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BILL JONES
Secretary of State
State of California

February 19, 1999

TO: ALL CITY ELECTIONS OFFICIALS

FROM: Cathy Mitchell
Cathy Mitchell
Assistant Chief, Elections Division

SUBJECT: Supreme Court Ruling Regarding Colorado Initiative Case

On January 12, 1999, the United States Supreme Court rendered a decision in *Buckley, Secretary of State of Colorado v. American Constitutional Law Foundation, Inc., et al.* The court ruling is relative to circulators of petitions.

I am enclosing a letter that was sent out to all county election officials regarding this case. In the future, we will attempt to include city election officials whenever an issue is of concern to you.

Please feel free to call me if you have any questions.

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BILL JONES
Secretary of State
State of California

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January 20, 1999

TO: ALL COUNTY ELECTIONS OFFICIALS (99014)
VIA FAX AND MAIL

FROM: Cathy Mitchell
Cathy Mitchell

SUBJECT: Supreme Court Ruling Regarding Colorado Initiative Case

As I'm sure most of you know, on January 12, 1999, the United States Supreme Court rendered a decision in *Buckley, Secretary of State of Colorado v. American Constitutional Law Foundation, Inc., et al.* Essentially, the court struck down the following requirements:

1. Requiring people who circulate petitions to be registered to vote.
2. Requiring petition circulators to wear badges bearing their names.
3. Requiring initiative backers to file reports with state officials identifying paid petition circulators and how much they were paid.

We thought it might be helpful to try to answer in this memo some of the questions that have come up since the ruling.

Q. Does this affect all circulators in state, county, and city jurisdictions?

A. Yes. There is no longer any requirement that initiative circulators be registered voters.

Q. Does the circulator portion still need to be completed?

A. Yes. The section must be filled out; however, the person does not have to be a registered voter so that portion may be crossed out. The dates of circulation and the rest of the circulator portion must be completed.

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Q. Where can I get a copy of the decision?

A. It is available on the Internet at: <http://supct.law.cornell.edu/supct/html/97-930.ZS.html>.

Q. Does this ruling apply to anything besides initiatives?

A. Yes. Referendums.

Q. Is the Secretary of State going to propose changes in the law because of this decision and if so what?

A. Yes. This is under discussion. If you have any suggestions to include in potential legislation, please send them to my attention.

Please feel free to contact me if you have any questions.