

Measure Information & Guide

County, School, and Special Districts

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Registrar of Voters



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GENERAL INFORMATION & USE OF THIS GUIDE

A Measure is an ordinance, question, issue or charter amendment submitted to a vote of the people at any election. Local question, issues or amendments are referred to as “Measures,” while those that are voted upon statewide are called “Propositions.”

The information provided in this guide is applicable to the filing of Measures, Arguments and Rebuttals concerning County, School and District Measures in Santa Clara County only.

Measures, Arguments and/or Rebuttals relating to City Measures are filed with the City Clerk of the City involved. Requirements and due dates should be obtained from that City’s Clerk.

This booklet is for general information only and does not have the force and effect of law, regulation, or rule. It is made available with the understanding that the Registrar of Voters is not rendering legal advice and this document is not to be a substitute for legal counsel for the individual using it. In case of conflict, the law, regulation, or rule will apply. Before beginning any effort, the proponents should get the most current information available because of possible changes in law or procedure since the publication of this information.

When an Election Can be Conducted

Established Election Dates (Elections Code Section 1000):

- a) The second Tuesday of April in each even-numbered year.
- b) The first Tuesday after the first Monday in March of each odd-numbered year.
- c) The first Tuesday after the first Monday in November of each year.
- d) The first Tuesday after the first Monday in March in each even-numbered year.

Date of State, County, Municipal, District and School Elections (Elections Code Section 1002):

Except as provided in Elections Code Section 1003, notwithstanding any other provisions of law, all state, county, municipal, district and school district elections shall be held on an established election date.

Exceptions to the Above (Elections Code Section 1003):

This chapter shall not apply to the following:

- a) Any special election called by the Governor.
- b) Elections held in chartered cities or chartered counties in which the charter provisions are inconsistent with this chapter.
- c) School governing board elections consolidated pursuant to Section 1302.2 or initiated by petition pursuant to Section 5091 of the Education Code.
- d) Elections of any kind required or permitted to be held by a school district located in a chartered city or county when the election is consolidated with a regular city or county election held in a jurisdiction that includes 95 percent or more of the school district's population.
- e) County, municipal, district, and school district initiative, referendum, or recall elections.
- f) Any election conducted solely by mailed ballot pursuant to Division 4 (commencing with Section 4000).
- g) Elections held pursuant to Article 1 (commencing with Section 15100) of Chapter 1, or pursuant to Article 4 (commencing with Section 15340) of Chapter 2 of, Part 10 of the Education Code.

Tuesday Elections (Elections Code Section 1100):

No election shall be held on any day other than a Tuesday, nor shall any election be held on the day before, the day of, or the day after, a state holiday.

Elections Held on a Date Other Than an Established Election Date Must be One of the Following:

Governor calls a Special: Special elections called by the Governor. However, Article IV Section 8(c)(3) allows the Legislature to enact statutes calling elections.

Charters: Elections called by chartered counties or cities where the charter provisions provide for other election dates. Any kind of school district election may also be consolidated with these elections if 95 percent or more of the school district population is contained within the chartered city or county. Elections Code Section 1302.2 reiterates the ability of a school or community college district that shares territory with a charter city to consolidate its governing board election with that charter city’s election. The section further allows all component districts of a high school or community college district to consolidate as well. This section makes no reference to the percentage of school territory the city must contain in order to have such a consolidation like Section 1003(d) requires – it simply calls for inclusion of “territory that is in part the same as the chartered city.”

Petition Calling for Election of School Trustee: School governing board elections where a provisional appointment has been made and a petition is circulated with a sufficient number of signatures calling for a special election to be held are not required to be held on established election dates. The Superintendent of Schools is required to call an election no later than the 130th day after the determination of a sufficient petition.

However; if a regular election date, as defined in Section 1000 of the Elections Code, occurs between the 130th day and the 150th day following the determination, the County Superintendent of Schools may call the special election to be conducted on the regular election date.

Initiative, Referendum or Recall: Elections held as a result of an initiative, referendum, or recall for any jurisdiction where the additional threshold of valid signatures was collected can force the question to an election date other than an established election date.

All Mail Ballot: Any election conducted solely by mailed ballot. Refer to the Mail Ballot Elections section below.

School Bonds – 2/3 vote: The school governing body or initiative petition can place a 2/3 vote school bond question on a ballot on any Tuesday. Such an election may not be held within 45 days before a statewide election or within 45 days after a statewide election unless conducted at the same time as the statewide election, subject to Part 3 (commencing with Section 10400) of Division 10 of the Elections Code, or on an established election date pursuant to Section 1000 or 1500 of the Elections Code.

Mail Ballot Elections

Some elections conducted by all mail ballot are also exempt from calling elections on the established election dates.

Established Mailed Ballot Election Dates (Elections Code Section 1500)

The established mailed ballot election dates are as follows:

- a) The first Tuesday after the first Monday in May of each year.
- b) The last Tuesday in August of each year.

Conditions for Conduction of All Mail Ballot Election (Elections Code Section 4000):

A local, special, or consolidated election may be conducted wholly by mail provided all the following conditions apply:

- a) The governing body of the local agency authorizes the use of mailed ballots for the election.
- b) The election is held on an established mailed ballot election date pursuant to Section 1500.
- c) The election is one of the following:
 - 1) An election in which not more than 1,000 registered voters are eligible to participate.
 - 2) An election on a measure or measures restricted to (A) the imposition of special taxes, or (B) expenditure limitation overrides, or (C) both (A) and (B), in a city, county, or special district with 5,000 or less registered voters calculated as of the time of the last report of registration by the county elections official to the Secretary of State.
 - 3) An election on the issuance of a general obligation water bond in accordance with Section 12944.5 of the Water Code.
 - 4) An election of the Directors of the Monterey Peninsula Water Management District as authorized in Section 122 of Chapter 527 of the Statutes of 1977, known as the Monterey Peninsula Water Management District Law.
 - 5) An election of the Aliso Water Management Agency, or its affected member agencies, pursuant to Sections 13416 and 13417 of the Water Code.
 - 6) An election of the San Jacinto Mountain Area Water Study Agency pursuant to Sections 13416 and 13417 of the Water Code.
 - 7) An election of the San Lorenzo Valley Water District pursuant to Sections 13416 and 13417 of the Water Code.
 - 8) An election or assessment ballot proceeding required or authorized by Article XIII C or XIII D of the California Constitution. However, when an assessment ballot proceeding is conducted by mail pursuant to this section, the following rules apply:
 - (A) The proceeding shall be denominated an “assessment ballot proceeding” rather than an election.
 - (B) Ballots shall be denominated “assessment ballots.”

Resolution Calling for Election

The governing body of a district must adopt the resolution requesting the election to be wholly or partially consolidated with the specific election date pursuant to Elections Code Section 10400, and if applicable, Education Code Sections 5340 and 5342.

The resolution must specify the election date, the purpose of the election and set forth the exact form of any question to be voted upon at the election, as it is to appear on the ballot. The abbreviated statement of the measure, or ballot question, is **limited to 75 words**. The question is then followed by the words “Yes” and “No”. If the measure is a school bond, then the question is then followed by the words “Bonds-Yes” and “Bonds-No”.

Full text is any additional text, besides the question, to be printed in the County Voter Information Guide (CVIG). If there is full text to be printed, the resolution must clearly specify the exact form of the full text to be voted upon at the election, as it is to appear on the ballot and provide written direction that the full text is to be printed. There is **no word limit** for the full text.

If there is full text in the resolution but there is direction for it **not** to be printed in the CVIG, instead of the full text of the measure before the impartial analysis of the measure, the impartial analysis will advise voters to contact the jurisdiction for a copy of the full text of the proposed measure(s). In this case when the full text is not printed, the Office of the Registrar of Voters will translate the full text into all required languages and then forward the translations electronically to the jurisdiction for distribution to voters requesting them.

Districts having measure elections must submit their resolution at least 88 days prior to the specific election date. The resolution should also include the required percentage of votes required for passage.

Measure Letter Designations

Local measures shall be designated by a letter selected by the elections official. The Registrar of Voters will assign the measure letters based on the sequential filing order of the resolutions in the following district order: Statewide, Countywide, Cities, County Board of Education, College, Unified Schools, High Schools, Elementary Schools and Special Districts. This selection is completed after the 88-day resolution deadline. In order to allow for the most efficient use of space, the county elections official may vary the order of the measures. The letter designation will be printed on the left margin of the square containing the abbreviated statement, commencing with the letter “A” and continuing in alphabetical order, one letter for each of the measures appearing on the ballot.

Pursuant to Registrar of Voters’ policy, in the event that a measure proponent or district governing board believes that a specific letter designation would cause voter confusion in successive elections, the proponent or individual authorized by the district governing board may complete and submit a request or a Measure Lettering Justification Form (see page 17) notifying the elections official of possible voter confusion if the measure is assigned a specific letter. The request must conform to the requirements of the Registrar of Voters’ policy, including:

- Must be submitted by either the official measure proponent or the governing board of the district to which the measure relates;
- Must be received by the Registrar of Voters no later than 5:00 p.m. on the 88th day preceding the election;
- Must be signed under penalty of perjury by the individual submitting the request that the individual is the official measure proponent or authorized by the governing board of the district;
- Must identify the letter(s) that may cause voter confusion if assigned; and
- Must state the reason(s) that voter confusion could result from the letter(s) identified.

Forms received pursuant to this policy will be processed in the order in which they are received and are honored at the discretion of the Registrar of Voters. If the Registrar of Voters agrees that voter confusion could result from the measure being assigned a specific letter, then the Registrar will make a good faith effort to begin assigning measure letters with a letter other than A and continuing alphabetically such that the measure does not receive the specified letter(s). The full Registrar of Voters' policy on measure letter designations may be downloaded at <https://www.sccgov.org/sites/rov/Info/Documents/ROV%20Measure%20Letter%20Policy.pdf>.

When 2 or more counties are voting on the same measure, the same letter shall be used to designate the measure on each ballot. The counties will mutually agree to use a letter designation for the measure that will not conflict or confuse the voter. Normally, the County with the majority of voters in the district determines the measure letter.

Amendment of Measure

The Order of Election, or resolution, shall not be amended after the 83rd day prior to the election. The Order of Election shall be amended upon the filing of a resolution by the legislative body stating the specifics concerning the amendment. This resolution shall be filed with the election official not later than the 83rd day prior to the election.

Withdrawal of Measure

The Order of Election, or resolution, shall not be amended or withdrawn after the 83rd day prior to the election. The Order of Election shall be amended or withdrawn upon the filing of a resolution by the legislative body stating the specifics concerning the amendment or withdrawal. This resolution shall be filed with the election official not later than the 83rd day prior to the election.

Tax Rate Statement for Bond Elections

Each bond issue on the ballot shall contain a statement with the following information (refer to Elections Code Section 9401 for complete details):

- 1) Average annual tax rate that would be required to be levied to fund that bond issue over the entire duration of the bond debt service. The estimate shall also identify the final fiscal year in which the tax is anticipated to be collected.
- 2) Highest tax rate that would be required to be levied to fund that bond issue and an estimate of the year in which that rate would apply.
- 3) The total debt service, including the principal and interest, that would be required to be repaid if all the bonds are issued and sold.

In addition, the statement may contain any declaration of policy of the legislative or governing body of the applicable jurisdiction, proposing to utilize revenues other than ad valorem taxes for purposes of funding the bond issue, and the best estimate from official sources of these revenues and the reduction in the tax rate levied to fund the bond issue resulting from the substitution of revenue.

State Matching Funds

Education Code Section 15122.5 requires a statement be published in the CVIG if a **school bond** election involves a project for which state-matching funds may be required. The **school district must file in writing** with the election official as to whether or not this statement is required to be published in the CVIG. Refer to Education Code Section 15122.5 for complete details.

Impartial Analysis

Impartial analyses are prepared by the Office of the Santa Clara County Counsel for school and special district measures. The Office of the Registrar of Voters will forward to County Counsel for preparation of the impartial analysis, the text of the measure after receipt of the resolution. The analysis shall include a statement indicating whether the measure was placed on the ballot by a petition signed by the requisite number of voters or by the governing body of the district. (Elections Codes § 9313, 9500)

The analysis will be returned directly to the Registrar of Voters to be printed in the CVIG.

Political Signs/Outdoor Advertising

Each city has their own ordinances regarding the posting of political signs. Please contact the city clerk's office for the city in which you wish to post signs. Santa Clara County also has an ordinance, the text of which is below. The State Department of Transportation also has requirements which may be applicable. You may contact them at (916) 654-4790 for further details.

County of Santa Clara County Ordinance Code on political signs:

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 of 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.

Arguments

Arguments for and against any school district or county measure may be submitted pursuant to Elections Code Sections 9501 and 9162. The legislative body of the district or any member or members of the legislative body, or a principal officer of a bona fide association of citizens, or any individual voter who is eligible to vote on the measure, or any combination of such voters and associations may author a written argument in favor or against any school district or county measure not to exceed 300 words in length. So, any person signing an argument must have in their title appearing in the CVIG, one of the above criteria for that measure. Multiple titles in the title are acceptable as long as one title meets the criteria for that measure. Author names and titles must be TYPED on the forms.

In order to enable the county elections official to determine whether it qualifies as a bona fide association of citizens, an organization or association submitting an argument for or against a county measure shall submit with its argument a copy of one of the following:

- 1) Its articles of incorporation, articles of association, partnership documents, bylaws, or similar documents.
- 2) Letterhead containing the name of the organization and its principal officers.
- 3) If the organization or association is a primarily formed committee established to support or oppose the measure, its statement of organization (FPPC Form 410) filed.

The deadline for submission of arguments is set by the Registrar of Voters and is normally due 84 days before the election.

If only one argument in favor or against any measure is submitted, then the argument will be printed in the CVIG distributed to voters. If more than one argument in favor or more than one argument against any measure is submitted to the county elections official, the county elections official shall select one of the arguments in favor and one of the arguments against the measure for printing in the CVIG distributed to voters.

In selecting the Argument, the county elections official shall give preference and priority in the order named to the arguments of the following:

- 1) The governing board of the district or a member or members of the board.
- 2) The individual voter, or bona fide associations of citizens, or combination of voters and associations, who are the bona fide sponsors or proponents of the measure.
- 3) Bona fide associations of citizens.
- 4) Individual voters who are eligible to vote on the measure.

All arguments for school district or county measures shall be accompanied by the following form statement, to be signed by each author of the argument:

“The undersigned author(s) of the argument (**in favor of or against**) ballot Measure (**letter**) at the (**title of election**) election for the (**name of jurisdiction**) to be held on (**election date**) hereby state that such argument is true and correct to the best of (**his/her/their**) knowledge and belief.”

Signed _____

Date _____

No more than five author signatures shall be accepted on an argument. Authors can sign on separate pages as long as the above required wording is on each page that an author signs. If you have authors sign on separate pages, number the names in the order they are to appear.

An author's name will appear in the CVIG **exactly** as submitted on the signature line. Therefore, the "Print Name as Signature" line must match the signature line. Only the author's name will be printed on the name line. Titles, such as, Mr., Mrs., Dr., M.B.A., etc. may be included on the title line. Again, we will print the author's name and title **exactly** as submitted, therefore, you may want to spell out abbreviated words and add proper punctuation. Author names and titles must be TYPED on the forms.

The residential address line is not required to be completed unless the author is signing based on being a voter who is eligible to vote on the measure. Residential addresses will not be printed in the CVIG.

Arguments are limited to 300 words. You may refer to the section in this guide titled "Guidelines for Counting Words" for assistance on counting words. Text is printed in the CVIG in single-spaced, full-justified, standard paragraph form. Only standard bullets (●) will be printed and non-standard bullets will be changed to standard bullets. You may bold, italicize and underline text.

After 5:00 pm on the argument filing deadline, arguments chosen will be sent to opposing authors.

Arguments filed with the county elections official are confidential until after the deadline for the filing of those arguments. The next business day after the deadline, arguments may be viewed by the public or photocopies purchased.

All signatures on arguments and any other related documents must be original signatures. Faxed or photocopied signatures will not be accepted.

Notwithstanding any other provisions of the Elections Code, whenever any arguments in favor or against a school district or county measure submitted to the voters are authorized, these arguments may be withdrawn by their proponents at any time prior to and including the final date fixed for filing arguments. Arguments may be changed up until the filing deadline for the argument.

Rebuttal Arguments

In contrast to the arguments, those permitted to sign rebuttal arguments need **not** meet any criteria except that those who sign the rebuttal argument must either have signed the original argument or be authorized in writing from the authors of the argument to sign the rebuttal argument. The written authorization allowing a person to sign a rebuttal argument must be filed at the time of filing the rebuttal argument. You may use the form titled “Rebuttal Signer Authorization” in this pamphlet to authorize a different author to sign a rebuttal argument.

The deadline for submission of rebuttal arguments is set by the Registrar of Voters and is normally due 77 days before the election.

All rebuttal arguments for school district or county measures shall be accompanied by the following form statement, to be signed by each author of the rebuttal argument:

“The undersigned author(s) of the rebuttal to the argument (**in favor of or against**) ballot Measure (**letter**) at the (**title of election**) election for the (**name of jurisdiction**) to be held on (**election date**) hereby state that such argument is true and correct to the best of (**his/her/their**) knowledge and belief.”

Signed _____ Date _____

No more than five author signatures shall be accepted on a rebuttal argument. Authors can sign on separate pages as long as the above required wording is on each page that an author signs. If you have authors sign on separate pages, number the names in the order they are to appear.

An author’s name will appear in the CVIG **exactly** as submitted on the signature line. Therefore, the “Print Name as Signature” line must match the signature line. Only the author’s name will be printed on the name line. Titles, such as, Mr., Mrs., Dr., M.B.A., etc. may be included on the title line. Again, we will print the author’s name and title **exactly** as submitted, therefore, you may want to spell out abbreviated words and add proper punctuation. Author names and titles must be TYPED on the forms.

All signatures on rebuttal arguments, authorizations or any other related documents must be original signatures. Faxed or photocopied signatures will not be accepted.

Rebuttal arguments are limited to 250 words. You may refer to the section in this guide titled “Guidelines for Counting Words” for assistance on counting words. Text is printed in the CVIG in single-spaced, full-justified, standard paragraph form. Only standard bullets (•) will be printed and non-standard bullets will be changed to standard bullets. You may bold, italicize and underline text.

Rebuttal arguments filed with the county elections official are confidential until after the deadline for the filing of those rebuttal arguments. The next business day after the deadline, rebuttal arguments may be viewed by the public or photocopies purchased.

Formatting of Measure Documents

The Office of the Registrar of Voters uses standard typefaces, font sizes, headers and bullets in all measure related documents. In addition, measure related documents use the following formatting standards: 1) indent increments will be set at 0.25”, 2) spacing will be standardized to language-appropriate number of spaces following periods, colons, commas, and semicolons, 3) tabs will be used for numbered and/or bulleted indented text, and 4) signers will be formatted as conformed signatures with titles below the name. All measure related documents submitted to the Office of the Registrar of Voters will be formatted to the prescribed standards.

Legal Examination and Writ of Mandates

The elections official shall make the arguments and rebuttal arguments available for public examination for a period of 10 calendar days immediately following the filing deadline for submission of those documents.

Pursuant to Elections Code Section 13314:

- 1) Any elector may seek a writ of mandate alleging that an error or omission has occurred, or is about to occur, in the placing of any name on, or in the printing of, a ballot, county voter information guide, state voter information guide, or other official matter, or that any neglect of duty has occurred, or is about to occur.
- 2) A peremptory writ of mandate shall issue only upon proof of both of the following: (A) that the error, omission, or neglect is in violation of this code or the Constitution, and (B) that issuance of the writ will not substantially interfere with the conduct of the election.

Any person desiring to file an ex parte application for a writ of mandate may wish to consult the California Rules of Court, Rules 3.1200 through 3.1207, in addition to any other relevant rules or statutes, for the proper procedure. The California Rules of Court may be located online at the California Judicial Council's website: <http://www.courts.ca.gov/>.

Ex parte applications in Santa Clara County are heard at 8:15 a.m., Monday – Friday, at the Santa Clara County Superior Court located at 191 N. First Street, San Jose.

FPPC Financial Compliance and Forms

There are various financial forms that are required to be filed in connection with a measure committee. You may obtain the necessary forms and manuals at the Office of the Registrar of Voters or on the Fair Political Practices Commission (FPPC) website www.fppc.ca.gov. The Office of the Registrar of Voters is your local filing officer but may not provide the technical assistance you need. For technical assistance please call the FPPC at 866-ASK-FPPC.

Rules for Counting Words

The following guidelines are for computing the word count for arguments. The author's titles and signatures are not counted in the word count, only the text. Punctuation does **not** count as a word. The Registrar of Voters will make the final determination of the word count.

	<u>WORD(S)</u>
Dictionary words <i>The words "I", "a", "the", "and", etc. are counted as individual words.</i>	One
Abbreviations/Acronyms <i>Examples: SJSU, PTA, U.S.M.C., S.J.P.D.</i>	One
Geographical names Only State of California, City, County and District names <i>Examples: City of San Jose County of Santa Clara San Jose Unified School District</i>	One
Numbers/Numerical Combinations/E-Mail Addresses <i>Digits (1, 10, or 100, etc.)</i> <i>Spelled out (one, ten, or one hundred)</i> <i>50%, 1/2, etc.</i> <i>Internet/E-mail addresses (www.sccvote.org/john.doe@vote.com)</i>	One One for each word One One
Numbers or letters used to identify a portion of text <i>Examples: (1) or (a)</i>	One
Dates <i>All digits (01/01/12)</i> <i>Words and digits (January 1, 2012)</i>	One One
Characters used in place of a word or number <i>Examples: & or #</i>	One
Proper Noun	One
Hyphenated words Hyphenated words that appear in any dictionary printed in the United States in the last 10 years shall be considered as one word. Each part of all other hyphenated words shall be counted as separate words. <i>Examples:</i> <i>Mother-in-law</i> <i>one-half</i>	One Two
Contact Information: Telephone numbers, Email and Website Addresses <i>Examples:</i> <i>(916) 777-7777</i> <i>Email@email.com</i> <i>www.website.com</i>	One One One

ARGUMENT FILER CHECKLIST

Have you completed or complied with the following?

- ❑ Authors meet criteria to sign
- ❑ Author's title as signed meets criteria
- ❑ Check which criteria author is signing pursuant to
- ❑ Residential address completed if author meets eligible voter criteria to sign
- ❑ Required form statement signed by author
- ❑ One to five author signatures
- ❑ Author signatures numbered in order of appearance
- ❑ Only author's name on name line
- ❑ Only author's TYPED title on title line
- ❑ Author's TYPED name exactly matches signed name
- ❑ Author's gender circled
- ❑ All signatures are original signatures
- ❑ Not more than 300 words
- ❑ Contact information supplied
- ❑ File argument by deadline



**SANTA CLARA COUNTY
REGISTRAR OF VOTERS**

**ARGUMENT
DECLARATION BY AUTHOR(S) OR PROPONENT(S)
(Elections Code § 9161, 9164, 9501, 9501.5, 9600)**

The undersigned author(s) of the argument **in favor of/against** ballot measure _____ at the _____
(circle one) (letter)
_____ election for the _____
(title of election) (name of jurisdiction)

to be held on _____ hereby state that such argument is true and correct to the best
(date of election)

of _____ knowledge and belief.
(his / her / their)

1. _____
Signature Date Residential Address

Type Title to Appear on Argument Print Name as Signature will appear in CVIG*
M / F

Author meets criteria of: ___ Gov. Bd. Member ___ Principal Officer of Bona Fide Assoc. ___ Reg. Voter in Dist.

2. _____
Signature Date Residential Address

Type Title to Appear on Argument Print Name as Signature will appear in CVIG*
M / F

Author meets criteria of: ___ Gov. Bd. Member ___ Principal Officer of Bona Fide Assoc. ___ Reg. Voter in Dist.

3. _____
Signature Date Residential Address

Type Title to Appear on Argument Print Name as Signature will appear in CVIG*
M / F

Author meets criteria of: ___ Gov. Bd. Member ___ Principal Officer of Bona Fide Assoc. ___ Reg. Voter in Dist.

4. _____
Signature Date Residential Address

Type Title to Appear on Argument Print Name as Signature will appear in CVIG*
M / F

Author meets criteria of: ___ Gov. Bd. Member ___ Principal Officer of Bona Fide Assoc. ___ Reg. Voter in Dist.

5. _____
Signature Date Residential Address

Type Title to Appear on Argument Print Name as Signature will appear in CVIG*
M / F

Author meets criteria of: ___ Gov. Bd. Member ___ Principal Officer of Bona Fide Assoc. ___ Reg. Voter in Dist.

Contact Person Telephone # Email Address

* CVIG = County Voter Information Guide

REBUTTAL ARGUMENT FILER CHECKLIST

Have you completed or complied with the following?

- ❑ If different authors, submit written authorization
- ❑ Required form statement signed by author
- ❑ One to five author signatures
- ❑ Author signatures numbered in order of appearance
- ❑ Only author's name on name line
- ❑ Only author's title TYPED on title line
- ❑ Author's TYPED name exactly matches signed name
- ❑ Author's gender circled
- ❑ All signatures are original signatures
- ❑ Not more than 250 words
- ❑ Contact information supplied
- ❑ File rebuttal argument by deadline

SANTA CLARA COUNTY
REGISTRAR OF VOTERS

REBUTTAL ARGUMENT
DECLARATION BY AUTHOR(S) OR OTHER PERSON(S) AUTHORIZED BY AUTHOR
(Elections Code § 9164, 9167, 9504, 9600)

The undersigned author(s) of the rebuttal to the argument **in favor of/against** ballot measure _____ at the
(circle one) (letter)

_____ election for the _____
(title of election) (name of jurisdiction)

to be held on _____ hereby state that such argument is true and correct to the best
(date of election)

of _____ knowledge and belief.
(his / her / their)

1. _____
Signature Date

Type Title to Appear on Rebuttal

Print Name as Signature will appear in
voter information guide M / F

2. _____
Signature Date

Type Title to Appear on Rebuttal

Print Name as Signature will appear in
voter information guide M / F

3. _____
Signature Date

Type Title to Appear on Rebuttal

Print Name as Signature will appear in
voter information guide M / F

4. _____
Signature Date

Type Title to Appear on Rebuttal

Print Name as Signature will appear in
voter information guide M / F

5. _____
Signature Date

Type Title to Appear on Rebuttal

Print Name as Signature will appear in
voter information guide M / F

Contact Person

Telephone #

Email Address



SANTA CLARA COUNTY
REGISTRAR OF VOTERS

REBUTTAL SIGNER AUTHORIZATION

The author of an argument may sign the rebuttal argument or may authorize in writing any other person to author/sign the rebuttal argument. Below is a sample of written authorization that is required when the author of the argument does not sign the rebuttal argument but instead has another person sign in their place. All required signatures must be original signatures.

Date of Election _____

As a signer on the Argument in favor of / against Measure _____ in the
(circle one)

_____, I authorize
(Jurisdiction)

_____ to sign the rebuttal argument in my place.
(new rebuttal signer)

Signature Printed Name

Date of Election _____

As a signer on the Argument in favor of / against Measure _____ in the
(circle one)

_____, I authorize
(Jurisdiction)

_____ to sign the rebuttal argument in my place.
(new rebuttal signer)

Signature Printed Name

County of Santa Clara

Registrar of Voters

1555 Berger Drive, Building 2
San Jose, CA 95112
Mailing Address: P.O. Box 611360, San Jose, CA 95161-1360
1(408) 299-VOTE (8683) 1(866) 430-VOTE (8683) FAX: 1(408) 998-7314
www.sccvote.org



MEASURE LETTERING JUSTIFICATION FORM

Effective May 24, 2016, Santa Clara County Registrar of Voters policy allows measure proponents and governing boards of districts to request that the Registrar of Voters (ROV) begin assigning measure letter designations with a letter other than “A” as permitted by California Elections Code section 13116(b) to avoid voter confusion in successive elections. Requests may be made to the ROV to begin assigning letter designations with a letter other than “A” in the event that the anticipated letter designation for a measure is likely to cause voter confusion in the manner described above. This form is designed to fulfill the requirements of the policy.

Pursuant to ROV policy, any such request must be in writing, and:

- Be made by either the official measure proponent, or the governing board of the district to which the measure relates;
- Be received by the ROV no later than 5:00 p.m. the 88th day preceding the election during which the measure will appear on the ballot; and
- Can be made by completing and signing the below form (or else provide separate signed correspondence including language substantially similar to the following):

I, the undersigned, hereby request that the County of Santa Clara Registrar of Voters invoke section 13116, subsection (b), of the California Elections Code, and begin assigning measure letter designations with a letter other than “A” to avoid voter confusion. Voter confusion could arise if:

[Insert title of measure] _____ is assigned letter [Insert letter(s) causing confusion] _____ because, [Explain reason(s) for why assigning the indicated letter(s) would cause voter confusion; attach a separate sheet if needed]: _____

I understand the ROV will only consider this request if all other paperwork and documentation necessary for the relevant measure to appear on the ballot has been submitted to and received by the ROV by no later than 5:00 p.m. the 88th day prior to the election on the above ballot measure(s). The ROV shall have the sole discretion to determine whether a request may be accommodated under the Cal. Elections Code, and to determine the outcome when multiple requests are made for the ROV to begin measure lettering after “A.”

I hereby sign under penalty of perjury that by making this request, I am the official measure proponent, or that I am authorized to make this request by the district to which the measure relates.

Printed Name: _____ Date: _____

Signature: _____ Title: _____

E-Mail: _____ Phone: _____

DEFINITIONS OF TERMS USED IN THIS GUIDE

Argument:

A 300-word statement IN FAVOR OF or AGAINST a Measure.

Author of an Argument:

A proponent of a Measure, an individual voter, a bona fide association of citizens, or any combination of bona fide associations and individual voters who write the text of the Argument IN FAVOR OF or AGAINST a Measure.

Authorization for Signers:

A form which needs to be completed by the Authors and filed with the Registrar of Voters if they wish to allow others to sign the Argument IN FAVOR OF or AGAINST a Measure on their behalf. For Rebuttal Arguments, the Signers of the Argument IN FAVOR OF or AGAINST a Measure may authorize others to sign. A Letter of Authorization may also be used for this purpose.

Bona Fide Association of Citizens:

A recognized group of citizens bound together by a common interest or cause.

Circulator:

Individual(s) responsible for the submitted ballot measure are known as the Proponents(s). Proponents must be registered to vote in Santa Clara County. They may designate an agent (for example an attorney or campaign manager) to act on their behalf.

Committee:

Any person or combination of persons who, directly or indirectly, receive contributions or make expenditures or contributions to support or oppose a Measure.

County Voter Information Guide:

A guide mailed to each registered voter prior to an election. It contains information on candidates, measures, and instructions for voting. In addition, a sample of the ballot may be included.

Elections Official:

The Santa Clara County Registrar of Voters office.

Electoral Jurisdiction:

The district or area in which the Measure will be voted upon.

Filer of an Argument IN FAVOR OF or AGAINST a Measure:

The Author of the Argument or any person in Author authorizes to file the Argument.

Initiative Petition:

Any voter may place a measure on the ballot by gathering the required number of signatures of registered voters on an initiative petition. The petitions are not created immediately by proponents, there are administrative steps in the process that predicate this.

Proponent of a Measure:

A person or persons who initiative(s) the initiative petition process and has control of the circulation and signature collection for the petition. The proponent can also be the Santa Clara County Board of Supervisors for a Countywide Measure in this county. A Proponent of a Measure can author an Argument IN FAVOR of their sponsored Measure.

Public Review Period:

Following the deadline for filing Arguments IN FAVOR OF or AGAINST a Measure, Rebuttal Arguments, Impartial Analysis, Fiscal Impact Statement and Tax Rate Statement, the public has 10-calendar days to review these documents at the Registrar of Voters office.

Rebuttal Argument:

A 250-word statement which refutes an Argument IN FAVOR OF or AGAINST a Measure.

Signature Statement:

A form which must be submitted with each original Argument IN FAVOR OF or AGAINST and Rebuttal Argument to the office of the Registrar of Voters office.

Signer of Argument IN FAVOR OF or AGAINST a Measure:

The Author of the Argument IN FAVOR OF or AGAINST a Measure or any person whom the Author authorizes in writing to sign the Argument.

Signer of Rebuttal Argument:

The signer of the Argument IN FAVOR OF or AGAINST a Measure unless the signer of the Argument IN FAVOR OF or AGAINST a Measure authorizes in writing another person to sign the Rebuttal Argument.

Writ of Mandate:

A written order issued by a Superior Court commanding a public official or body or a lower court to perform or cease to perform a specific duty of action.