

AMENDED IN ASSEMBLY APRIL 19, 2017

AMENDED IN ASSEMBLY MARCH 21, 2017

CALIFORNIA LEGISLATURE—2017–18 REGULAR SESSION

ASSEMBLY BILL

No. 84

Introduced by Assembly Member Mullin
(Coauthor: Senator Hill)

January 5, 2017

An act to amend Sections 316, 340, 1000, 1001, 1201, and 1202 of the Elections Code, relating to elections.

LEGISLATIVE COUNSEL'S DIGEST

AB 84, as amended, Mullin. Primary elections: election date.

Existing law requires that the statewide direct primary election be held on the first Tuesday after the first Monday in June of an even-numbered year. Existing law requires the presidential primary election to be held on the first Tuesday after the first Monday in June of a year that is evenly divisible by the number 4, and requires the presidential primary election to be consolidated with the statewide direct primary held in that year.

This bill instead would require that the presidential primary election be held on the first Tuesday after the first Monday in March of a year that is evenly divisible by the number 4. The bill would require that the statewide direct primary election be held on that same day in March and consolidated with the presidential primary election during a presidential primary election year. The statewide direct primary election would continue to be held in June of an even-numbered year in which a presidential primary election is not held.

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

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

1 *SECTION 1. It is the intent of the Legislature that, beginning*
2 *in 2020, the presidential primary election be held on the first*
3 *Tuesday after the first Monday in March of a presidential primary*
4 *election year. It is also the intent of the Legislature that the*
5 *statewide direct primary election be held on that same day during*
6 *a presidential primary election year, but continue to be held on*
7 *the first Monday in June of an even-numbered year in which the*
8 *presidential primary election is not held. This act will not change*
9 *the date on which the statewide direct primary election will be*
10 *held in 2018.*

11 ~~SECTION 1.~~

12 *SEC. 2. Section 316 of the Elections Code is amended to read:*
13 316. “Direct primary” is the primary election held on the first
14 Tuesday after the first Monday in June of an even-numbered year
15 that is not evenly divisible by the number four, or the primary
16 election held on the first Tuesday after the first Monday in March
17 of a year that is evenly divisible by the number four, to nominate
18 candidates to be voted for at the ensuing general election or to
19 elect members of a party central committee.

20 ~~SEC. 2.~~

21 *SEC. 3. Section 340 of the Elections Code is amended to read:*
22 340. “Presidential primary” is the primary election that is held
23 on the first Tuesday after the first Monday in March of a year that
24 is evenly divisible by the number four, and at which delegations
25 to national party conventions are to be chosen.

26 ~~SEC. 3.~~

27 *SEC. 4. Section 1000 of the Elections Code is amended to read:*
28 1000. The established election dates are as follows:

- 29 (a) The second Tuesday in April of each even-numbered year.
30 (b) The first Tuesday after the first Monday in March of each
31 odd-numbered year.
32 (c) The first Tuesday after the first Monday in June of each
33 year.
34 (d) The first Tuesday after the first Monday in November of
35 each year.

1 (e) The first Tuesday after the first Monday in March of each
2 year that is evenly divisible by the number four.

3 ~~SEC. 4.~~

4 *SEC. 5.* Section 1001 of the Elections Code is amended to read:

5 1001. Elections held in March, June, and November of an
6 even-numbered year are statewide elections and the dates of those
7 elections are statewide election dates.

8 ~~SEC. 5.~~

9 *SEC. 6.* Section 1201 of the Elections Code is amended to read:

10 1201. The statewide direct primary election shall be held on
11 the first Tuesday after the first Monday in June of each
12 even-numbered year that is not evenly divisible by the number
13 four, and on the first Tuesday after the first Monday in March of
14 each year that is evenly divisible by the number four.

15 ~~SEC. 6.~~

16 *SEC. 7.* Section 1202 of the Elections Code is amended to read:

17 1202. The presidential primary shall be held on the first
18 Tuesday after the first Monday in March in a year that is evenly
19 divisible by the number four, and shall be consolidated with the
20 statewide direct primary held in that year.