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AB-894 Candidates' statements: false statements. (2017-2018)

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ENROLLED SEPTEMBER 13, 2017

PASSED IN SENATE SEPTEMBER 07, 2017

PASSED IN ASSEMBLY SEPTEMBER 11, 2017

AMENDED IN SENATE JULY 18, 2017

AMENDED IN ASSEMBLY MAY 16, 2017

AMENDED IN ASSEMBLY MAY 03, 2017

CALIFORNIA LEGISLATURE— 2017–2018 REGULAR SESSION

ASSEMBLY BILL

NO. 894

Introduced by Assembly Member Frazier

February 16, 2017

An act to amend Section 18351 of the Elections Code, relating to elections.

LEGISLATIVE COUNSEL'S DIGEST

AB 894, Frazier. Candidates' statements: false statements.

Existing law permits a candidate for nonpartisan elective office, and an officer whose recall is being sought, to file with the elections official a candidate's statement that includes a brief description of the candidate's education and qualifications. Existing law requires an elections official to include in the county voter information guide a candidate's statement from a candidate for nonpartisan elective office and from an officer whose recall is being sought. Existing law prohibits a candidate for nonpartisan elective office, or an incumbent in a recall election, to knowingly make a false statement of material fact in the candidate's statement with the intent to mislead the voters in connection with his or her campaign for nomination or election to an office. Violation of this prohibition is punishable by a fine not to exceed \$1,000.

This bill would increase the maximum fine amount to \$5,000.

Vote: majority Appropriation: no Fiscal Committee: no Local Program: no

THE PEOPLE OF THE STATE OF CALIFORNIA DO ENACT AS FOLLOWS:

SECTION 1. Section 18351 of the Elections Code is amended to read:

18351. It is unlawful for a candidate in an election, or an incumbent in a recall election, to knowingly make a false statement of a material fact in a candidate's statement, prepared pursuant to Section 11327 or 13307, with the intent to mislead the voters in connection with his or her campaign for nomination or election to a nonpartisan office. A candidate or incumbent who is convicted of violating this section shall pay a fine not to exceed five thousand dollars (\$5,000).