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CALIFORNIA ASSOCIATION OF  
CLERKS AND ELECTION OFFICIALS

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Madera County Clerk-Recorder  
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San Diego County

March 18, 2009

Assembly Member Ted W. Lieu  
State Capitol  
P.O. Box 942849  
Sacramento, CA 94249-0053

Dear Assembly Member Lieu:

The California Association of Clerks and Election Officials Elections Legislative Committee has reviewed **AB 1335** (as introduced February 27, 2009), and has adopted a position of **Support, if amended** to apply to all offices for which there are specific qualifications.

While we certainly understand the desire to ensure that write-in candidates for judicial office possess the qualifications to hold such office, there are other offices, such as District Attorney and Sheriff that require candidates to possess specific qualifications. This could be accomplished by inserting a statement (as illustrated below) similar to that on the declaration of candidacy prescribed by Elections Code section 8040.

8600. ~~Every~~ A person who desires to be a write-in candidate and have his or her name as written on the ballot of an election counted for a particular office shall file *the following* :

(a) A statement of write-in candidacy that contains the following information:

- (1) Candidate's name.
- (2) Residence address.
- (3) A declaration stating that he or she is a write-in candidate.
- (4) The title of the office for which he or she is running.
- (5) The party nomination which he or she seeks, if running in a primary election.
- (6) The date of the election.

~~(7) If for the office of superior court judge, a A statement that the person satisfies the eligibility requirements of Section 15 of Article VI of the California Constitution. meets the statutory and constitutional qualifications required to hold such office. Nothing in this section shall be construed to require a write-in candidate for partisan office in a primary election to be affiliated with the political party whose nomination he or she seeks.~~

(b) The requisite number of signatures on the nomination papers, if any, required pursuant to Sections Section 8062, 10220, or 10510 or, in the case of a special district not subject to the Uniform District Election Law (Part 4 (commencing with Section 10500) of Division 10), the number of signatures required by the principal act of the district.

If you have any questions, please feel free to contact me at the Sonoma County Clerk-Recorder-Assessor's Office (707-565-1876).

Very truly yours,

Janice Atkinson  
Correspondence Secretary  
California Association of Clerks  
and Election Officials

- c: Assembly Member Paul Fong, Chair, Assembly Committee on Elections and Redistricting
- Senator Loni Hancock, Chair, Senate Committee on Elections, Reapportionment and Constitutional Amendments
- Deborah Seiler, Co-Chair, CACEO Elections Legislative Committee
- Jill Lavine, Co-Chair, CACEO Elections Legislative Committee
- Barry Brokaw, Sacramento Advocates