

**COUNTY OF SAN MATEO  
PUBLIC SAFETY OFFICER  
APPLICATION  
FOR CONFIDENTIAL VOTER STATUS**  
(California Elections Code Section 2166.7)

**I AM A REGISTERED VOTER IN SAN MATEO COUNTY AND I HEREBY MAKE APPLICATION TO  
BECOME A CONFIDENTIAL VOTER IN SAN MATEO COUNTY.**

**MY FULL NAME:**  
(please print)

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**MAILING ADDRESS FOR ABSENTEE BALLOT:** (please print)

Number and Street	City	State	ZIP
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**EXPIRATION DATE:**

(If desired for less than 2-year maximum, enter the end date):

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**I HEREBY DECLARE UNDER PENALTY OF PERJURY UNDER CALIFORNIA LAW THAT:**

I have received a copy of California Elections Code section 2166.7, and I am aware of its provisions. I am a public safety officer as defined in Elections Code section 2166.7 and I wish to be a registered voter. However, a life-threatening circumstance exists which affects me or a member of my family and requires that my residence address, phone number, and e-mail address, as shown on my affidavit of voter registration, be kept confidential and not appear on any public list, roster, or index. I hereby request that the Registrar of Voters maintain this information in a confidential manner, pursuant to section 2166.7.

I understand that I will be considered a permanent absent voter for all subsequent elections or until I notify the Registrar in writing that I no longer wish to be a permanent absent voter. If I request termination of my absent voter status, I understand that I will be consenting to placement of my residence address and telephone number in the public roster of voters.

I understand that my confidential status will be effective for up to two years, and will terminate automatically unless I reapply for up to additional years of confidential status.

I am providing a valid mailing address, to be used for mailing my absentee ballot materials. I understand that this application, including my name and the mailing address, is a public record that may be disclosed to persons who have a right to voter information for election, scholarly, or political research, and government purposes.

**DATE:** \_\_\_\_\_ **SIGNATURE OF VOTER:** \_\_\_\_\_

**NOTICE TO VOTER:**

- ▶ Your voter registration record must provide your residence address for use by the Registrar.
- ▶ The Registrar will review this application and notify you in writing if it is deficient.

☐ **APPROVED**  
☐ **DENIED**

Signature of Elections Official

**EXPIRATION  
DATE:**

**IT IS YOUR RESPONSIBILITY TO ENSURE THAT YOU ARE ELIGIBLE.**

**PLEASE REVIEW THIS ENTIRE INFORMATION PACKET  
BEFORE COMPLETING THE APPLICATION FORM.**

## **WHO IS ELIGIBLE?**

Elections Code section 2166.7(f) specifies the persons who are eligible for confidential status as a “public safety officer” as defined by subdivisions (a), (d), (e), (f), or (j) of section 6254.24 of the Government Code, including:

1. An active or retired peace officer as defined in California Penal Code sections 830 and 830.1
2. An attorney employed by the Department of Justice, the State Public Defender, or a county office of the district attorney or public defender, the U.S. Attorney, or the Federal Public Defender.
3. A city attorney and an attorney who represents cities in criminal matters.
4. A specified employee of the Department of Corrections and Rehabilitation who supervises inmates or is required to have a prisoner in his or her care or custody.
5. State and federal judges and court commissioners.

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## **FREQUENTLY ASKED QUESTIONS**

1. **IS ALL THE INFORMATION ON MY VOTER REGISTRATION CONFIDENTIAL?** No. This law protects only your home address (number, street, city, state, ZIP), telephone number, and email information. Other laws protect your driver’s license number, last four digits of your Social Security number, any unique identifier assigned by the state, and your signature.
2. **MUST I PROVIDE A VALID MAILING ADDRESS TO REGISTER AS A CONFIDENTIAL VOTER?** Yes.
3. **WILL MY NAME STILL APPEAR ON THE LIST OF REGISTERED VOTERS?** Yes, but your residence address and other confidential information will be replaced by your mailing address.
4. **MAY I VOTE AT A POLLING PLACE?** No. You must vote an absentee ballot.
5. **MUST I PROVIDE A REASON FOR FILING THIS APPLICATION?** Yes. You must declare under penalty of perjury that a “life threatening circumstance” exists for you or your family.
6. **IS MY FAMILY ELIGIBLE FOR CONFIDENTIAL VOTER REGISTRATION, TOO?** No. Only the eligible public safety officer is protected by Elections Code Section 2166.7. However, the public safety officer qualifies for protection if the required “life-threatening circumstance” exists for EITHER the officer OR a member of the officer’s family. Further, the threatened family member(s) of a public safety officer may ask the court to protect their voter registration information under a different law: Elections Code section 2166.
7. **MAY ANY “PUBLIC SAFETY OFFICER” APPLY?** No. First, the person must register to vote in a county in which the Board of Supervisors has adopted this confidentiality program. Second, the person must be an eligible “public safety officer” as defined by Elections Code 2166.7.
8. **DOES THE CONFIDENTIALITY PROTECTION LAST FOREVER?** No. It expires automatically after two years, and you may renew it for two more years. You may cancel it, in writing, any time.
9. **WILL I BE NOTIFIED BEFORE MY CONFIDENTIALITY STATUS EXPIRES?** No.
10. **WILL MY VOTER REGISTRATION INFORMATION BE AVAILABLE FOR USE FOR ELECTION, GOVERNMENTAL, ELECTION, JOURNALISTIC, SCHOLARLY, OR POLITICAL PURPOSES?** Yes. Specified persons with a legal right to voter information will have access to your records,

BUT your home address, phone number, and email address will be replaced by your mailing address. Further, other information on your voter record will not be made available to anyone other than the elections official, including: driver's license number, last four digits of your Social Security number, any unique identifier assigned by the state, or a copy of your signature.

11. **IS THIS APPLICATION FORM A PUBLIC RECORD?** Yes, but it displays no confidential information.
12. **IF I SIGN A PETITION TO PLACE MEASURES ON THE BALLOT OR TO SUPPORT CANDIDATES FOR ELECTION, AM I REQUIRED TO PROVIDE MY RESIDENCE ADDRESS INFORMATION?** Yes. Like other registered voters who sign such petitions, you must provide your residence address on the petition. However, only petitions to support a candidate are available to the public, while petitions for ballot measures are not.
13. **WHERE MAY I REGISTER AS AN SB 506 CONFIDENTIAL VOTER?** You must obtain an application form from the county elections official and you may file it by mail or in person at that office.

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## **FULL TEXT OF THE LAW**

### **VOTER REGISTRATION CONFIDENTIALITY PROGRAM FOR PUBLIC SAFETY OFFICERS**

**(including Elections Code sections 2166.7 and 2194; Government Code section 6254.24; and Penal Code sections 830, 830.1)**

#### **THE LEGISLATIVE BACKGROUND OF THE PROGRAM: SENATE BILL 506:**

CHAPTER 446, STATUTES OF 2006 (BILL NUMBER: SB 506, INTRODUCED BY Senator Poochigian)  
FILED WITH SECRETARY OF STATE and APPROVED BY THE GOVERNOR ON SEPTEMBER 26, 2006  
An act to amend Sections 2194, 8105, 8202, and 8204 of, and to add Sections 2166.7 and 8023 to, the Elections Code, and to amend Section 6254.24 of the Government Code, relating to public officials.

#### **Legislative Counsel's Digest**

#### **SB 506. Poochigian. Public officials.**

- (1) Existing law provides, until January 1, 2008, that participants in the "Address Confidentiality for Victims of Domestic Violence and Stalking" program and the "Address Confidentiality for Reproductive Health Care Service Providers, Employees, Volunteers, and Patients" program who complete an application containing specified information in person at a community-based victims' assistance program may have certain personal information, including the program participant's voter registration, remain confidential and not disclosed to the public.

This bill would require a local elections official to extend this confidentiality of voter registration information to specified public safety officials, upon application, as specified, for a period of no more than two years, if the local elections official is authorized to do so by his or her county board of supervisors. The application of a public safety official would be a public record.

This bill would also include the signature of a voter on a voter registration card as part of the voter registration information entitled to confidentiality.

- (2) Existing law prohibits a state or local agency from posting on the Internet the home address or telephone number of any elected or appointed official. It also prohibits, and makes punishable as a misdemeanor or felony, as specified, any person from knowingly posting this information or that of the official's residing spouse or child on the Internet knowing that person is an elected or appointed official and intending to cause imminent bodily harm to that individual. For this purpose, an elected or appointed official is variously defined and includes specified public safety officials, as separately defined.

This bill would add to the definition of public safety officials state and federal judges and court commissioners. By expanding an existing crime, this bill would impose a state-mandated local program.

- (3) This bill would make technical and conforming changes to existing law.

- (4) Existing law establishes the procedures by which candidates for judicial office are nominated and requires that specified filing fees be paid for filing nomination papers for all candidates for judicial office.

Existing law does not require a candidate for judicial office to file a declaration of intention to become a candidate.

This bill would require each candidate for judicial office to file a declaration of intention to become a candidate and to pay the appropriate filing fee for filing the declaration.

The bill would also make other conforming changes to these provisions.

- (5) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

This bill would incorporate additional changes in Section 6254.24 of the Government Code proposed by AB 2005, that would become operative only if AB 2005 and this bill are both chaptered and become effective on or before January 1, 2007, and this bill is chaptered last.

### **THE TEXT OF THE STATUTES:**

#### **Elections Code 2166.7. Confidential residence address, telephone number, and e-mail address.**

- (a) If authorized by his or her county board of supervisors, a county elections official shall, upon application of a public safety officer, make confidential that officer's residence address, telephone number, and e-mail address appearing on the affidavit of registration, in accordance with the terms and conditions of this section.
- (b) The application by the public safety officer shall contain a statement, signed under penalty of perjury, that the person is a public safety officer as defined in subdivision (f) and that a life threatening circumstance exists to the officer or a member of the officer's family. The application shall be a public record.
- (c) The confidentiality granted pursuant to subdivision (a) shall terminate no more than two years after commencement, as determined by the county elections official. The officer may submit a new application for confidentiality pursuant to subdivision (a), and the new request may be granted for an additional period of not more than two years.
- (d) Any person granted confidentiality under subdivision (a) shall:
- (1) Be considered an absent voter for all subsequent elections or until the county elections official is notified otherwise by the Secretary of State or in writing by the voter. A voter requesting termination of absent voter status thereby consents to placement of his or her residence address, telephone number, and e-mail address in the roster of voters.
  - (2) In addition to the required residence address, provide a valid mailing address to be used in place of the residence address for election, scholarly, or political research, and government purposes. The elections official, in producing any list, roster, or index may, at his or her choice, use the valid mailing address or the word "confidential" or some similar designation in place of the residence address.
- (e) No action in negligence may be maintained against any government entity or officer or employee thereof as a result of disclosure of the information that is the subject of this section unless by a showing of gross negligence or willfulness.
- (f) "A public safety officer" has the same meaning as defined in subdivision (a), (d), (e), (f), or (j) of Section 6254.24 of the Government Code.

#### **Elections Code 2194. Confidential voter registration.**

- (a) The voter registration card information identified in subdivision (a) of Section 6254.4 of the Government Code:
- (1) Shall be confidential and shall not appear on any computer terminal, list, affidavit, duplicate affidavit, or other medium routinely available to the public at the county elections official's office.
  - (2) Shall not be used for any personal, private, or commercial purpose, including, but not limited to:
    - (A) The harassment of any voter or voter's household.
    - (B) The advertising, solicitation, sale, or marketing of products or services to any voter or voter's household.
    - (C) Reproduction in print, broadcast visual or audio, or display on the Internet or any computer terminal unless pursuant to paragraph (3).
  - (3) Shall be provided with respect to any voter, subject to the provisions of Sections 2166.5, 2166.7, and 2188, to any candidate for federal, state, or local office, to any committee for or against any initiative or referendum measure for which legal publication is made, and to any person for election, scholarly, journalistic, or political purposes, or for governmental purposes, as determined by the Secretary of State.

- (b) (1) Notwithstanding any other provision of law, the California driver's license number, the California identification card number, the social security number, and any other unique identifier used by the State of California for purposes of voter identification shown on a voter registration card of a registered voter, or added to voter registration records to comply with the requirements of the Help America Vote Act of 2002 (42 U.S.C. Sec. 15301 et seq.), are confidential and shall not be disclosed to any person.
- (2) Notwithstanding any other provision of law, the signature of the voter shown on the voter registration card is confidential and shall not be disclosed to any person, except as provided in subdivision (c).
- (c) (1) The home address or signature of any voter shall be released whenever the person's vote is challenged pursuant to Sections 15105 to 15108, inclusive, or Article 3 (commencing with Section 14240) of Chapter 3 of Division 14. The address or signature shall be released only to the challenger, to elections officials, and to other persons as necessary to make, defend against, or adjudicate the challenge.
- (2) An elections official shall permit a person to view the signature of a voter for the purpose of determining whether the signature matches a signature on an affidavit of registration or a petition, but shall not permit a signature to be copied.
- (d) A governmental entity, or officer or employee thereof, shall not be held civilly liable as a result of disclosure of the information referred to in this section, unless by a showing of gross negligence or willfulness.
- (e) For the purposes of this section, "voter's household" is defined as the voter's place of residence or mailing address or any persons who reside at the place of residence or use the mailing address as supplied on the affidavit of registration pursuant to paragraphs (3) and (4) of subdivision (a) of Section 2150.

Elections Code section 2166.7 defines a "public safety official" as a person who meets the qualifications of subsections (a), (d), (e), (f), and (j) of Government Code section 6245.24.

**Government Code Section 6254.24. "Public Safety Official" defined.**

As used in this chapter, "public safety official" means the following:

- (a) An active or retired peace officer as defined in Penal Code Sections 830 and 830.1.
- (b) An active or retired public officer or other person listed in Vehicle Code Sections 1808.2 and 1808.6.
- (c) An "elected or appointed official" as defined in subdivision (f) of Section 6254.21.
- (d) An attorney employed by the Department of Justice, the State Public Defender, or a county office of the district attorney or public defender, the United States Attorney, or the Federal Public Defender.
- (e) A city attorney and an attorney who represent cities in criminal matters.
- (f) A specified employee of the Department of Corrections and Rehabilitation who supervises inmates or is required to have a prisoner in his or her care or custody.
- (g) A sworn or nonsworn employee who supervises inmates in a city police department, a county sheriff's office, the Department of the California Highway Patrol, federal, state, or a local detention facility, and a local juvenile hall, camp, ranch, or home, and a probation officer as defined in Penal Code Section 830.5.
- (h) A federal prosecutor, a federal criminal investigator, and a National Park Service Ranger working in California.
- (i) The surviving spouse or child of a peace officer defined in Section 830 of the Penal Code, if the peace officer died in the line of duty.
- (j) State and federal judges and court commissioners.
- (k) An employee of the Attorney General, a district attorney, or a public defender who submits verification from the Attorney General, district attorney, or public defender that the employee represents the Attorney General, district attorney, or public defender in matters that routinely place that employee in personal contact with persons under investigation for, charged with, or convicted of, committing criminal acts.
- (l) A nonsworn employee of the Department of Justice or a police department or sheriff's office that, in the course of his or her employment, is responsible for collecting, documenting, and preserving physical evidence at crime scenes, testifying in court as an expert witness, and other technical duties, and a nonsworn employee that, in the course of his or her employment, performs a variety of standardized and advanced laboratory procedures in the examination of physical crime evidence, determines their results, and provides expert testimony in court.

**Penal Code Section 830. Peace officers; persons included and excluded**

Any person who comes within the provisions of this chapter and who otherwise meets all standards imposed by law on a peace officer, and notwithstanding any other provision of law, no person other than those designated in this chapter is a peace officer. The restriction of peace officer functions of any public officer or employee shall not affect his or her status for purposes of retirement.

**Penal Code Section 830.1. Persons who are peace officers; extent of authority**

- (a) Any sheriff, undersheriff, or deputy sheriff, employed in that capacity, of a county, any chief of police of a city or chief, director, or chief executive officer of a consolidated municipal public safety agency that performs police functions, any police officer, employed in that capacity and appointed by the chief of police or chief, director, or chief executive of a public safety agency, of a city, any chief of police, or police officer of a district, including police officers of the San Diego Unified Port District Harbor Police, authorized by statute to maintain a police department, any marshal or deputy marshal of a superior court or county, any port warden or port police officer of the Harbor

Department of the City of Los Angeles, or any inspector or investigator employed in that capacity in the office of a district attorney, is a peace officer. The authority of these peace officers extends to any place in the state, as follows:

- (1) As to any public offense committed or which there is probable cause to believe has been committed within the political subdivision that employs the peace officer or in which the peace officer serves.
  - (2) Where the peace officer has the prior consent of the chief of police or chief, director, or chief executive officer of a consolidated municipal public safety agency or person authorized by him or her to give consent, if the place is within a city or of the sheriff, or person authorized by him or her to give consent, if the place is with a county.
  - (3) As to any public offense committed or which there is probable cause to believe has been committed in the peace officer's presence, and with respect to which there is immediate danger to person or property, or of the escape of the perpetrator of the offense.
- (b) The Attorney General and special agents and investigators of the Department of Justice are peace officers, and those assistant chiefs, deputy chiefs, chiefs, deputy directors, and division directors designated as peace officers by the Attorney General are peace officers. The authority of these peace officers extends to any place in the state where a public offense has been committed or where there is probable cause to believe one has been committed.
- (c) Any deputy sheriff of the County of Los Angeles, and any deputy sheriff of the Counties of Butte, Kern, Humboldt, Imperial, Inyo, Kings, Mendocino, Plumas, Riverside, San Diego, Santa Barbara, Shasta, Siskiyou, Solano, Sonoma, Sutter, Tehama, Tulare, and Tuolumne who is employed to perform duties exclusively or initially relating to custodial assignments with responsibilities for maintaining the operations of county custodial facilities, including the custody, care, supervision, security, movement, and transportation of inmates, is a peace officer whose authority extends to any place in the state only while engaged in the performance of the duties of his or her respective employment and for the purpose of carrying out the primary function of employment relating to his or her custodial assignments, or when performing other law enforcement duties directed by his or her employing agency during a local state of emergency.
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## **OTHER LAWS RELATING TO VOTER RECORD CONFIDENTIALITY**

**Elections Code 2166. Confidential Registration upon Order of a Superior Court**

- (a) Any person filing with the county elections official a new affidavit of registration or reregistration may have the information relating to his or her residence address, telephone number, and e-mail address appearing on the affidavit, or any list or roster or index prepared therefrom, declared confidential upon order of a superior court issued upon a showing of good cause that a life threatening circumstance exists to the voter or a member of the voter's household, and naming the county elections official as a party.
- (b) Any person granted confidentiality under subdivision (a) shall:
- (1) Be considered an absent voter for all subsequent elections or until the county elections official is notified otherwise by the court or in writing by the voter. A voter requesting termination of absent voter status thereby consents to placement of his or her residence address, telephone number, and e-mail address in the roster of voters.
  - (2) In addition to the required residence address, provide a valid mailing address to be used in place of the residence address for election, scholarly, or political research, and government purposes. The elections official, in producing any list, roster, or index may, at his or her choice, use the valid mailing address or the word "confidential" or some similar designation in place of the residence address.
- (c) No action in negligence may be maintained against any government entity or officer or employee thereof as a result of disclosure of the information which is the subject of this section unless by a showing of gross negligence or willfulness.

**Elections Code 2166.5. Confidential Registration**

- (a) Any person filing with the county elections official a new affidavit of registration or reregistration may have the information relating to his or her residence address, telephone number, and e-mail address appearing on the affidavit, or any list or roster or index prepared therefrom, declared confidential upon presentation of certification that the person is a participant in the Address Confidentiality for Victims of Domestic Violence and Stalking program pursuant to Chapter 3.1 (commencing with Section 6205) of Division 7 of Title 1 of the Government Code or a participant in the Address Confidentiality for Reproductive Health Care Service Providers, Employees, Volunteers, and Patients program pursuant to Chapter 3.2 (commencing with Section 6215) of that division.
- (b) Any person granted confidentiality under subdivision (a) shall:
  - (1) Be considered an absent voter for all subsequent elections or until the county elections official is notified otherwise by the Secretary of State or in writing by the voter. A voter requesting termination of absent voter status thereby consents to placement of his or her residence address, telephone number, and e-mail address in the roster of voters.
  - (2) In addition to the required residence address, provide a valid mailing address to be used in place of the residence address for election, scholarly, or political research, and government purposes. The elections official, in producing any list, roster, or index may, at his or her choice, use the valid mailing address or the word "confidential" or some similar designation in place of the residence address.
- (c) No action in negligence may be maintained against any government entity or officer or employee thereof as a result of disclosure of the information that is the subject of this section unless by a showing of gross negligence or willfulness.
- (d) Subdivisions (a) and (b) shall not apply to any person granted confidentiality upon receipt by the county elections official of a written notice by the address confidentiality program manager of the withdrawal, invalidation, expiration, or termination of the program participant's certification.
- (e) This section shall remain in effect only until January 1, 2008, and as of that date is repealed, unless a later enacted statute, that is enacted before January 1, 2008, deletes or extends that date.

**Elections Code 2188. Application for Voter Registration Information**

- (a) Any application for voter registration information available pursuant to law and maintained by the Secretary of State or by the elections official of any county shall be made pursuant to this section.
- (b) The application shall set forth all of the following:
  - (1) The printed or typed name of the applicant in full.
  - (2) The complete residence address and complete business address of the applicant, giving street and number. If no street or number exists, a postal mailing address as well as an adequate designation sufficient to readily ascertain the location.
  - (3) The telephone number of the applicant, if one exists.
  - (4) The number of the applicant's driver's license, state identification card, or other identification approved by the Secretary of State if the applicant does not have a driver's license or state identification card.
  - (5) The specific information requested.
  - (6) A statement of the intended use of the information requested.
- (c) If the application is on behalf of a person other than the applicant, the applicant shall, in addition to the information required by subdivision (b), set forth all of the following:
  - (1) The name of the person, organization, company, committee, association, or group requesting the voter registration information, including their complete mailing address and telephone number.
  - (2) The name of the person authorizing or requesting the applicant to obtain the voter registration information.
- (d) The elections official shall request the applicant to display his or her identification for purposes of verifying that identifying numbers of the identification document match those written by the applicant on the application form.
- (e) The applicant shall certify to the truth and correctness of the content of the application, under penalty of perjury, with the signature of his or her name at length, including given name, middle name or initial, or initial and middle name. The applicant shall state the date and place of execution of the declaration.
- (f) Completed applications for voter registration information shall be retained by the elections official for five years from the date of application.
- (g) This section shall not apply to requests for information by elections officials for election purposes or by other public agencies for governmental purposes.
- (h) The Secretary of State may prescribe additional information to be included in the application for voter registration information.

#### **Elections Code 2194. Confidential Voter Registration**

- (a) The voter registration card information identified in subdivision (a) of Section 6254.4 of the Government Code:
- (1) Shall be confidential and shall not appear on any computer terminal, list, affidavit, duplicate affidavit, or other medium routinely available to the public at the county elections official's office.
  - (2) Shall not be used for any personal, private, or commercial purpose, including, but not limited to:
    - (A) The harassment of any voter or voter's household.
    - (B) The advertising, solicitation, sale, or marketing of products or services to any voter or voter's household.
    - (C) Reproduction in print, broadcast visual or audio, or display on the Internet or any computer terminal unless pursuant to paragraph (3).
  - (3) Shall be provided with respect to any voter, subject to the provisions of Sections 2166.5, 2166.7, and 2188, to any candidate for federal, state, or local office, to any committee for or against any initiative or referendum measure for which legal publication is made, and to any person for election, scholarly, journalistic, or political purposes, or for governmental purposes, as determined by the Secretary of State.
- (b) (1) Notwithstanding any other provision of law, the California driver's license number, the California identification card number, the social security number, and any other unique identifier used by the State of California for purposes of voter identification shown on a voter registration card of a registered voter, or added to voter registration records to comply with the requirements of the Help America Vote Act of 2002 (42 U.S.C. Sec. 15301 et seq.), are confidential and shall not be disclosed to any person.
- (2) Notwithstanding any other provision of law, the signature of the voter shown on the voter registration card is confidential and shall not be disclosed to any person, except as provided in subdivision (c).
- (c) (1) The home address or signature of any voter shall be released whenever the person's vote is challenged pursuant to Sections 15105 to 15108, inclusive, or Article 3 (commencing with Section 14240) of Chapter 3 of Division 14. The address or signature shall be released only to the challenger, to elections officials, and to other persons as necessary to make, defend against, or adjudicate the challenge.
- (2) An elections official shall permit a person to view the signature of a voter for the purpose of determining whether the signature matches a signature on an affidavit of registration or a petition, but shall not permit a signature to be copied.
- (d) A governmental entity, or officer or employee thereof, shall not be held civilly liable as a result of disclosure of the information referred to in this section, unless by a showing of gross negligence or willfulness.
- (e) For the purposes of this section, "voter's household" is defined as the voter's place of residence or mailing address or any persons who reside at the place of residence or use the mailing address as supplied on the affidavit of registration pursuant to paragraphs (3) and (4) of subdivision (a) of Section 2150.

#### **Government Code 6253.5. Signatures on Petitions**

Notwithstanding Sections 6252 and 6253, statewide, county, city, and district initiative, referendum, and recall petitions, petitions circulated pursuant to Section 5091 of the Education Code, petitions for the reorganization of school districts submitted pursuant to Article 1 (commencing with Section 35700) of Chapter 4 of Part 21 of the Education Code, petitions for the reorganization of community college districts submitted pursuant to Part 46 (commencing with Section 74000) of the Education Code and all memoranda prepared by the county elections officials in the examination of the petitions indicating which registered voters have signed particular petitions shall not be deemed to be public records and shall not be open to inspection except by the public officer or public employees who have the duty of receiving, examining or preserving the petitions or who are responsible for the preparation of that memoranda and, if the petition is found to be insufficient, by the proponents of the petition and the representatives of the proponents as may be designated by the proponents in writing in order to determine which signatures were disqualified and the reasons therefor. However, the Attorney General, the Secretary of State, the Fair Political Practices Commission, a district attorney, a school district or a community college district attorney, and a city attorney shall be permitted to examine the material upon approval of the appropriate superior court.

If the proponents of a petition are permitted to examine the petition and memoranda, the examination shall commence not later than 21 days after certification of insufficiency.

- (a) As used in this section, "petition" shall mean any petition to which a registered voter has affixed his or her signature.
- (b) As used in this section "proponents of the petition" means the following:
  - (1) For statewide initiative and referendum measures, the person or persons who submit a draft of a petition proposing the measure to the Attorney General with a request that he or she prepare a title and summary of the chief purpose and points of the proposed measure.



- (2) For other initiative and referenda on measures, the person or persons who publish a notice of intention to circulate petitions, or, where publication is not required, who file petitions with the elections official.
- (3) For recall measures, the person or persons defined in Section 343 of the Elections Code.
- (4) For petitions circulated pursuant to Section 5091 of the Education Code, the person or persons having charge of the petition who submit the petition to the county superintendent of schools.
- (5) For petitions circulated pursuant to Article 1 (commencing with Section 35700) of Chapter 4 of Part 21 of the Education Code, the person or persons designated as chief petitioners under Section 35701 of the Education Code.
- (6) For petitions circulated pursuant to Part 46 (commencing with Section 74000) of the Education Code, the person or persons designated as chief petitioners under Sections 74102, 74133, and 74152 of the Education Code.

**Government Code 6253.5. Lists of Requests for Bilingual Materials**

- (a) Notwithstanding the provisions of Sections 6252 and 6253, information compiled by public officers or public employees revealing the identity of persons who have requested bilingual ballots or ballot pamphlets, made in accordance with any federal or state law, or other data that would reveal the identity of the requester, shall not be deemed to be public records and shall not be provided to any person other than public officers or public employees who are responsible for receiving those requests and processing the same.
- (b) Nothing contained in subdivision (a) shall be construed as prohibiting any person who is otherwise authorized by law from examining election materials, including, but not limited to, affidavits of registration, provided that requests for bilingual ballots or ballot pamphlets shall be subject to the restrictions contained in subdivision (a).