

which a candidate may be registered has nominated that candidate or that the party necessarily agrees with or endorses that candidate.” In addition, the ballot shall contain the following statement once in a conspicuous manner, not smaller than 8 point boldface type, that: “Where the registration status of a candidate has been left blank, the party with which the candidate is registered has not consented to use of party registration status on the ballot.”

SECTION 83. Section 13208 of the Elections Code is amended to read:

13208. (a) In the right-hand margin of each column light vertical lines shall be printed in such a way as to create a voting square after the name of each candidate for ~~partisan~~ voter-nominated office, for nonpartisan office (except for justice of the Supreme Court or court of appeal), for President and Vice President, for county central committee member candidates, or for chairman of a group of candidates for delegate to a national convention who express no preference for a presidential candidate. In the case of Supreme Court or appellate justices and in the case of measures submitted to the voters, the lines shall be printed so as to create voting squares to the right of the words "Yes" and "No." The voting squares shall be used by the voters to express their choices as provided for in the instruction to voters.

(b) The standard voting square shall be at least three-eighths of an inch square but may be up to one-half inch square. Voting squares for measures may be as tall as is required by the space occupied by the title and summary.

SECTION 84. Section 13217 of the Elections Code is amended to read:

13217. The number on each ballot shall be the same as that on the corresponding stub, and the ballots and stubs shall be numbered consecutively in each county, or the ballots and stubs may be numbered consecutively within each combination of congressional, senatorial, and Assembly districts in each county. ~~In a partisan primary election, the sequence of numbers on the official ballots and stubs for each party within each county, or within each political subdivision in each county, shall begin with the number 1.~~

SECTION 85. Section 13230 of the Elections Code is amended to read:

13230. (a) If the county elections official determines that, due to the number of candidates and measures that must be printed on the ballot, the ballot will be larger than may be conveniently handled, the county elections official may provide that a nonpartisan separate ballot, containing non statewide nonpartisan offices and non statewide measures for submission to the voters, shall be given to each partisan voter, together with his or her partisan ballot. Statewide nonpartisan offices and statewide measures shall at all times be included on the voter choice open primary ballot or general election ballot, and that the The separate ballot, if any, shall be titled with the heading: “LOCAL ELECTED OFFICES AND MEASURES BALLOT.” ~~material appearing under the heading "Nonpartisan Offices" on partisan ballots, as well as the heading itself, shall be omitted from the partisan ballots.~~ All material appearing regarding non statewide measures shall be omitted from the voter choice open primary ballots or general election ballots and shall be placed on separate ballots under the heading of “Non Statewide Measures.” In addition to the voter choice open primary ballots and the separate ballots, a

voter shall be given a separate party ballot, as defined in section 337, which the voter is entitled to receive pursuant to Section 13102(b).

(b) If the county elections official so provides, the procedure prescribed for the handling and canvassing of ballots shall be modified to the extent necessary to permit the use of ~~two~~ three ballots by partisan voters. The county elections official may, in this case, order the ~~second~~ local elected offices and measures ballots to be printed on paper of a different tint, and assign to those ballots numbers higher than those assigned to the party ballots containing political party positions or to the voter choice open primary ballots containing partisan voter-nominated offices.

(c) "~~Partisan voters,~~" for For purposes of this section, voters entitled to vote a "Party Ballot" includes persons who have ~~declined to state a party affiliation~~ designated "no party" on their affidavits of registration, but who have chosen to vote the ballot of a political party as authorized by that party's rules duly noticed to the Secretary of State.

SECTION 86. Section 13232 of the Elections Code is hereby repealed:

~~13232. Notwithstanding any other provision of law, for the purpose of conducting the Democratic Party Presidential Primary Election, the Secretary of State may, if it is reasonably necessary to accommodate the limitations of a voter system or vote tabulating device, authorize the county elections officials to do any or all of the following:~~

~~(a) Vary the order of any office or measure listed in Section 13109, with the exception of President of the United States, United States Representative, State Senator, Member of the Assembly, and judicial offices.~~

~~(b) Place any office listed in Section 13109 on a second ballot, with the exception of United States Representative, State Senator, Member of the State Assembly, judicial offices, County Superintendent of Schools, County Board of Education Members, and county officers.~~

~~(c) Place any ballot measure, other than a state measure, on a separate ballot.~~

SECTION 87. Section 13261 of the Elections Code is amended to read:

13261. (a) Each ballot card shall have two stubs attached. The stubs shall be separated from the ballot card and from each other by perforated lines so that they may be readily detached.

(b) (1) One stub shall have the serial ballot number printed on it, and shall be detached from the remainder of the ballot before it is handed to the voter.

(2) The second stub shall have printed on it all of the following:

(A) The same ballot serial number.

(B) The words "This ballot stub shall be removed and retained by the voter."

(C) The words "OFFICIAL BALLOT" in uppercase boldface type no smaller than 12 point.

(D) In primary elections, the party name coupled with the word "BALLOT," e.g., "~~Democratic Party,~~" "DEMOCRATIC PARTY BALLOT," or the words "~~Nonpartisan Ballot,~~" "VOTER CHOICE OPEN PRIMARY BALLOT," or the words "LOCAL ELECTED OFFICES AND MEASURES BALLOT," as applicable.

(E) The name of the county.

- (F) The date of the election.
- (G) Where not otherwise provided, instructions to the voter on how to mark the ballot with the marking device, how to vote for a candidate whose name is not printed on the ballot, and how to secure an additional ballot card if the ballot card is spoiled or marked erroneously.

(3) If the information listed in subparagraphs (A) to (G), inclusive, of paragraph (2) must also appear in one or more languages other than English under the provisions of the federal Voting Rights Act of 1965 as extended by Public Law 94-73, and there is insufficient room for all the information to be set forth in all the required languages while at the same time appearing in a type size sufficiently large to be readable, the official in charge of the election may delete information set forth in subparagraphs (E) and (F) of paragraph (2), in the order listed, until there is sufficient room.

(c) In addition to the instructions to voters printed on the ballot or ballot stub, there shall be displayed in each voting booth instructions to voters substantially in the same form and wording as appears on paper ballots.

(d) Precinct numbers may also be placed on the ballot.

SECTION 88. Section 13262 of the Elections Code is amended to read:

13262. (a) The ballot shall contain the same material as to candidates and measures, and shall be printed in the same order as provided for paper ballots, and may be arranged in parallel columns on one or more ballot cards as required, except that the column in which the voter marks his or her choices may be at the left of the names of candidates and the designation of measures.

(b) If there are a greater number of candidates for an office or for a ~~party~~ nomination by the voters in a voter choice open primary election for an office than the number whose names can be placed on one pair of facing ballot pages, a series of overlaying pages printed only on the same, single side shall be used, and the ballot shall be clearly marked to indicate that the list of candidates for the office is continued on the following page or pages. If the names of candidates for the office are not required to be rotated, they shall be rotated by groups of candidates in a manner so that the name of each candidate shall appear on each page of the ballot in approximately the same number of precincts as the names of all other candidates.

(c) Space shall be provided on the ballot or on a separate write-in ballot to permit voters to write in names not printed on the ballot when authorized by law. The size of the voting square and the spacing of the material may be varied to suit the conditions imposed by the use of ballot cards, provided the size of the type is not reduced below the minimum size requirements set forth in Chapter 2 (commencing with Section 13100).

(d) The statement of measure submitted to the voters may be abbreviated if necessary on the ballot, provided that each and every statement of measures on that ballot is abbreviated. Abbreviation of matters to be voted on throughout the state shall be composed by the Attorney General.