

James Bouskos
8839 No. Cedar Ave. Suite 62
Fresno, California
93720

SA2003RF0070

December 17, 2003

Via Federal Express

Ms. Tricia Knight
Attorney General's Office
State of California
1300 "T" Street
Sacramento, California 95814

Re: Proposed Initiative

RECEIVED
DEC 18 2003

INITIATIVE COORDINATOR
ATTORNEY GENERAL'S OFFICE

Dear Ms. Knight;

In accordance with the applicable provisions of California law and with the rules established by your office, I hereby file with your office the enclosed initiative for an amendment to the California Constitution and hereby request that your office prepare a title and summary. Accordingly, enclosed please find the following:

1. A Signed Statement made pursuant to Elections Code section 9608;
2. The text of the proposed initiative measure already in your possession;
3. A check for \$200 made payable to the State of California; and
4. The Voter Registration statement for each proponent.

For the purposes of filing this initiative with your office, the public contact information for the sole proponent is as follows:

James Bouskos
8839 No Cedar Ave Suite 62
Fresno, Ca 93720
559-999-4800

I am hereby requesting that the Attorney General title and summarize this initiative so we can begin obtaining the requisite signatures.

Thank you for your assistance.

Very truly yours;

James Bouskos

SA2003RF0070

SIGNED STATEMENT

I, James Bouskos, acknowledge that it is a misdemeanor under state law (Section 18650 of the Elections Code) to knowingly or willfully 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.

James Bouskos

Dated this 16th day of December, 2003

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INITIATIVE COORDINATOR
ATTORNEY GENERAL'S OFFICE

TEXT OF PROPOSED INITIATIVE CONSTITUTIONAL AMMENDMENT

This proposed Constitutional amendment expressly amends the California Constitution by amending, adding to, and repealing sections of Article 4 thereof.

CALIFORNIA CONSTITUTION
ARTICLE 4 LEGISLATIVE

SEC. 1. The legislative power of this State is vested in a single house of the California Legislature but the people reserve to themselves the powers of initiative and referendum.

CALIFORNIA CONSTITUTION
ARTICLE 4 LEGISLATIVE

SEC. 1.5. The people find and declare that the Founding Fathers established a system of representative government based upon free, fair, and competitive elections.

CALIFORNIA CONSTITUTION
ARTICLE 4 LEGISLATIVE

SEC. 2. (a) The legislature shall consist of one body, numbering one hundred members.

(b) Election of members of the legislature shall be on the first Tuesday after the first Monday in November of even-numbered years unless otherwise prescribed by the Legislature; except upon the passage of this constitutional amendment.

(b1) Upon the passage of this constitutional amendment by the voters of California, a Commission on districting shall be formed, and convene, within 14 days. Said Commission shall be made of a appointee of each political party obtaining at least 30 percent of the vote in the last general election. Any party with 5 percent of the vote in the last general election shall appoint a non-voting member of the commission. Voting members of the commission shall select, by unanimous vote, one additional voting member. In the event that any eligible political party fails to appointment a member of the Commission within one week of the election passing this amendment, the governor shall make said appointment. In the event that a third member of the Commission is not agreed to within two weeks of convening, the Governor shall appoint said member.

(b2) The Commission on districting shall create 100 legislative districts, each including 1% of the state population, plus or minus no more than 10%, as determined by the last U.S. Census, within 30 days of its convening. It is empowered to expend \$200,000 for this task. Each district shall be as compact as possible, include as few communities of interest as practical, and crossing as few lines of political subdivisions as practical. In no case shall a legislative district be made that can be redrawn with a linear perimeter 20% less than is drawn.

(b3) A special election shall be called to fill the 100 seats of the Legislature, according to law, on the first Tuesday after the first Monday of March following the passage of this amendment. Upon this election, the prior Houses of the Legislature shall disband.

(c) A person is ineligible to be a member of the Legislature

unless the person is an elector and has been a resident of the legislative district for one year, and a citizen of the United States and a resident of California for 3 years, immediately preceding the election.

(d) When a vacancy occurs in the Legislature the Governor immediately shall call an election to fill the vacancy.

CALIFORNIA CONSTITUTION
ARTICLE 4 LEGISLATIVE

SEC. 3. (a) The Legislature shall convene in regular session at noon on the first Monday after the first Tuesday of January, of each year and shall immediately organize. Each session of the Legislature shall adjourn sine die by operation of the Constitution at noon, June 30, of that year. The Legislature shall reconvene the first Monday after the first Tuesday of the following January and adjourn sine die at noon June 30.

(b) On extraordinary occasions the Governor by proclamation may cause the Legislature to assemble in special session. When so assembled it has power to legislate only on subjects specified in the proclamation but may provide for expenses and other matters incidental to the session.

CALIFORNIA CONSTITUTION
ARTICLE 4 LEGISLATIVE

SEC. 4. (a) To eliminate any appearance of a conflict with the proper discharge of his or her duties and responsibilities, no Member of the Legislature may knowingly receive any salary, wages, commissions, or other similar earned income from a lobbyist or lobbying firm, as defined by the Political Reform Act of 1974, or from a person who, during the previous 12 months, has been under a contract with the Legislature. The Legislature shall enact laws that define earned income. However, earned income does not include any community property interest in the income of a spouse. Any Member who knowingly receives any salary, wages, commissions, or other similar earned income from a lobbyist employer, as defined by the Political Reform Act of 1974, may not, for a period of one year following its receipt, vote upon or make, participate in making, or in any way attempt to use his or her official position to influence an action or decision before the Legislature, other than an action or decision involving a bill described in subdivision (c) of Section 12 of this article, which he or she knows, or has reason to know, would have a direct and significant financial impact on the lobbyist employer and would not impact the public generally or a significant segment of the public in a similar manner. As used in this subdivision, "public generally" includes an industry, trade, or profession.

(b) Travel and living expenses for Members of the Legislature in connection with their official duties shall be prescribed by statute passed by rollcall vote entered in the journal, two-thirds of the

membership of each house concurring, but not to exceed \$40 per diem on days the Legislature is in session, and reimbursed auto mileage not to exceed that offered to Federal Government employees. In no case shall public vehicles be offered to members of the Legislature, either owned or leased. A Member may not receive travel and living expenses during the times that the Legislature is in recess for more than three calendar days, unless the Member is traveling to or from, or is in attendance at, any meeting of a committee of which he or she is a member, or legislative function or responsibility as authorized by the rules of the house of which he or she is a member, which is held at a location at least 20 miles from his or her place of residence.

(c) The Legislature may not provide retirement benefits based on any portion of a monthly salary in excess of five hundred dollars (\$500) paid to any Member of the Legislature unless the Member receives the greater amount while serving as a Member in the Legislature. The Legislature may, prior to their retirement, limit the retirement benefits payable to Members of the Legislature who serve during or after the term commencing in 1967.

When computing the retirement allowance of a Member who serves in the Legislature during the term commencing in 1967 or later, allowance may be made for increases in cost of living if so provided by statute, but only with respect to increases in the cost of living occurring after retirement of the Member. However, the Legislature may provide that no Member shall be deprived of a cost of living adjustment based on a monthly salary of five hundred dollars (\$500) which has accrued prior to the commencement of the 1967 Regular Session of the Legislature.

CALIFORNIA CONSTITUTION ARTICLE 4 LEGISLATIVE

SEC. 4.5. Notwithstanding any other provision of this Constitution or existing law, a person elected to or serving in the Legislature on or after November 1, 1990, shall participate in the Federal Social Security (Retirement, Disability, Health Insurance) Program and the State shall pay only the employer's share of the contribution necessary to such participation. No other pension or retirement benefit shall accrue as a result of service in the Legislature, such service not being intended as a career occupation. This Section shall not be construed to abrogate or diminish any vested pension or retirement benefit which may have accrued under an existing law to a person holding or having held office in the Legislature, but upon adoption of this Act no further entitlement to nor vesting in any existing program shall accrue to any such person, other than Social Security to the extent herein provided.

CALIFORNIA CONSTITUTION ARTICLE 4 LEGISLATIVE

SEC. 5. (a) The Legislature shall judge the qualifications and elections