

AMENDED IN SENATE JUNE 20, 2017
AMENDED IN ASSEMBLY MAY 30, 2017
AMENDED IN ASSEMBLY FEBRUARY 23, 2017

CALIFORNIA LEGISLATURE—2017–18 REGULAR SESSION

ASSEMBLY BILL

No. 222

**Introduced by Assembly Member Bocanegra
(Coauthors: Assembly Members *Chiu*, *Cristina Garcia*, ~~*Chiu*~~, and
Medina)**

January 26, 2017

An act to repeal Sections 113 and 114 of the Penal Code, relating to false documents.

LEGISLATIVE COUNSEL'S DIGEST

AB 222, as amended, Bocanegra. False documents.

Existing law, added by Proposition 187, which was approved by the voters at the November 8, 1994, statewide general election, makes it a felony to manufacture or distribute false documents to conceal the true citizenship or resident alien status of another person. Proposition 187 also makes it a felony for a person to use false documents to conceal his or her true citizenship or resident alien status. The California Constitution authorizes the Legislature to amend an initiative statute by another statute that becomes effective only when approved by the electors.

This bill would amend Proposition 187 by repealing the above-referenced crimes. The bill would require the Secretary of State to submit the provisions of the bill that amend Proposition 187 to the electors for their approval at ~~a statewide election~~: *the November 3, 2020, statewide general election*.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 113 of the Penal Code is repealed.
- 2 SEC. 2. Section 114 of the Penal Code is repealed.
- 3 SEC. 3. (a) Sections 1 and 2 of this act repeal Sections 113
- 4 and 114 of the Penal Code, thereby amending Proposition 187, an
- 5 initiative statute, approved by the voters at the November 8, 1994,
- 6 statewide general election, and shall become effective only when
- 7 submitted to and approved by the voters at a statewide election.
- 8 ~~(b) The Secretary of State shall submit Sections 1 and 2 of this~~
- 9 ~~act to the voters for their approval in accordance with Section 9040~~
- 10 ~~of the Elections Code.~~
- 11 *(b) Notwithstanding the requirements of Sections 9040, 9043,*
- 12 *9044, 9061, 9082, and 9094 of the Elections Code, or any other*
- 13 *law, the Secretary of State shall submit this act to the voters for*
- 14 *their approval at the November 3, 2020, statewide general election.*