Information for Ballot Arguments for Measure K
Appearing in the November 6, 2012
Presidential General Election

The California Elections Code governs the preparation and submittal of primary ballot arguments and rebuttal arguments in favor of or against measures placed on the ballot through the district initiative process. The Placer County Office of Elections has prepared this guide to help answer questions regarding the ballot argument preparation and submittal process. It is distributed with the understanding that the Office of Elections is not rendering legal advice and, therefore, the information packet 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. If you have questions not answered by the information below, please contact the Placer County Office of Elections.

Any references to “E.C.” refer to the California Elections Code.

**BALLOT ARGUMENTS:**

The persons filing an initiative petition may file a written argument in favor of the ordinance. The district board may submit an argument against the ordinance. No argument shall exceed 300 words in length. (E.C. 9315)

**Title:** The arguments shall be titled either “Argument In Favor of Measure______” or “Argument against Measure______.” (E.C. 9315)

**Number of Words:** Arguments cannot exceed 300 words in length. Attached is Elections Code Section 9 to help you determine the number of words in the text of any argument. (E.C. 9315)

**Signatures:** A ballot argument shall not be accepted unless accompanied by the name or names of the person or persons submitting it, or, if submitted on behalf of an organization, the name of the organization and the name of at least one of its principal officers. A Ballot Argument Statement is provided in the packet for this purpose.

No more than five signatures shall appear with any argument submitted. In case more than five persons sign any argument, the signatures of the first five shall be printed. (E.C. 9164)

**Argument Not Accepted without Consent from Person Included in Text:** An argument that includes in its text the name or title of a person, other than the author of
the argument, who is represented as being for or against a measure, shall not be accepted unless the argument is accompanied by the signed consent of that person. The consent of a person, other than an individual, shall be signed by an officer or other duly authorized representative. “Person” as used in this section means an individual, partnership, corporation, association, committee, labor organization, and any other organization or group of persons.

**Withdrawal of Argument:** An argument may be withdrawn by it proponents at any time prior to and including the final day fixed for filing argument. (E.C. 9601)

**Public Examination Period:** The Office of Elections will make a copy of the arguments available to the public for a period of 10 days immediately following the filing deadline. During the 10-calendar-day public examination period, any voter in the jurisdiction in which the election is being held may seek a writ of mandate or an injunction requiring any material to be amended or deleted. The writ of mandate or injunction request shall be filed no later than the end of the 10-calendar-day public examination period. (E.C. 9380)

The deadline for filing primary arguments is: August 23, 2012 by 5:00 PM

**REBUTTAL ARGUMENTS:**

When the county clerk has selected the arguments for and against the measure, which will be printed and distributed to the voters, the clerk shall send copies of the argument in favor of the measure to the authors of the argument against, and copies of the argument against to the authors of the argument in favor. (E.C. 9317)

Rebuttal arguments written by an individual other than the author of the primary argument will need to be accompanied by written authorization from the author of the primary argument. (E.C. 9317)

**Title:** Rebuttal arguments shall be titled either “Rebuttal to Argument In favor Of Measure _____” or “Rebuttal to Argument against Measure _____.“ (E.C. 9317)

**Number of Words:** Rebuttal arguments are limited to 250 words. (E.C. 9317)

**Signatures:** See “Signatures” paragraph above.

**Argument Not Accepted Without Consent From Person Included In Text:** See “Argument Not Accepted without Consent from Person Included in Text" paragraph above.

**Withdrawal of Argument:** See “Withdrawal of Argument” paragraph above.

**Public Examination Period:** See “Public Examination Period" paragraph above.

The deadline for filing rebuttal arguments is: August 29, 2012 by 5:00 PM
WORD COUNT GUIDELINES
(E.C. 9)

Counting of words, for purposes of this code, shall be as follows:

1. Punctuation is not counted.

2. Each word shall be counted as one word except as specified in this section.

3. All 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 consisting of a combination of words and digits shall be counted as two words. Dates consisting only of a combination of digits 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 website addresses shall be counted as one word.
All arguments concerning measures filed pursuant to California Elections Code Division 9, commencing with Section 9000, shall be accompanied by the following form statement, to be signed by each proponent and by each author, if different, of the argument:

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

Signed________________________ Date __________________________
Printed name________________________ Title __________________________
Signed________________________ Date __________________________
Printed name________________________ Title __________________________
Signed________________________ Date __________________________
Printed name________________________ Title __________________________
Signed________________________ Date __________________________
Printed name________________________ Title __________________________
Signed________________________ Date __________________________
Printed name________________________ Title __________________________
Signed________________________ Date __________________________
Printed name________________________ Title __________________________

AUTHOR INFORMATION

Signed________________________ Date __________________________
Printed name________________________ Title __________________________
Mailing Address __________________________
AUTHORIZED FORM  
(For Rebuttal Arguments Only)

I, _________________________________, as the author on the primary argument in favor ________ or argument against _________ do hereby authorize the following person to sign in my place on the rebuttal to the argument in favor ________ or rebuttal to the argument against ________.

The following must be completed with the information on the new author:

Print Name:  _________________________________
Residence Address: _________________________________
Mailing Address: _________________________________
City / Zip Code: _________________________________

The following must be completed with the information on the original author:

Print Name:  _________________________________
Residence Address: _________________________________
Mailing Address: _________________________________
City / Zip Code: _________________________________

__________________________  (Signature of Original Author)
Statement of Responsibility for Political Signs

The placement of political signs in county territory is subject to regulations established by the Placer County Code Chapter 17 Zoning, Section 17.54.190 (B). It requires that:

No signs shall be posted earlier than 60 days prior to the election to which they pertain, and shall be removed no later than 21 days after the election. No signs shall be posted in any county roadway rights-of-way. To guarantee removal, a refundable deposit of $200.00 will be paid to the Office of Elections before any signs are posted.

Candidate’s/Proponent’s Name: ____________________________________________
Office Sought or Measure Letter: __________________________________________
Election Date: _____________________________
Date Received: ____________________________ Receipt No: ________________________

The undersigned accepts responsibility for removal of any signs posted in reference to the above candidate (or proposition) as stated above and in accordance with Placer County Code Chapter 17 Zoning, Section 17.54.190 (B). If all signs are not removed by 21 days after the election to which they pertain, violations are punishable under the provisions in Article 17.62 (enforcement). The punishment is a fine not to exceed $500.00 per violation, with each day constituting a separate violation, or not more than six months in jail and forfeit of the sign deposit.

The Office of Elections will begin processing all refunds the 22nd day after the election if there are no outstanding complaints.

Name: ____________________________ Daytime Telephone: (___) ____________
Signature: ____________________________
Dated: ____________________________
Make Refund Payable to: ____________________________
Mail Refund to: ____________________________

For Office Use Only
RE Deposit Date: _______________ RE Number: __________________________
Coding: Dept. 07, OCA 000730, PCA 00711, GL2202, PCELEC __________
Refund Amount: $200
Refund Date: _______________ Refund Doc#: __________________________