

precinct board member. If a precinct board member is not affiliated registered with a political party, the words "No party;" "Nonpartisan," or "~~Decline to state~~" shall be printed in place of the party name.

SECTION 74. Section 13102 of the Elections Code is amended to read:

13102. (a) All voting shall be by ballot. There shall be provided, at each polling place, at each election at which public officers are to be voted for, but one form of voter choice open primary ballot for all candidates for voter-nominated office, nonpartisan public office, and measures, except that, for ~~partisan~~ primary elections, one form of party ballot shall be provided for each qualified political party as well as one form of ~~nonpartisan~~ voter choice open primary ballot, in accordance with subdivision (b). The party ballot and the voter choice open primary ballot shall comply with the provisions of Section 13203.

(b) At ~~partisan~~ primary elections, each voter not registered as ~~intending to affiliate~~ with any one of the political parties participating in the election shall be furnished only a ~~nonpartisan~~ voter choice open primary ballot, unless he or she requests a ballot of a political party and that political party, by party rule duly noticed to the Secretary of State, authorizes a person who has ~~declined to state a party affiliation~~ designated "no party" on his or her affidavit of registration to vote the ballot of that political party. The ~~nonpartisan~~ voter choice open primary ballot shall contain ~~only~~ the names of all candidates for voter-nominated offices, nonpartisan offices and measures to be voted for at the primary election. Each party ballot shall list the candidates for President or the members to be elected for county central committees of that party, or both. Each voter registered as ~~intending to affiliate~~ with a political party participating in the election shall be furnished ~~only~~ a party ballot of the political party with which he or she is registered; and the ~~nonpartisan~~ a ballot containing candidates for voter-nominated offices, both each of which shall be printed ~~together as one ballot~~ in the form prescribed by Section 13207. Each voter shall also be furnished with a Local Elected Offices and Measures ballot if any.

(c) A political party may adopt a party rule in accordance with subdivision (b) that authorizes a person who has ~~declined to state a~~ designated "no party" affiliation on their affidavit of registration to vote the ballot of that political party at the next ensuing ~~partisan~~ primary election. The political party shall notify the party chairman immediately upon adoption of that party rule. The party chairman shall provide written notice of the adoption of that rule to the Secretary of State not later than the 135th day prior to the ~~partisan~~ primary election at which the vote is authorized.

(d) At all times while Section 13102(c) is in effect and at any time when at least one political party chooses in its discretion to comply with the procedures provided for in this section, elections officials shall print in sample voter choice open primary ballots and in voter information guides a list of all political parties that have adopted a party rule as described in Section 13102(c). In addition to this list, the elections officials shall print instructions to voters who have designated "no party" on their affidavits of registration informing them that they have the right at their option to vote, in addition to a voter choice open primary ballot, the ballot of a party shown on the list. The instructions shall specify how such voters may obtain such ballots. This information shall be printed on the first page of sample voter choice open primary ballots and in a prominent manner in voter pamphlets, including a listing in a table of contents and an index if any.

(d e) The county elections official shall maintain a record of which political party's ballot was requested pursuant to subdivision (b), or whether a nonpartisan voter choice open primary ballot was requested, by each person who ~~declined to state a~~ designated "no party" affiliation on his or her affidavit of registration. The record shall be made available to any person or committee who is authorized to receive copies of the printed indexes of registration for primary and general elections pursuant to Section 2184.

~~(e) This section shall become operative on March 6, 2002.~~

SECTION 75. Section 13103 of the Elections Code is amended to read:

13103. Every ballot shall ~~that~~ contains all any of the following shall comply with the provisions set forth below:

(a) The title of each office, shall be arranged to conform as nearly as practicable to the plan set forth in this chapter.

(b) The names of all qualified candidates shall be listed, except that:

(1) Instead of the names of candidates for delegate to the national conventions, there shall be printed the names of the presidential candidates to whom they are pledged or the names of candidates for chairmen of party national convention delegations.

(2) Instead of the names of candidates for presidential electors, there shall be printed in pairs the names of the candidates of the respective parties for President and Vice President of the United States. These names shall appear under the title "President and Vice President."

(c) The titles and summaries of measures submitted to vote of the voters shall be listed.

SECTION 76. Section 13105 of the Elections Code is amended to read:

13105. (a) In the case of candidates for ~~partisan~~ voter-nominated office in a primary election, a general election, or in a special election to fill a vacancy ~~in the office of Representative in Congress, State Senator, or Member of the Assembly~~, immediately to the right of and on the same line as the name of the candidate, or immediately below the name, if there is not sufficient space to the right of the name, there shall be printed in eight-point roman lowercase type either that (1) the candidate is registered as "No Party," or (2) the name of the qualified political party that has provided consent as specified in Section 7031 with which the candidate is registered affiliated.

(b) If a political party has provided consent as specified in Section 7031, the following words shall be printed on the ballot: "Registered as: (insert name of qualified party, e.g. Democrat, Republican or Green)." Any candidate using a party registration designation must comply with the requirements of Section 8001(a) and is subject to the political party's consent as specified in Section 7031. Any ballot prepared in connection with an election pursuant to this section shall contain the following statement, not smaller than 8 point boldface type, on each page on which the political party registration status of any candidate is printed, that: "The designation of the political party registration status on the ballot of a candidate for a voter-nominated office is for the voters' informational purposes only, and does not indicate that the political party with which a candidate may be registered has nominated that candidate or that the party necessarily agrees with or endorses that candidate."