

SA2003LF 0067

December 5, 2003

Tricia Knight
Initiative Coordinator
Office of Attorney General
1300 I Street
Sacramento, CA 95814

RECEIVED

DEC 10 2003

INITIATIVE COORDINATOR
ATTORNEY GENERAL'S OFFICE

Re: Local Taxpayers and Public Safety Protection Act

Dear Ms. Knight:

I am one of the proponents for the above initiative measure submitted to your office for title and summary. My residence address and address for registration purposes is:

Cordially,

Steven C. Szalay

SA2003LF0067

Signed Statement Required by Elections Code Section 9608

I, Steven C. Szalay, one of the proponents, acknowledge that it is a misdemeanor under state law (Section 18650 of the Elections Code) to knowingly allow the signatures on an initiative petition to be used for any purpose other than qualification of the proposed measure for the ballot. I certify that I will not knowingly or willfully allow the signatures for this initiative to be used for any purpose other than qualification of the measure for the ballot.

Steven C. Szalay

Dated: December 5, 2003

RECEIVED
DEC 10 2003

INITIATIVE COORDINATOR
ATTORNEY GENERAL'S OFFICE

SA2003RF0067

December 5, 2003

Tricia Knight
Initiative Coordinator
Office of Attorney General
1300 I Street
Sacramento, CA 95814

RECEIVED
DEC 10 2003

INITIATIVE COORDINATOR
ATTORNEY GENERAL'S OFFICE

Re: Local Taxpayers and Public Safety Protection Act

Dear Ms. Knight:

I am one of the proponents for the above initiative measure submitted to your office for title and summary. My residence address and address for registration purposes is:

Cordially,

Catherine Smith

SA2003AF0067

Signed Statement Required by Elections Code Section 9608

I, Catherine Smith, one of the proponents, acknowledge that it is a misdemeanor under state law (Section 18650 of the Elections Code) to knowingly allow the signatures on an initiative petition to be used for any purpose other than qualification of the proposed measure for the ballot. I certify that I will not knowingly or willfully allow the signatures for this initiative to be used for any purpose other than qualification of the measure for the ballot.

Catherine Smith

Dated: December 5, 2003

RECEIVED

DEC 10 2003

INITIATIVE COORDINATOR
ATTORNEY GENERAL'S OFFICE

SA20031F0067

December 5, 2003

Tricia Knight
Initiative Coordinator
Office of Attorney General
1300 I Street
Sacramento, CA 95814

RECEIVED
DEC 10 2003

INITIATIVE COORDINATOR
ATTORNEY GENERAL'S OFFICE

Re: Local Taxpayers and Public Safety Protection Act

Dear Ms. Knight:

I am one of the proponents for the above initiative measure submitted to your office for title and summary. My residence address and address for registration purposes is:

Cordially,

Christopher K. McKenzie

SA20031F0067

Signed Statement Required by Elections Code Section 9608

I, Christopher K. McKenzie, one of the proponents, acknowledge that it is a misdemeanor under state law (Section 18650 of the Elections Code) to knowingly allow the signatures on an initiative petition to be used for any purpose other than qualification of the proposed measure for the ballot. I certify that I will not knowingly or willfully allow the signatures for this initiative to be used for any purpose other than qualification of the measure for the ballot.

Christopher K. McKenzie

Dated: December 5, 2003

RECEIVED
DEC 10 2003

INITIATIVE COORDINATOR
ATTORNEY GENERAL'S OFFICE

THE LOCAL TAXPAYERS AND PUBLIC SAFETY PROTECTION ACT

SECTION ONE. Short Title.

These amendments to the California Constitution shall be known and may be cited as the LOCAL TAXPAYERS AND PUBLIC SAFETY PROTECTION ACT.

SECTION TWO. Findings and Purposes

(a) The People of the State of California find that restoring local control over local tax dollars is vital to insure that local tax dollars are used to provide critical local services including, but not limited to, police, fire, emergency and trauma care, public health, libraries, criminal justice, and road and street maintenance. Reliable funding for these services is essential for the security, well-being and quality of life of all Californians.

(b) For many years, the Legislature has taken away local tax dollars used by local governments so that the State could control those local tax dollars. In fact, the Legislature has been taking away billions of local tax dollars each year, forcing local governments to either raise local fees or taxes to maintain services, or cut back on critically needed local services.

(c) The Legislature's diversion of local tax dollars from local governments harms local governments' ability to provide such specific services as police, fire, emergency and trauma care, public health, libraries, criminal justice, and road and street maintenance.

(d) In recognition of the harm caused by diversion of local tax dollars and the importance placed on voter control of major decisions concerning government finance, and consistent with existing provisions of the California Constitution that give the people the right to vote on fiscal changes, the People of the State of California want the right to vote upon actions by the State government that take local tax dollars from local governments.

(e) The Local Taxpayers and Public Safety Protection Act is designed to insure that the People of the State of California shall have the right to approve or reject the actions of state government to take away local revenues that fund vitally needed local services.

(f) The Local Taxpayers and Public Safety Protection Act strengthens the requirement that if the State mandates local governments to implement new or expanded programs, then the State shall reimburse local governments for the cost of those programs.

(g) The Local Taxpayers and Public Safety Protection Act does not amend or modify the School Funding Initiative, Proposition 98 (Article XVI, section 8 of the California Constitution).

(h) Therefore, the People declare that the purposes of this Act are to:

- (1) require voter approval before the Legislature removes local tax dollars from the control of Local Government, as described in this measure;
- (2) insure that local tax dollars are dedicated to local governments to fund local public services;
- (3) insure that the Legislature reimburses local governments when the State mandates local governments to assume more financial responsibility for new or existing programs; and
- (4) prohibit the Legislature from deferring or delaying annual reimbursement to local governments for state-mandated programs.

SECTION THREE. Article XIII E is hereby added to the California Constitution to read as follows:

ARTICLE XIII E Local Taxpayers and Public Safety Protection Act

Section 1. State-wide Voter Approval Required.

(a) Approval by a majority vote of the electorate, as provided for in this section, shall be required before any act of the Legislature takes effect that removes the following funding sources, or portions thereof, from the control of any Local Government as follows:

- (1) Reduces, or suspends or delays the receipt of, any Local Government's proportionate share of the Local Property Tax when the Legislature exercises its power to apportion the Local Property Tax; or requires any Local Government to remit Local Property Taxes to the State, a state-created fund, or, without the consent of the affected Local Governments, to another Local Government;
- (2) Reduces, or delays or suspends the receipt of, the Local Government Base Year Fund to any Local Government, without appropriating funds to offset the reduction, delay or suspension in an equal amount;
- (3) Restricts the authority to impose, or changes the method of distributing, the Local Sales Tax;
- (4) Reduces, or suspends or delays the receipt of, the 2003 Local Government Payment Deferral; or
- (5) Fails to reinstate the suspended Bradley-Burns Uniform Sales Tax Rate in accordance with Section 97.68 of the Revenue and Taxation Code added by Chapter 162 of 2003 Statutes; or reduces any Local Government's allocation of the Property Tax required by Section 97.68 while the Sales Tax Rate is suspended.