualifications, honesty, integrity, leadership abilities or character. Any laudatory or derogatory adjectives which would suggest an evaluation of the candidate's qualifications shall not be permitted. Such impermissible adjectives include, but are not limited to, "senior,"

“emeritus,” “specialist,” “magnate,” “outstanding,” “leading,” “expert,” “virtuous,” “eminent,” “best,” “exalted,” “prominent,” “famous,” “respected,” “honored,” “honest,” “dishonest,” “corrupt,” “lazy,” and the like.

(f) Pursuant to Elections Code § 13107, subdivision (b)(3), the Secretary of State shall reject as unacceptable any proposed ballot designation which abbreviates the word “retired” or places it following any word or words which it modifies. Examples of impermissible designations include “Ret. Army General,” “Major USAF, Retired” and “City Attorney, Retired.”

(g) Pursuant to Elections Code § 13107, subdivision (b)(4), the Secretary of State shall reject as unacceptable any proposed ballot designation which uses a word or prefix to indicate a prior profession, vocation, occupation or elected, appointed or judicial office previously held by the candidate. Such impermissible words or prefixes include, but are not limited to, “Ex-,” “former,” “past,” and “erstwhile.” Examples of impermissible designations include “Former Congressman,” “Ex-Senator,” and “Former Educator.”

(h)(1) Subject to the provisions of Elections Code § 13107, subdivision (b)(4), use of the word “retired” in a ballot designation is generally limited for use by individuals who have permanently given up their chosen principal profession, vocation or occupation.

(2) In evaluating a proposed ballot designation including the word “retired,” the Secretary of State will consider the following factors in making a determination as to the propriety of the use of the term “retired”:

(A) Prior to retiring from his or her principal profession, vocation or occupation, the candidate worked in such profession, vocation or occupation for more than 5 years;

(B) The candidate is collecting, or eligible to collect, retirement benefits or other type of vested pension;

(C) The candidate has reached at least the age of 55 years;

(D) The candidate voluntarily left his or her last professional, vocational or occupational position; and,

(E) The candidate's retirement benefits are providing him or her with a principal source of income.

(3) If a candidate is requesting a ballot designation that he or she is a retired public official, the candidate must have previously voluntarily retired from public office, not have been involuntarily removed from office, not have been recalled by voters, and not have surrendered the office to seek another office or failed to win reelection to the office. If such a candidate did not voluntarily retire from public office, he or she may not use the word “retired” in his or her ballot designation.

(4) A candidate may not use the word “retired” in his or her ballot designation if that candidate possesses another more recent, intervening principal profession, vocation, or occupation.

(i) Pursuant to Elections Code § 13107, subdivision (b)(5), the Secretary of State shall reject as unacceptable any proposed ballot designation which uses the name of any political party, whether or not it has qualified for recognized ballot status.

(j) Pursuant to Elections Code § 13107, subdivision (b)(6), the Secretary of State shall reject as unacceptable any proposed ballot designation which uses a word or words referring to a racial, religious, or ethnic group.

(1) The Secretary of State shall reject as unacceptable any ballot designation which expressly contains or implies any ethnic or racial slurs or ethnically or racially derogatory language.

(2) If the candidate is a member of the clergy, the candidate may not make reference to his or her specific denomination. However, the candidate may use his or her clerical title as a ballot designation (e.g., “Rabbi,” “Pastor,” “Minister,” “Priest,” “Bishop,” “Deacon,” “Monk,” “Nun,” “Imam,” etc.)

(k) Pursuant to Elections Code § 13107, subdivision (b)(7), the Secretary of State shall reject as unacceptable any proposed ballot designation which refers to any activity prohibited by law. Unlawful activity includes any activities, conduct, professions, vocations, or occupations prohibited by state or federal law.

Note: Authority cited: Section 12172.5, Government Code. Reference: Section 13107, Elections Code.

HISTORY

1. New section filed 1-14-98; operative 1-14-98 pursuant to Government Code section 11343.4(d) (Register 98, No. 3).

2. Amendment filed 12-21-2009; operative 12-21-2009 pursuant to Government Code section 11343.4 (Register 2009, No. 52).

This database is current through 6/19/20 Register 2020, No. 25

2 CCR § 20716, 2 CA ADC § 20716

§ 20717. Requests for Supporting Documentation.

2 CA ADC § 20717 BARCLAYS OFFICIAL CALIFORNIA CODE OF REGULATIONS

2 CCR § 20717

§ 20717. Requests for Supporting Documentation.

In addition to the Ballot Designation Worksheet required to be filed with the Secretary of State pursuant to Elections Code § 13107.3 and § 20711 of this Chapter, the Secretary of State may request that a candidate submit additional supporting documentation or other evidence to support the proposed ballot designation.

(a) Time is of the essence regarding all matters pertaining to the review of proposed ballot designations submitted by candidates for public office. Failure to promptly submit requested supporting materials will preclude consideration of such materials in and the rendering of a final decision on the candidate's proposed ballot designation.

(b) The Secretary of State will communicate, whenever possible, with the candidate in the most expeditious manner, including, but not limited to, telephone, facsimile transmission and electronic mail at the number or address provided by the candidate. When the candidate does not have reasonable access to a facsimile machine or electronic mail, the Secretary of State will transmit written communication to the candidate by means of overnight express delivery to the address provided by the candidate.

(c) The candidate shall have the burden of establishing that the proposed ballot designation that he or she has submitted is accurate and complies with all provisions of Elections Code § 13107 and this Chapter.

Note: Authority cited: Section 12172.5, Government Code. Reference: Sections 13107 and 13107.3, Elections Code.

HISTORY

1. New section filed 1-14-98; operative 1-14-98 pursuant to Government Code section 11343.4(d) (Register 98, No. 3).

2. Amendment of section and Note filed 12-21-2009; operative 12-21-2009 pursuant to Government Code section 11343.4 (Register 2009, No. 52).

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2 CCR § 20717, 2 CA ADC § 20717

§ 20718. Communication of Decisions Regarding Ballot Designations.

2 CA ADC § 20718 BARCLAYS OFFICIAL CALIFORNIA CODE OF REGULATIONS

2 CCR § 20718

§ 20718. Communication of Decisions Regarding Ballot Designations.

(a) If a candidate's proposed ballot designation has been rejected, an official copy of the decision of the Secretary of State will be made in writing and transmitted directly to the candidate by registered or certified mail, return receipt requested, to the address provided by the candidate. The Secretary of State shall also provide a copy to the elections official in the candidate's county

of residence and to the elections official of each county within the political subdivision. Copies may also be made available to all other candidates in the race.

(b) At the request of the candidate, the Secretary of State will transmit a copy of the decision of the Secretary of State regarding the candidate's proposed ballot designation by facsimile transmission or e-mail to the facsimile number or e-mail address listed on the candidate's Ballot Designation Worksheet.

(c) All written decision of the Secretary of State regarding ballot designations are public records and are available for inspection and copying at the public counter of the Elections Division of the Office of the Secretary of State, 1500 11th Street, Fifth Floor, Sacramento, California 95814.

Note: Authority cited: Section 12172.5, Government Code. Reference: Section 13107, Elections Code.

HISTORY

1. New section filed 1-14-98; operative 1-14-98 pursuant to Government Code section 11343.4(d) (Register 98, No. 3).

2. Amendment filed 12-21-2009; operative 12-21-2009 pursuant to Government Code section 11343.4 (Register 2009, No. 52).

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2 CCR § 20718, 2 CA ADC § 20718

§ 20719. Service of Legal Process Regarding Ballot Designations.

2 CA ADC § 20719 BARCLAYS OFFICIAL CALIFORNIA CODE OF REGULATIONS

2 CCR § 20719

§ 20719. Service of Legal Process Regarding Ballot Designations.

(a) In the event a candidate or other interested party files a petition for the issuance of an extraordinary writ with the court or other legal action pertaining to a candidate's ballot designation, the summons and any other legal process should be served upon the Chief Counsel to the Secretary of State, 1500 11th Street, Sixth Floor, Sacramento, California 95814. The Chief Counsel may designate a Deputy Secretary of State to accept service of process on behalf of the Secretary of State.

(b) Telephone notice pertaining to any ex parte applications filed with the court by any candidate or other interested party should be directed to the attention of the Chief Counsel to the Secretary of State at (916) 653-7244. Counsel for all parties to such ex parte matters are admonished that waivers of the Secretary of State's right to timely notice and the right to personally appear at the ex parte hearing will be granted in writing and only in limited instances.

(c) The Secretary of State shall provide a copy of any legal actions in subdivision (a) or (b) above to the elections official in the county of the candidate's residence and any other county in the district.

(d) The Secretary of State shall be named as a respondent in any legal action pertaining to a ballot designation for a candidate described in Elections Code § 15375, except for a candidate for judge of the superior court.

Note: Authority cited: Section 12172.5, Government Code. Reference: Sections 13107 and 13314, Elections Code.

HISTORY

1. New section filed 1-14-98; operative 1-14-98 pursuant to Government Code section 11343.4(d) (Register 98, No. 3).
2. Amendment of subsection (a), new subsection (d), and amendment of Note filed 12-21-2009; operative 12-21-2009 pursuant to Government Code section 11343.4 (Register 2009, No. 52).

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2 CCR § 20719, 2 CA ADC § 20719

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