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ACTION ITEM 6A

Innovation

California Secretary of State Debra Bowen

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Administration

Elections

Business Programs

Political Reform

Archives

Registries

Elections & Voter Information

About Elections Division

Election Results and Election Dates

Register to Vote

Voter Registration Statistics

Voter Information

Initiatives

Voter Education

Political Parties

Candidate Information

Publications & Resources

Elections Site Map

Initiatives and Referenda Cleared for Circulation

The Attorney General prepares a title and summary of the chief purpose and points of an initiative. Initiatives are cleared for circulation on the day the title and summary is sent to the initiative proponent(s). No petition may be circulated for signatures before it has been cleared to do so by the Attorney General.



[Home](#)
[Contact Us](#)
[Website Help](#)

1470. (10-0017)

Imposes New Annual Surcharge and New Annual Tax on All Pension Income Over \$40,000. Initiative Statute.

Summary Date: 06/10/10 | Circulation Deadline: 11/08/10 | Signatures Required: 433,971

Proponent: Paul McCauley pmcca28169@aol.com

Imposes on California residents a new annual surcharge (between \$5,000 and \$50,750) and a new annual tax (between 20% and 60%) on all pension income, including employer-paid health insurance premiums, in excess of \$40,000. May impose a one-time additional tax on non-California residents whose pension benefits earned in California in a taxable year exceed \$40,000. Summary of estimate by Legislative Analyst and Director of Finance of fiscal impact on state and local government: **Potential annual state revenue increase of up to \$18 billion beginning in 2012 and decreasing over time from new taxes on pension benefits. This estimate assumes the proposed excise tax is upheld by the courts.** (10-0017.) [\(Full Text\)](#).

1469. (10-0016)

Repeals Environmental Protection Laws and Establishes New Inalienable Rights. Initiative Constitutional Amendment and Statute.

Summary Date: 05/14/10 | Circulation Deadline: 10/12/10 | Signatures Required: 694,354

Proponent: Oscar A. Braun (650) 867-5779

Repeals the California Environmental Quality Act, the California Coastal Act, the California Endangered Species Act, and the California Global Warming Solutions Act. Establishes new inalienable rights to produce, use, and consume air, carbon dioxide, water, habitat for humanity and energy generating natural resources. Grants the people of California the right to nullify all federal powers not delegated to the United States by the federal constitution. Fiscal impact: **It is the opinion of the Legislative Analyst and Director of Finance that the measure likely would result in a substantial net change in state or local finances if adopted.** (10-0016.) [\(Full Text\)](#).

1467. (10-0013)

Provides That Property Owners May Not Be Required to Obtain or Maintain Flood Insurance. Initiative Statute.

Summary Date: 04/05/10 | Circulation Deadline: 09/02/10 |

Signatures Required: 433,971

Proponent: John Kertisz

ACTION ITEM 6A

Provides that no law shall require that the owner of any property within the State of California obtain or maintain flood insurance as to that property. Prohibits any lender from requiring flood insurance as a condition of making a loan on real property in the State of California. Summary of estimate by Legislative Analyst and Director of Finance of fiscal impact on state and local government: **No significant state and local fiscal impact.** (10-0013.) [\(Full Text\)](#).

1466. (10-0012)

Restricts State's Ability to Collect Unpaid Personal Income Tax. Initiative Statute.

Summary Date: 03/29/10 | Circulation Deadline: 08/26/10 | Signatures Required: 433,971

Proponent: Thomas Lomax

Limits Franchise Tax Board's authority to impose liens, seize property, or impose fines or interest to recover unpaid personal income taxes. Requires Board to accept installment payments that do not exceed the specified threshold. Creates tax deduction for court-ordered child support, but not parental support that is not court-ordered. Imposes procedural requirements to resolve disputes between taxpayers and Board. Requires Board to simplify tax rules. Allows taxpayers to request that a court, public commission, consumer group, or the media determine the appropriateness of the Board's action against the taxpayer. Summary of estimate by Legislative Analyst and Director of Finance of fiscal impact on state and local government: **Reductions in state revenue from administrative changes and the new deduction for child support payments in the low hundreds of millions of dollars annually. Annual tax administration costs likely in excess of \$10 million.** (10-0012.) [\(Full Text\)](#).

1465. (10-0009)

Precludes Anyone Other than State Attorney General from Bringing a Lawsuit Challenging Sufficiency of Environmental Impact Report. Initiative Statute.

Summary Date: 03/26/10 | Circulation Deadline: 08/23/10 | Signatures Required: 433,971

Proponent: Timothy L. Strader, Sr. (949) 622-0420

Changes California law to preclude any person, city, county, or other entity, other than the state Attorney General, from bringing a lawsuit that alleges that an environmental impact report does not comply with the California Environmental Quality Act because it fails to identify ways to minimize significant environmental effects, fails to offer alternatives to the proposed project, or fails to satisfy other legal requirements. Applies retroactively to currently pending actions. Summary of estimate by Legislative Analyst and Director of Finance of fiscal impact on state and local government: **Potential additional net costs for DOJ from increased CEQA litigation workload, likely not more than the low millions of dollars annually. Potentially significant savings or costs for state and local government litigation defense in CEQA cases. Unknown, but likely positive, net impact on state and local government revenues from increased economic activity. Unknown fiscal effect, if any, on state and local government costs to mitigate environmental effects of projects.** (10-0009.) [\(Full Text\)](#).

1464. (10-0008)

Precludes Anyone Other than State Attorney General from Bringing a Lawsuit Challenging Sufficiency of Environmental Impact Report. Initiative Statute.

Summary Date: 03/26/10 | Circulation Deadline: 08/23/10 |

Signatures Required: 433,971

Proponent: Timothy L. Strader, Sr. (949) 622-0420

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1463. (10-0007)

Transfers Authority for Drawing Congressional Districts from Elected Representatives to State Commission on Redistricting. Initiative Constitutional Amendment.

Summary Date: 03/25/10 | Circulation Deadline: 08/23/10 | Signatures Required: 694,354

Proponent: Clark Chu reachchu@gmail.com

Removes elected representatives from the process of establishing congressional districts and transfers that authority to the recently authorized 14-member redistricting commission. Redistricting commission is comprised of five Democrats, five Republicans, and four voters registered with neither party. Requires that any newly-proposed district lines be approved by nine commissioners including three Democrats, three Republicans, and three from neither party. Provides that voters will have the authority to reject district boundary maps approved by the commission. Summary of estimate by Legislative Analyst and Director of Finance of fiscal impact on state and local government: **Probably no significant change in state redistricting costs.** (10-0007.) [\(Full Text\)](#)

1462. (10-0006)

Repeals Laws That Require Every Driver to Maintain Automobile Liability Insurance. Initiative Statute.

Summary Date: 03/25/10 | Circulation Deadline: 08/23/10 | Signatures Required: 433,971

Proponent: Michael Lee Madsen, Sr. foramericanow@aol.com

Repeals laws that require drivers to maintain automobile liability insurance and to carry proof of that insurance. Maintains mandatory liability insurance requirements for drivers of commercial vehicles and drivers who have been convicted of certain vehicular crimes. Repeals laws requiring insurance companies to electronically report vehicle liability insurance information to DMV. Repeals laws providing for the imposition of fines and suspension of driving privileges for drivers who fail to provide proof of insurance at an accident. Summary of estimate by Legislative Analyst and Director of Finance of fiscal impact on state and local government: **Annual state savings, probably about \$25 million, due to a reduction in costs to enforce financial responsibility requirements. A reduction in state and local revenues from fines and penalties related to violations of the financial responsibility law, probably in the couple of hundreds of millions of dollars. Unknown reduction in state premium tax revenues, offset to an unknown extent by increased sales tax revenues.** (10-0006.) [\(Full Text\)](#)

ACTION ITEM 6A

1461. (10-0005)

Imposes Additional Tax on Alcoholic Beverages. Initiative Statute.

Summary Date: 03/25/10 | Circulation Deadline: 08/23/10 | Signatures Required: 433,971

Proponents: Josie Whitney and Kent M. Whitney
kjkwhitney@yahoo.com

Imposes an additional excise tax on alcoholic beverages, increasing the excise tax on each six-pack of beer from 11¢ to \$6.08, on each 750 ml bottle of wine from 4¢ to \$5.11, and on each 750 ml bottle of distilled spirits from 65¢ to \$17.57. Requires additional excise tax revenues to be deposited into a special fund appropriated to the Department of Alcohol and Drug Programs to finance programs to address alcohol-related harms as specified. Summary of estimate by Legislative Analyst and Director of Finance of fiscal impact on state and local government: **Additional state revenues of between \$7 billion and \$9 billion annually from an increase in state excise taxes on alcoholic beverages, with the proceeds going to support alcohol-related programs and services. A decrease in state and local revenues from existing excise and sales taxes on alcoholic beverages of several hundred million dollars annually due to a likely decline in consumption of alcoholic beverages.** (10-0005.) (Full Text)

1459. (10-0003)

Transfers Duty to Provide Ballot Summaries for Statewide Initiatives to the Legislative Analyst. Initiative Statute.

Summary Date: 03/15/10 | Circulation Deadline: 08/12/10 | Signatures Required: 433,971

Proponent: David Spady c/o Thomas W. Hiltachk (916) 442-7757

Transfers responsibility for providing the summaries for all statewide initiatives on ballots and in ballot pamphlets from the Attorney General to the Legislative Analyst. Increases the maximum number of words allowed for the summary of an initiative on the ballot from 100 to 125. Specifies additional criteria that the Legislative Analyst's Office must follow in preparing the summaries for all initiatives. Requires that a committee review each summary of all initiatives and make recommendations to the Legislative Analyst regarding the summary. Summary of estimate by Legislative Analyst and Director of Finance of fiscal impact on state and local government: **No significant change in ballot preparation costs.** (10-0003.) (Full Text)

1458. (10-0002)

Transfers Duty to Provide Ballot Summaries for Statewide Initiatives to the Legislative Analyst. Initiative Statute.

Summary Date: 03/15/10 | Circulation Deadline: 08/12/10 | Signatures Required: 433,971

Proponent: David Spady c/o Thomas W. Hiltachk (916) 442-7757

Transfers responsibility for providing the summaries for all statewide initiatives on ballots and in ballot pamphlets from the Attorney General to the Legislative Analyst. Increases the maximum number of words allowed for the summary of an initiative on the ballot from 100 to 125. Specifies additional criteria that the Legislative Analyst's Office must follow in preparing the summaries for all initiatives. Requires that a committee review each summary of all initiatives and make recommendations to the Legislative Analyst regarding the summary. Summary of estimate by Legislative Analyst and Director of Finance of fiscal impact on state and local government: **No significant change in ballot preparation**

