

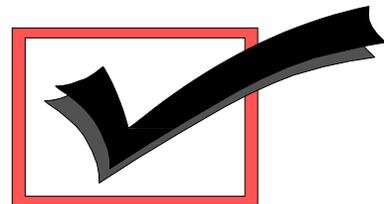


# COUNTY of SAN LUIS OBISPO

**PRESIDENTIAL PRIMARY ELECTION  
JUNE 7, 2016**

**CANDIDATE INFORMATION BOOKLET  
VOTER-NOMINATED OFFICES**

# VOTE



PREPARED BY:

The Office of the County Clerk-Recorder County of San Luis Obispo

Elections Division

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## **\*\*ATTENTION CANDIDATES\*\***

**THE COUNTY CLERK-RECORDER'S OFFICE WOULD LIKE TO MAKE CANDIDATE FILING MORE EFFICIENT AND LESS HECTIC BY SETTING UP APPOINTMENTS FOR CANDIDATES TO TAKE OUT AND FILE NOMINATION DOCUMENTS.**

**PLEASE GIVE OUR OFFICE A CALL AT 781-5228 TO SET UP YOUR APPOINTMENT. AT THAT TIME WE WILL ASK YOU THE FOLLOWING QUESTIONS REGARDING YOUR CANDIDACY WHICH WILL ALLOW US TO HAVE MOST OF YOUR PAPERWORK COMPLETED WHEN YOU ARRIVE:**

- Name as Registered
- Name to Appear on Ballot- see page 10
- Residence Address
- Mailing Address
- Confidential Phone #
- Daytime Phone #
- Evening Phone #
- Fax #
- Email Address
- Ballot Designation - see pages 11-16 for information
- Office Sought

**THANK YOU!**

## JUNE 7, 2016 CONSOLIDATED PRESIDENTIAL PRIMARY ELECTION IMPORTANT DATES FOR CANDIDATES

<u>DATE</u>	<u>EVENT</u>
Jan 1* - Feb 25, 2016	Petition in lieu of filing fee period (Except for Judicial Candidates) EC 8106 (E-158 to E-103)
Feb 1, 2016	Semi-Annual Campaign Disclosure Statement Filing Deadline. Gov Code 84200, 84218 (* thru 12/31/15)
Feb 15*-Mar 11, 2016	Nomination Period. Incumbents must file by March 11 <sup>th</sup> at 5:00PM. EC 8070,8082. <b>Please call the Elections Division at 781-5228 to make an appointment. February 15<sup>th</sup> is a County Holiday.</b>
Mar 12 - Mar 16, 2016	Extension of Nomination Period ( <b>Non-Incumbents Only</b> ) (EC 8022 & 8024) DOES NOT APPLY WHERE THERE IS NO INCUMBENT DUE TO TERM LIMITS OR REDISTRICTING (EC 8022)
Mar 14*, 2016	Last Day to withdraw Candidate Statement of Qualifications by 5:00PM for races closing March 11th (EC 13307(a)(3))
Mar 17, 2016	Random Alphabet Drawing EC13112
April 28, 2016	Pre-Election Campaign Statement Due Gov Code 84200.5, 84200.7(a) (1/1/16 thru 4/23/16)
Apr 11 – May 24, 2016	Write-In Candidate Period (EC 8601)
May 9, 2016	29 Day Close of Registration - First day Vote by Mail Ballots are available - Last day to register to vote in order to receive a Sample Ballot & State Ballot Pamphlet (EC 3001, 3003)
May 23, 2016	15 Day Close of Registration - Voters registering between May 9 <sup>th</sup> & 23 <sup>rd</sup> will receive notification of their polling place, but will <b>not</b> receive any other voter information. (EC 2102, 2107)
May 26, 2016	Pre-Election Campaign Statement Due (Gov Code 84200.5, 84200.7(a)) 4/24/16 thru 5/21/16
May 31, 2016	Last Day for Elections Office to <b>mail</b> Vote by Mail Ballots to voters. EC3001
June 7, 2016	<b>Election Day. Polls open at 7:00am and close at 8:00pm.</b>
July 7, 2016	Complete Official Canvass
August 1, 2016*	Semi-Annual Campaign Statement Due

- The period covered by any statement begins on the day after the closing date of the last statement filed. Or January 1, if no previous statement has been filed. If a filing deadline falls on a weekend or a holiday, it is moved to the next business day.

**JUNE 7, 2016, CONSOLIDATED PRIMARY ELECTION  
PARTISAN OFFICES, TERMS AND QUALIFICATIONS**

<b>OFFICE</b>	<b>TERM</b>	<b>TERM BEGINS</b>	<b>INCUMBENT/PARTY AFFILIATION</b>	<b>QUALIFICATIONS</b>
<b>FEDERAL</b>				
President/Vice President	4 years	January 20, 2017	Barack Obama/Joe Biden (Democratic)	At least 35 years of age; natural-born citizen of the United States; U.S. resident for at least 14 years.

The office of President and Vice-President remain a Partisan/Party Nominated office under the California Constitution as amended by Proposition 14 and SB6 in 2010. Candidates for the party nominated offices must meet the party qualifications set forth in Elections Code (E.C.) §6041, 6340, 6520, 6720. Only voters who are registered with the political party for which the candidate is seeking the nomination shall be allowed to vote for the office, unless the voter has declined to state a party preference and that political party notifies the Secretary of State that any voter who has declined to state a party preference shall be allowed to vote in that party's primary election.

**VOTER-NOMINATED OFFICES, TERMS AND QUALIFICATIONS**

<b>OFFICE</b>	<b>TERM</b>	<b>TERM BEGINS</b>	<b>INCUMBENT/PARTY AFFILIATION</b>	<b>QUALIFICATIONS</b>
<b>FEDERAL</b>				
United States Senator	6 Years	January 3, 2017 12:00 Noon	Barbara Boxer (Democratic)	At least 30 years of age; U.S. citizen for at least 9 years; resident of the state when elected.
United States Representative in Congress- 24th District	2 Years	January 3, 2017 12:00 Noon	Lois Capps (Democratic)	At least 25 years of age; registered voter; U.S. citizen for at least 7 years; resident of the district when elected.
<b>STATE</b>				
State Senator 17th Senate	4 Years	December 5, 2016	Bill Monning (Democratic)	U.S. citizen; registered voter in the district at the time nomination papers are issued; may not serve for more than two terms.
Member of the Assembly 35th District	2 Years	December 5, 2016	K.A. "Katcho" Achadjian (Republican)	U.S. citizen; registered voter in the district at the time nomination papers are issued; may not serve for more than three terms.

**CHANGES TO VOTER-NOMINATED OFFICES IN THE TOP-TWO PRIMARY - Proposition 14 and SB6 (2010)**

- Only the two candidates who receive the highest and second-highest number of votes cast at the primary shall appear on the ballots as candidates in the ensuing general election.
- Political parties are no longer entitled to formally nominated candidates for voter-nominated offices at the primary election.
- A candidate for nomination or election to a voter-nominated office may designate his or her party preference, or lack of party preference, and have that designation reflected on the primary and general election ballot.
- A candidate nominated for a voter-nominated office at the primary election is not the official nominee of any party at the ensuing general election.
- No party is entitled to have a candidate with its party preference designation in the general election unless such candidate is one of the two candidates receiving the highest and second highest votes at the primary election.

**FILING FEES, SIGNATURES IN-LIEU AND NOMINATION SIGNATURES**

**Filing fees are calculated based on the annual salary for the office in effect on the first day to circulate petitions to gather signatures in lieu of filing fees.**

OFFICE	SALARY	FILING FEE	IN-LIEU SIGNATURES	VALUE OF EACH SIGNATURE	NOMINATION SIGNATURES (EC 8062)
U.S. Senator*	\$174,000	\$3,480 (2%)	10,000	\$ 0.348	65 - 100
Representative in Congress 24 <sup>th</sup> Dist	\$174,000	\$1,740 (1%)	3,000	\$ 0.58	40 - 60
State Senator 17 <sup>th</sup> District	\$100,113	\$1,001.13 (1%)	3,000	\$ 0.33371	40 - 60
Member of the Assembly 35 <sup>th</sup> Dist	\$100,113	\$1,001.13 (1%)	1,500	\$ 0.66742	40 - 60

**ALL FILING FEES FOR THE ABOVE REFERENCED OFFICES MUST BE PAID BY CHECK MADE PAYABLE TO THE SECRETARY OF STATE. IF THE CANDIDATE IS SUBMITTING SIGNATURES IN LIEU OF FILING FEES, THE AMOUNT SHALL STATE “NOT TO EXCEED (THE FILING FEE)”. THE CORRECT AMOUNT WILL BE COMPLETED BY THE SECRETARY OF STATE ONCE THE FEE IS CALCULATED.**

**ALL FILING FEES RECEIVED BY THE SECRETARY OF STATE AND THE COUNTY CLERK ARE NON-REFUNDABLE.**

## **CAN I FILE NOMINATION PAPERS FOR MORE THAN ONE OFFICE AT THE SAME ELECTION?**

Yes, with three exceptions:

1. **Primary Elections** - Elections Code (E.C.) §8003(b) prohibits filing nomination papers in the direct primary for a party nomination and an independent nomination for the same office, or for more than one office at the same election. This prohibition does not apply to a party Central Committee. (Moore vs. Parish - California Supreme Court)
2. **School District Elections** - E.C. §10603(c)(d) prohibits a person from filing nomination papers for more than one district office, including a county board of education office, at the same election. Except, if there is a proposal to form a unified school district on the same ballot as the election of governing board members of that district, any candidate for a position on the existing governing board may also file nomination papers for a position on the governing board for the proposed district.
3. **District Offices** - E.C. §10510(b) prohibits a person from filing nomination papers for more than one district office or term of office for the same district at the same election.

### **IF I AM ELECTED, CAN I HOLD MORE THAN ONE OFFICE AT THE SAME TIME?**

This is a legal question which the County Clerk-Recorder cannot answer. The County Clerk-Recorder cannot refuse to issue nomination papers unless it is prohibited as stated in the first question above. A person's legal right to hold more than one office at the same time is governed by common law doctrine of incompatible offices. Government Code §1099 was added January 1, 2006 to codify this common law rule. This new section states: a) that an officer shall not simultaneously hold two public offices that are incompatible, as defined, and b) when two public offices are incompatible, a public officer shall be deemed to have forfeited the first office upon acceding to the second.

There are numerous court cases and attorney general opinions which address specific situations of incompatible offices. There is a list of case cites and copies of several of the opinions in the County Clerk-Recorder's Office that you may request; however, this is not an exhaustive list of all available information and you are advised to seek legal counsel to determine the incompatibility of the offices.

## **CANDIDATE FILING**

**Petition In-Lieu of Filing Fee** – E.C. § 8061, 8105, 8106

**File between the dates of January 1, 2016, and February 25, 2016**

A candidate may submit a petition containing signatures of registered voters in-lieu of paying the filing fee in order to run for office. The signatures submitted may cover all or a portion of the filing fee.

Circulators of petitions in-lieu shall be registered voters in the jurisdiction in which the candidate is to be voted upon. The circulator shall only serve in the county in which he or she resides. The circulator(s) shall complete the Affidavit of Circulator portion in their own hand. We will not accept for filing any petition in-lieu section unless the Affidavit of Circulator section is filled in completely. Petitions in-lieu shall be filed with the elections official of the county in which the petitions were circulated

That portion of the filing fee not covered by the signatures must be paid in full before the nomination

documents may be filed. No additional signatures may be filed after the filing date, but supplemental signatures may be filed to replace signatures in the original filing that were found to be invalid.

Petition signers must fill in all required information in their own hand.

**Petition In-Lieu of Filing Fee and/or Nomination Paper** – E.C. §8020, 8040-8041, 8061-8062

If a candidate submits a petition in-lieu of filing fee, the candidate may request that all valid signatures appearing on the petition be counted toward the number of signatures required on the nomination paper. If the petition in-lieu of filing fee contains the requisite number of valid signatures required for the nomination paper, the candidate is not required to circulate and file a nomination paper. If the petition in-lieu of filing fee does not contain the requisite number of valid signatures required for the nomination paper the candidate may still circulate and file a nomination paper to be signed by qualified registered voters during the nomination period.

**Declaration of Candidacy and Nomination Papers** – E.C. §8020, 8028, 8040-8041, 8060, 8105

**File between the dates of February 15, 2016, to March 11, 2016**

All candidates for offices at the presidential primary election must file a Declaration of Candidacy and Nomination Papers with the elections official. Candidates may file a Declaration of Candidacy for only one office, with the exception of party nominated central committee contests. If the candidate is out of the county during the Declaration of Candidacy period and is not able to be present in the office of the elections official, the candidate may, in a written statement signed and dated by the candidate, designate a person to pick up the Declaration of Candidacy form and deliver it to the candidate. The statement shall include language explaining that the candidate is aware that the Declaration of Candidacy must be properly executed and delivered to the elections official in the county of the candidate's residence no later than **5:00 p.m., Friday, March 11, 2016.**

Circulators of Nomination Papers shall be voters in the district or political subdivision in which the candidate is to be voted upon and shall complete the Affidavit of Circulator in their own hand. A nomination paper will not be accepted for filing unless the Affidavit of Circulator section is completed.

No more signers shall be secured for any candidate than the maximum number allowed. The nomination paper shall be filed with the elections official of the county in which the signers reside and are registered voters.

If the incumbent of the office does not file by March 11, 2016, the filing period will be extended until March 16, 2016, for any person **other than the incumbent** to file nomination documents. There shall be no extension of the filing period if the incumbent has already served the maximum number of terms permitted for that office or if there is no incumbent due to redistricting.

Note: February 15<sup>th</sup> is a county holiday.

**Write-In Candidates** – E.C. §8600 -8605

**Primary Election - File between the dates of April 11, 2016, and May 24, 2016**

To be a write-in candidate a person must file a Statement of Write-In Candidacy and Nomination Papers with the requisite number of signatures as required for the office.

There is no filing fee to be a write-in candidate.

Signers on the nomination papers shall be voters in the district or political subdivision in which the candidate is to be voted on.

In order to be nominated to any voter-nominated office at the Primary election, the write-in candidate must one of the candidates to receive the highest or second highest number of votes cast.

There is no provision for qualified write-in candidates in the General Election and if a person's name is written in, it will not be counted.

**Independent Candidates at General Election** – E.C. §8300 - 8550

Candidates can only run using the independent nomination process if no candidate was nominated for that office at the primary election.

## **BALLOT NAMES AND DESIGNATIONS**

### **NAME ON BALLOT**

The candidate indicates on the Declaration of Candidacy how his/her name should appear on the ballot. This notation should be recognizable as the name under which the candidate is registered, though the two need not be identical. (Example: A candidate registered as "Jonathan William Smith" may use such variations as "John W. Smith", "John Smith", or "J. William (Bud) Smith".)

No title or degree may appear on the same line on a ballot as a candidate's name. E.C. §13106

### **RULES FOR PRINTING CANDIDATE'S NAMES ON BALLOTS**

Names of candidates shall be printed on the ballot in accordance with the following rules:

#### **Local Candidates**

- (1) If the office is to be voted upon wholly within, but not throughout, one county, as in the case of Municipal, District, County Supervisor, and County Central Committee offices, the official responsible for conducting the election shall determine the order of names in accordance with the randomized alphabet as provided for in §13112. E.C. §13111(f)
- (2) If the office is to be voted on throughout a single county and there are not more than four Assembly Districts wholly or partly in the county, the County Elections Official shall determine the order of names in accordance with the randomized alphabet as provided for in §13112 for the First Supervisorial District. Thereafter, for each succeeding Supervisorial District, the name appearing first for each office in the last preceding Supervisorial District shall be placed last, the order of the other names remaining unchanged. E.C. §13111(g)
- (3) For the office of State Senator or Member of the Assembly, (if the district includes more than one county), each county shall conduct its own random alphabetical drawing and the candidates will be placed in that order on the ballot throughout the county. E.C §13111(i)

### **RANDOMIZED ALPHABET DRAWING**

The Secretary of State shall conduct a drawing of the letters of the alphabet, the result of which shall be known as a randomized alphabet. The procedure shall be as follows:

Each letter of the alphabet shall be written on a separate slip of paper each of which shall be folded and inserted into a capsule. Each capsule shall be opaque and of uniform weight, color, size, shape, and texture. The capsules shall be placed in a container which shall be shaken vigorously in order to mix them thoroughly. The container then shall be opened and the letter on the slip of paper read aloud and written down. The resulting random order of letters constitutes the randomized alphabet which is to be used in the same manner as the conventional alphabet in determining the order of all candidates in all elections. For example, if two candidates with the surnames Campbell and Carlson are running for the same office, their order on the ballot will depend on the order in which the letters M and R were drawn in the randomized alphabet drawing. E.C. §13112

## **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 principal profession, vocation, or occupation of the candidate. Acceptable ballot designations are governed by Elections Code Section 13107 and Secretary of State Regulations. All candidates (except candidates for Justice of the State Supreme Court or Court of Appeal) may choose a ballot designation to appear immediately under their name on the ballot. E.C. §13107; Cal.Code of Regulations §20710-20719

**BALLOT DESIGNATION WORKSHEET:** In October of 2007, E.C. §13107.3 was added, requiring a ballot designation worksheet be completed and filed with the elections official *at the same time* that the candidate files his/her Declaration of Candidacy. The statute mandates that no designation will appear under the candidate's name on the ballot if the candidate fails to file the required ballot designation worksheet. E.C. §13107.3

**The ballot designation must be chosen from one of the four categories below:**

(1) **ELECTIVE OFFICE:** 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, or to which he or she was appointed, in the case of a superior court judge.

**Example 1:** An acceptable ballot designation for an assembly representative from the 33rd Assembly District, pursuant to E.C. 13107, subdivision (a)(1), would be "Member of the Assembly, 33rd District."

**Example 2:** For local offices, a candidate who is currently in office as mayor may use the designation "Mayor, City of San Luis Obispo."

**Example 3:** Proposed ballot designations indicating a position of legislative leadership or leadership in another elected body, such as "Majority Leader of the California Senate," Speaker of the California State Assembly," or City of San Luis Obispo Mayor Pro Tem are not elective offices and therefore not allowed. However, they may, subject to the three-word limit, be considered as an occupation- see (4)

(2) **INCUMBENT:** 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, or, in the case of a superior or municipal court judge, was appointed to that office.

- 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.
- **Impermissible designations** pursuant to E.C. §13107, subdivision (a)(2), would be "Incumbent Assemblymember, 33rd Assembly District" or "Incumbent City Councilmember".

(3) **APPOINTED INCUMBENT**: 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, 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, subject to the three word limit in (4). In either instance, the candidate may not use the unmodified word “incumbent” or any words designating the office unmodified by the word “appointed.”

- If an incumbent was appointed in lieu of an election because the number of candidates did not exceed the number required to be elected at the last election for that office, pursuant to E.C. §5326 & 5328 or §7228,7423,7673,10229 or 10515, the candidate is not required to use “appointed”.

(4) **3-WORD PROFESSION/OCCUPATION/VOCATION**: 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.

**DEFINITIONS** of some of the above terms as they are used in E.C. §13107, subdivision (a)(3), are defined as follows:

**“Profession”** means a field of employment requiring special education or skill and requiring knowledge of a particular discipline. Examples of an acceptable designation of a “profession,” as defined in this subdivision, include, but are not limited to, “attorney,” “physician,” “accountant,” “architect,” and “teacher.”

**“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 this subdivision include, but are not limited to, “rancher,” “restaurateur,” “retail salesperson,” “manual laborer,” “construction worker,” “computer manufacturing executive,” “military pilot,” “secretary,” and “police officer.”

**“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. Examples of an acceptable designation of a “vocation,” as defined in this subdivision include, but are not limited to, “minister,” “priest,” “mother,” “father,” “parent”, “homemaker,” “dependent care provider,” “carpenter,” “plumber,” “electrician,” and “cabinetmaker.”

**“Principal”** as that term is used in this subdivision, 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. Involvement that is only nominal, pro forma, or titular in character does not meet the requirements of the statute.

- If a candidate holds a current and active license from 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.
- A candidate 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.

- A candidate may designate **multiple principal professions**, vocations and/or occupations. If more than one profession, vocation or occupation is listed, it shall be separated by a slash (“/”). **Example:** An Assembly representative who happens to be a lawyer and rancher can use the designation “Legislator/Lawyer/Rancher”.

- If a candidate proposes a ballot designation including multiple principal professions, vocations or occupations, the proposed ballot designation must comply with the following: Each such proposed profession, vocation or occupation must independently qualify as a “**principal**” profession, vocation or occupation, as that term is defined above.

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

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

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, who is not engaged concurrently in another principal profession, vocation or occupation. Community Volunteer cannot be used in conjunction with any other Profession, Occupation or Vocation.

## **OTHER RULES**

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

- 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.

- Punctuation shall be limited to the use of a comma (e.g., District Attorney, San Luis Obispo 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.

- 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.” If the candidate desires, the geographical name may be used in the form of “City of.....,” “County of.....,” or “....County.”

- An acronym shall be counted as one word.

- A ballot designation may not comprise or include commercial identification information such as a trademark, service mark, trade name, 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,” “Director, Smith Foundation,” and “UCLA Professor.”

- A candidate who does not want a ballot designation should indicate this in the space provided for ballot designation on the Declaration of Candidacy, by writing “NONE”.

### **DESIGNATIONS NOT ACCEPTED**

Neither the Secretary of State nor any other election official shall accept a designation of which any of the following would be true:

- It would **mislead** the voter.
- It would **suggest an evaluation** of a candidate: A laudatory adjective that would suggest an evaluation of the candidate’s qualifications shall not be permitted. Examples of ballot designations usually considered to suggest an evaluation of a candidate, may include but are not limited to; “outstanding,” “leading,” “expert,” “virtuous,” “eminent,” “senior,” “emeritus,” “specialist,” “magnate,” “best,” “famous,” “respected,” “honest,” and “prominent”.
- It would suggest a **Status**: A status is a state, condition, social position or legal relation of the candidate to another person, persons, or the community as a whole. Examples of a status include, but are not limited to, “veteran,” proponent,” “reformer,” “scholar,” “founder,” “philosopher,” “philanthropist,” “activist,” “taxpayer,” “husband,” “wife,” “patriot,” “citizen,” “appointee,” and “advocate.”
- It abbreviates the word “**retired**” or places it following any word or words that it modifies. Examples of impermissible ballot designations pursuant to E.C. §13107, subdivision(b)(3), include “Ret. Army General,” “Navy Admiral, Retired” and “City Attorney, Retired.”
  - Generally, a **retired** status may be allowed if the candidate can demonstrate retirement. The following are examples of evidence supporting retired status:
    - Served in the position being requested to be listed as retired from for more than 5 years;
    - Is collecting or eligible to collect retirement benefits/pension;
    - Is 55 or more years old;
    - Left the position voluntarily after serving a minimum of 5 years;
    - If requesting the use of a retired public office designation, was not recalled from or did not fail to win that office or surrender it to run for another office in a previous election campaign;
    - Has not had another more recent occupation;
    - Retirement benefits are providing a principal source of income.
- 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.”
  - Pursuant to E.C. §13107, subdivision (b)(4), examples of impermissible word or prefix designations implying prior status include, but are not limited to “Former Congressman,” “Ex-Senator,” and “Former Educator.”
- Retired cannot be used in conjunction with another principal profession, occupation or vocation. For Example: Retired Educator/Salesperson
- It uses the name of any **political party**, whether or not it has qualified for the ballot.
  - “Democratic Party Chair”, “Republican Central Committee Member”, and “Socialist” are examples of unacceptable designations.

- It uses a word or words referring to a **racial, religious, or ethnic** group.  
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: for example, “Rabbi,” “Pastor,” “Minister,” “Priest,” “Bishop,” “Deacon,” “Monk,” and “Nun.”
  - Examples of impermissible designations pursuant to E.C. §13107, subdivision ( b) (6), are “Indian Sculptor,” “Latino Notary,” “African-American Firefighter,” “Christian Physician,” and “Caucasian Policeman.”
- It refers to any activity **prohibited by law**.

### **DESIGNATION REJECTED**

If, upon checking the ballot designation worksheet and accompanying nomination documents, the election official finds the designation to be in violation of any of the restrictions set forth in this section, the election official shall notify the candidate by registered or certified mail, return receipt requested, addressed to the mailing address appearing on the candidate’s nomination documents.

**Note: It is important for the candidate to include a correct telephone number, facsimile number (if available) and mailing address on the ballot designation worksheet in order to expedite communication in the event the ballot designation is being questioned.**

1. The candidate shall, within three days from the date of receipt of the notice, appear before the election officer or, in the case of the Secretary of State, notify the Secretary of State by telephone, and provide an alternate designation.
2. In the event the candidate fails to provide an alternate designation, no designation shall appear after the candidate’s name.

### **FORMAT. CHANGES. ETC.**

1. No designation given by a candidate shall be changed by the candidate after the final date for filing nomination documents, except as specifically requested by the election official.
2. The designation shall remain the same for all purposes of both Primary and General Election, unless the candidate, at least 98 days prior to the General Election, requests in writing a different designation which the candidate is entitled to use at the time of the request.
3. In all cases, words shall be printed in 8-point Roman uppercase and lowercase type **except** that, if the designation selected is so long that it would conflict with the space requirements of E.C. §13207 and 13211, the election official shall use a type size for the designation for each candidate for that office sufficiently smaller to meet these requirements.

### **BALLOT DESIGNATION BASIC TEST**

These questions will help determine if a ballot designation is acceptable:

1. Is it true?
2. Is it accurate?
3. If it is true and accurate, does it mislead?
4. Is it generic? (This means “IBM” is out, “Computer Company” is okay.)
5. Is it neutral? (This means not for or against.)
6. Is it how this person makes a living?

# Ballot Designation Worksheet

Pursuant to California Elections Code Section 13107.3 and Section 20711 of the California Code of Regulations, this entire form **must be completed**, or it will not be accepted and you will **not** be entitled to a ballot designation. **DO NOT LEAVE ANY RESPONSE SPACES BLANK.** If information requested is not applicable, please write N/A in the space provided. Otherwise the information **MUST** be provided. Upon filing, this worksheet will be a public record.

Candidate Information

Candidate Name: \_\_\_\_\_

Office: \_\_\_\_\_

Home Address: \_\_\_\_\_ E-Mail: \_\_\_\_\_

Business Address: \_\_\_\_\_

Mailing Address: \_\_\_\_\_

Phone Number(s) Business: \_\_\_\_\_ Home/Mobile: \_\_\_\_\_ Fax: \_\_\_\_\_

Attorney Information

Attorney Name (or other person authorized to act in your behalf): \_\_\_\_\_

Address: \_\_\_\_\_

Home Address: \_\_\_\_\_ E-Mail: \_\_\_\_\_

Business Address: \_\_\_\_\_

Mailing Address: \_\_\_\_\_

Phone Number(s) Business: \_\_\_\_\_ Home/Mobile: \_\_\_\_\_ Fax: \_\_\_\_\_

**Proposed Ballot Designation:** \_\_\_\_\_

**1<sup>st</sup> Alternative:** \_\_\_\_\_

**2<sup>nd</sup> Alternative:** \_\_\_\_\_

You may select as your ballot designation:

- (a) Your current principal profession(s), vocation(s), or occupation(s) [maximum total of three words, separated by a “/”]
- (b) The full title of the public office you currently occupy and to which you were elected
- (c) “Appointed [full title of public office]” if you currently serve by appointment in an elective public office and are seeking election to a different office
- (d) “Incumbent” if you were elected (or, if you are a Superior Court Judge, appointed) to your current public office and seek election to a new term
- (e) “Appointed Incumbent” if you were appointed to your current elective public office (other than Superior Court Judge) and seek election to a new term

In the space provided on the next page or on an attachment sheet, describe why you believe you are entitled to use the proposed ballot designation. Attach any documents or exhibits that you believe support your proposed ballot designation. If using the title of an elective office, attach a copy of your certificate of election or appointment. These documents will not be returned to you. **Do not submit originals.**

If your proposed ballot designation includes the word “volunteer,” indicate the title of your volunteer position and the name of the entity for which you volunteer along with a brief description of the type of volunteer work you do and

approximate amount of time involved. You may only use the ballot designation “community volunteer” if you volunteer for a 501(c)(3) charitable, educational, or religious organization, a governmental agency or an educational institution. You may not use “community volunteer” together with another designation.

**Remember, it is your responsibility to justify your proposed ballot designation and to provide all requested details.** For your reference, attached are Elections Code Sections 13107 and 13107.3, and 2 California Code of Regulations (CCR) Section 20711. You may also wish to consult Elections Code Section 13107.5 (“community volunteer”) and 2 CCR Sections 20712 - 20719 (found at [www.sos.ca.gov](http://www.sos.ca.gov)).

Justification for use of proposed ballot designation: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

Current or Most Recent Job Title: \_\_\_\_\_ Start/End Dates: \_\_\_\_\_

Employer Name or Business: \_\_\_\_\_

Person(s) who can verify this information:

Name(s) \_\_\_\_\_ Phone Number: \_\_\_\_\_

E-Mail: \_\_\_\_\_

Name(s) \_\_\_\_\_ Phone Number: \_\_\_\_\_

E-Mail: \_\_\_\_\_

**Before signing below, answer the following questions.**

Does your proposed ballot designation:

- Use only a portion of the title of your current elected office? Yes No
- Use only the word “Incumbent” for an elective office (other than Superior Court Judge) to which you were appointed? Yes No
- Use more than three total words for your principal professions, vocations or occupations? Yes No
- Suggest an evaluation of you, such as outstanding, leading, expert, virtuous, or eminent? Yes No
- Refer to a status (Veteran, Activist, Founder, Scholar), rather than a profession, vocation or occupation? Yes No
- Abbreviate the word “retired”? Yes No
- Place the word “retired” after the words it modifies? Example: Accountant, retired Yes No
- Use any word or prefix (except “retired”) such as "former" or "ex-" to refer to a former profession, vocation or occupation? Yes No
- Use the word “retired” along with a current profession, vocation, or occupation? Example: Retired Firefighter/Teacher Yes No
- Use the name of a political party or political body? Yes No
- Refer to a racial, religious, or ethnic group? Yes No
- Refer to any activity prohibited by law? Yes No

**If the answer to any of these questions is “Yes,” your proposed ballot designation is likely to be rejected.**

Candidate’s Signature \_\_\_\_\_ Date \_\_\_\_\_

For your reference, the relevant provisions of Elections Code section 13107 are reproduced below:

**13107.**

(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, or to which he or she was appointed, in the case of a superior court judge.

(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, or, in the case of a superior court judge, was appointed to that office.

(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. For purposes of this section, all California geographical names shall be considered to be 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.

(4) 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, 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) Neither the Secretary of State nor any other elections official shall 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.

(c) 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).

(2) In the event the candidate fails to provide a designation that complies with subdivision (a) within the three-day period specified in paragraph (1), no designation shall appear after the candidate's name.

(d) No designation given by a candidate shall 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 (c) or as provided in subdivision (e). 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 of time as applied to nomination documents pursuant to Section 17100.

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

For your reference, Elections Code section 13107.3 is reproduced below:

**13107.3.**

(a) A candidate who submits a ballot designation pursuant to subdivision (a) of Section 13107 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.

(b) The ballot designation worksheet shall be filed with the elections official at the same time that the candidate files his or her declaration of candidacy.

(c) In the event that a candidate fails to file a ballot designation worksheet in accordance with subdivision (a), no designation shall appear under the candidate's name on the ballot.

For your reference, Elections Code section 13107.5 is reproduced below:

**13107.5.**

(a) A candidate's ballot designation as "community volunteer" shall constitute a valid principal vocation or occupation for purposes of subdivision (a) of Section 13107, if not otherwise in violation of any of the restrictions set forth in that section, and subject to the following conditions:

(1) A candidate's community volunteer activities constitute his or her principal profession, vocation, or occupation.

(2) A candidate is not engaged concurrently in another principal profession, vocation, or occupation.

(3) A candidate may not use the designation of "community volunteer" in combination with any other principal profession, vocation, or occupation designation.

(b) The Secretary of State shall by regulation define what constitutes a community volunteer for purposes of this section.

For your reference, 2 CCR 20711 is reproduced below:

**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 Section 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 Section 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 Section 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 Section 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 designations,

(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 Section 20714, subdivision (b).

(D) If the candidate submits a ballot designation pursuant to Elections Code Section 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 Section 13107(e), that request shall be accompanied by a Ballot Designation Worksheet.

# CANDIDATE'S STATEMENT OF QUALIFICATIONS

Proposition 34, Elections Code Sections 13307, 13311, 13313

Each candidate for **federal voter-nominated** elective office (U.S. Senator, Congressional Representative) may prepare a statement of qualifications to be included in the Sample Ballot Booklet and sent to every registered voter in the jurisdiction of the office. In addition, each candidate for **state voter-nominated** office (State Senate and Member of the Assembly) who accepts the expenditure limits will be allowed to have a Statement of Qualifications printed in the Sample Ballot Booklet.

The statement is optional and not a requirement for filing for the office.

Statements shall be filed in the Elections Division of the County Clerk-Recorder's Office. Candidates for a position requiring nomination papers shall file their statement at the time their nomination papers are filed.

The statement **MAY** include:

- Name, Age, Occupation of the Candidate
- A brief description (no more than 250 words of the candidate's education and qualifications expressed by the candidate in his/her own words (first person singular).

The statement **MAY NOT** include:

- The party affiliation of the Candidate.
- Membership or activity in any partisan political organizations.
- References to other candidates for that office or to another candidate's qualifications, character, or activities. The elections official shall not cause to be printed or circulated any statement that the elections official determines is not so limited or that includes any reference prohibited in this section. (E.C. §13308)

The statement must be **typed** and follow the format on the form. Boldface type, bullets, boxes, arrowheads, diamonds, asterisks, all capital letters, or underlining are not allowed.

Candidates must file a hard copy of the statement as well as submit the statement electronically. The statement should be set out in block style paragraphs in type of uniform size and darkness and with uniform spacing.

Obvious spelling errors will be corrected; however, the candidate should proof the statement very carefully for spelling, punctuation and grammar, as it will be printed as submitted.

The statement may be **WITHDRAWN**, by the candidate in writing, **BUT NOT CHANGED**, during the nomination period or the extension of the nomination period for non-incumbents only - and until 5:00 p.m. on the next working day after the close of the nomination period or the next working day after the close of the extension of the close of the nomination period for non-incumbents only.

Each candidate who files a statement of qualification will be required to pay an estimated deposit at the time the statement is filed to cover the cost of the printing and handling. The estimated deposit amount is an approximation of the actual cost and may be significantly more or less than the estimate, depending on the actual number of candidates filing statements. **Accordingly, the elections official is not bound by the estimate and will bill the candidate for additional actual expense or refund any excess amount paid depending on the final actual cost.**

The Candidate's Statement of Qualifications shall remain **confidential** until after the close of the nomination period and will be available for public examination for 10 days after the close of nominations. Any challenges to a statement must be made during this 10 day period. (E.C. §13313)

# SAMPLE STATEMENT OF QUALIFICATIONS

Be aware that the number of carriage returns you use in the "Education and Qualifications" section of your statement will affect the layout of your text. It is recommended the candidate statements contain no more than twenty-five (25) lines and carriage returns. The Elections Official is not responsible for the correct typesetting of statements that must be reconfigured to comply with these guidelines.

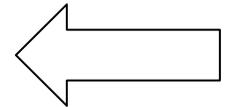
Although "Occupation" is not restricted by ballot designation limitations and may be more descriptive, words exceeding one line will be shortened.

**NOTE:** In order to ensure that submitted text will fit in the limited quarter-page space, the following may occur:

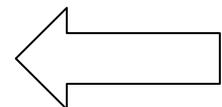
- 1) Lists and enumerations will be wrapped as a single paragraph;
- 2) Multiple single sentence paragraphs will be wrapped;
- 3) Indented text will be run together as a sentence.

Candidates utilizing the guidelines and suggestions will make their candidate statements uniform, fair, and legible.

<b>STATEMENT OF CANDIDATE FOR OFFICE Jurisdiction/District</b>	
<b>CANDIDATE NAME</b>	<b>Age: (Optional)</b>
<b>Occupation:</b> Incumbent, Former Member Chamber of Commerce, Businessman, Former Chair of the County Area Advisory Community	
<b>Education and Qualifications:</b> Community Colleges provide educational opportunities for all students. Over the past four years we have been forced to make some very difficult decisions. - I have always made decisions based on how we can best serve our students and District during this time of economic uncertainty. It has been my privilege to serve on the Cuesta College Board. - I ask for your vote on November 6 <sup>th</sup> so that I can continue to support our faculty, staff and administration to meet the needs of our students and business community of our District. Since 1972 I have served at various times, the following SLO County and State organizations. <u>Playhouse Nursery School</u> <u>PTA &amp; Classroom Aid</u> SLO County Civil Service Commission 4H Leader SLO County Board of Education SLO County School Boards Association, Atascadero State Hospital Advisory Board, Friday Night Live Board, Partnership for the Children Board, State Advisory Group on Juvenile Justice, Grizzly Youth Academy. I have lobbied for public education at both the State and National level. Thank you for your continued support of Cuesta College.	
<hr/> <b>STATEMENT OF CANDIDATE FOR OFFICE Jurisdiction/District</b>	
<b>CANDIDATE NAME</b>	<b>Age: (Optional)</b>
<b>Occupation:</b> Incumbent, Former Member Chamber of Commerce, Businessman	
<b>Education and Qualifications:</b> Community Colleges provide educational opportunities for all students. Over the past four years we have been forced to make some very difficult decisions. I have always made decisions based on how we can best serve our students and District during this time of economic uncertainty.  It has been my privilege to serve on the Cuesta College Board. I ask for your vote on November 6 <sup>th</sup> so that I can continue to support our faculty, staff and administration to meet the needs of our students and business community of our District.  Since 1972 I have served at various times, the following SLO County and State organizations.  Playhouse Nursery School, PTA & classroom aid, SLO County Civil Service Commission, 4H Leader, SLO County Board of Education, SLO County School Boards Association, Atascadero State Hospital Advisory Board, Friday Night Live Board, Partnership for the Children Board, State Advisory Group on Juvenile Justice, Grizzly Youth Academy. I have lobbied for public education at both the State and National level.  Thank you for your continued support of Cuesta College.	



**INCORRECT  
FORMAT**



## ESTIMATED COSTS OF CANDIDATE STATEMENTS

OFFICE	ESTIMATED COST ENGLISH	ESTIMATED COST SPANISH
U.S CONGRESS, STATE SENATE, STATE ASSEMBLY  US REPRESENTATIVE May NOT file at the County Level. They may file a statement with the Secretary of State. Elections Code §13307.5	<b>\$1660.00</b>	<b>\$1790.00</b>

## CANDIDATES STATEMENT WORD COUNTING GUIDELINES

Elections Code §9

(a) For purposes of this code, the following shall apply to the counting of words:

1.	Title and Signature and punctuation.	Not Counted
2.	Each word shall be counted as <b>one word</b> except as specified in this section.	One Word
3.	All proper nouns, including geographical names such as, "County of San Luis Obispo"	One Word
4.	Abbreviations for a word, phrase, or expression, such as UCLA, PTA, U.S.M.C., etc	One Word
5.	Hyphenated words that appear in any generally available dictionary, published in the US in the last 10 yrs. All other hyphenated words shall be counted as a separate word.	One Word
6.	Dates.	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.	One Word  One for each Word  Two Words One Word
8.	Telephone numbers.	One word
9.	Internet web site address	One Word
Example	Numbers: Digits, such as 1, 10, 100 Spelled out – one, ten, one hundred Numerical Combinations – 2002, 5%, 2001-2002 Telephone Number/Email address	One Word One for each Word One Word One Word
Example	Monetary Amounts: Dollar Sign and Figures - \$500,000.00 Spelled Out – Five Hundred thousand dollars	One Word Four Words

E.C. § 9 (b) THIS SECTION SHALL NOT APPLY TO COUNTING WORDS FOR BALLOT DESIGNATIONS UNDER ELECTIONS CODE §13107