

INITIATIVE PETITION INSTRUCTION SHEET

IMPORTANT: Mail Completed Petitions to:
Proponent David R. Hernandez Jr.
P.O. Box 9158, North Hollywood, CA 91609

PRINTING AND COPYING PETITIONS:

You may print or photocopy as many blank petitions as you wish. Be sure to photocopy BLANK petitions from an original (clean) printed version of the petition. Do not alter the size of the petition. Do not print or write on the back of the petition.

The Petition is a total of 8 pages not including the instruction sheet when downloading from the website at www.ourfirstamendment.org. Make sure that all 8 pages are stapled in the correct order. Hard copies of the petition will be available at various locations throughout the county of Los Angeles.

California law provides very strict guidelines on obtaining valid initiative petition signatures. Signatures that are improperly collected will be 'invalid' and will not be counted. Please follow these directions carefully.

GENERAL RULES:

All signers of a petition must be REGISTERED VOTERS of LOS ANGELES COUNTY. Please do not sign the petition if you are not registered to vote in Los Angeles County.

To register to vote, please visit us at www.ourfirstamendment.org. There will be a list of voter registration locations posted on the site. The person who circulates the petition, even if that person only "circulates" the petition to himself/herself, MUST complete and sign the "Declaration of Circulator" section on the last page of the petition.

RULES FOR SIGNING:

The person signing the petition must follow some simple rules:

Print your name and residence address, exactly as you are registered to vote, on the top line.

Sign your signature underneath your printed name, and print the name of the city in which you live and your zip code.

RULES FOR CIRCULATING:

You do not have to fill in all signature blocks for the petition to be valid. You may submit your petition with as few as one signature.

The person circulating the petition MUST fill out completely the section entitled "DECLARATION OF CIRCULATOR" at the bottom of the initiative petition form. That includes printing the circulator's full name (the same used when the circulator registered to vote) and the address where the circulator is registered to vote – and make sure to include the starting and ending dates between which signatures were gathered.

When all the signatures are gathered, the circulator should sign the bottom of the "DECLARATION OF CIRCULATOR" section of the petition; and then write in the date and location of signing.

You MUST be a registered voter within the County of Los Angeles to circulate the petition or sign the petition.

IMPORTANT:

Please return your petition ASAP to:

Proponent David R. Hernandez Jr.
P.O. Box 9158, North Hollywood, CA 91609

For information, contact us at:

The Committee to Support The Los Angeles County Seal Ordinance

Phone: 818-365-1065 Fax: 818-365-1079

www.ourfirstamendment.org

For general questions regarding petition circulation requirements and all other information relating to The Committee to Support The Los Angeles County Seal Ordinance, please contact us at: inquiries@ourfirstamendment.org

INITIATIVE MEASURE TO BE SUBMITTED DIRECTLY TO THE VOTERS

The County Counsel has prepared the following title and summary of the chief purpose and points of the proposed measure:

OFFICIAL TITLE AND SUMMARY LOS ANGELES COUNTY SEAL ORDINANCE

- The measure would enact an ordinance to add Chapter 1.28 entitled County Seal, to Title 1 of The Los Angeles County Code.
- The measure would require that Los Angeles County shall have one official seal.
- The measure would provide that the official seal shall appear as follows:



All colors used shall be as designed and approved in 1957 except that if a black and white gray-scale version of the seal is used, the shades of gray shall reflect the shades and tones used in the color version so that all parts of the seal are recognizable.

- The measure would provide that the graphic design of the seal shall not be amended, modified, or altered in any way, except by a majority vote of the electorate of Los Angeles County. In addition, Chapter 1.28 shall not be amended, modified, rescinded, or recessed except by a majority vote of the electorate of Los Angeles County.
- The measure would provide that if any part of this Initiative is for any reason found invalid, unenforceable, or unconstitutional in a final nonappealable judicial decision, that part shall have no force and effect and is to be severed from the remainder of the Initiative which will continue in effect. The measure also makes a declaration that the voters of the County would have adopted this Initiative regardless of whether any invalid portion or portions may be present.
- The measure would provide that in the event another ballot measure seeking to adopt or impose any Official Seal of the County of Los Angeles (“Competing Initiative”) appears on the same ballot, the voters declare their intent that, if both Initiatives receive a majority of votes, and if this Initiative receives a greater number of votes than the Competing Initiative, then the Competing Initiative shall be null and void in its entirety and have no legal effect.
- The measure provides that in the event that both the Competing Initiative and this Initiative receive a majority of votes cast, and the Competing Initiative receives a greater number of votes than this Initiative, then this Initiative shall be deemed to be complimentary to the Competing Initiative, and as permitted by law, the provisions of this Initiative shall be fully adopted except to the extent that specific provisions contained in each measure are deemed to be in direct conflict with each other on a “provision by provision” basis.
- The measure would become effective only upon approval by a majority of the qualified voters in the County voting in an election on the issue.

Petition for Submission to Voters of Proposed Addition to the County Code for the County of Los Angeles

The proposed ordinance reads as follows:

THE PEOPLE OF THE COUNTY OF LOS ANGELES ORDAIN AS FOLLOWS:

Section I. FINDINGS AND PURPOSE.

- A. It is customary that counties in California adopt official seals;
- B. The County of Los Angeles previously adopted an official seal in 1957 that represents social, historical, and cultural contributions to the County;
- C. The previous Seal of the County of Los Angeles was unanimously approved and adopted in 1957 by the then-Los Angeles County Board of Supervisors;
- D. The previous Seal of the County of Los Angeles had become a way in which people identified Los Angeles County;
- E. The previous Seal of the County of Los Angeles had been in continuous, uninterrupted use by the County since 1957. The current Los Angeles County Board of Supervisors voted to change the seal in June 2004 without seeking the approval of the People;
- F. The Seal of the County of Los Angeles belongs to the People of the County of Los Angeles, and it should be the right of the People to decide what seal is used to represent and identify their County;
- G. To accomplish the findings and purposes, this measure requires that the previous Seal of the County of Los Angeles, approved January 2, 1957, and adopted March 1, 1957, be re-adopted as the Official Seal of the County of Los Angeles;
- H. This measure also requires that any graphic design modification or alteration, and/or any recession of the Official Seal of the County of Los Angeles be accomplished only by a majority vote of the electorate of the County of Los Angeles;
- I. Upon approval, the provisions of this measure will be statutorily codified within the County Code of the County of Los Angeles;

Section II. AMENDMENT OF THE CODE OF COUNTY OF LOS ANGELES.

Upon the effective date of this Initiative, Chapter 1.28 of Title 1 of the County Code of the County of Los Angeles is added to read as follows:

Chapter 1.28 COUNTY SEAL

- 1.28.10 The county shall have one official seal.
- 1.28.20 The official seal of the county shall appear as depicted in this section. All colors used shall be as designed and approved in 1957 and shall not be altered except pursuant to this Chapter. In the event a black and white and gray-scale version of the seal is to be used, the shades of gray used shall reflect the shades and tones used in the color version of the seal so that all parts of the seal are recognizable.



- 1.28.30 The graphic design of the official seal of the county shall not be amended, modified, or altered in any way, except by a majority vote of the electorate of the County of Los Angeles. The seal shall also not be rescinded except after a majority vote of the electorate of the County of Los Angeles.
- 1.28.40 This Chapter shall not be amended, modified or rescinded except by a majority vote of the electorate of the county.

Section III. SEVERABILITY.

If any term, provision, condition, requirement, or portion thereof, of this Initiative is for any reason held invalid, unenforceable, or unconstitutional in a final non-appealable judgment by a court of competent jurisdiction, such portion shall be deemed severed and of no force and effect, and the remainder of this Initiative shall not be affected thereby and shall continue in effect without such severed portions. The voters of the County hereby declare that they would have adopted this Initiative and each portion thereof regardless of the fact that an invalid portion or portions may have been present in this Initiative.

Section IV. AMENDMENT.

Any amendment, modification or recession to the provisions enacted herein shall be accomplished only through a majority vote of the electorate of the County of Los Angeles.

Section V. CONFLICTING MEASURES.

- A. In the event that another ballot measure (the “Competing Initiative”) appears on the same ballot as this Initiative that seeks to adopt or impose any Official Seal of the County of Los Angeles, the voters hereby declare their intent that, if both the Competing Initiative and this Initiative receive a majority of votes cast and if this Initiative receives a greater number of votes than the Competing Initiative, this Initiative shall prevail in its entirety over the Competing Initiative without regard to whether specific provisions of each measure directly conflict with each other. Under those circumstances, the Competing Initiative shall be null and void in its entirety and without any legal effect.
- B. In the event that both the Competing Initiative and this Initiative receive a majority of votes cast and the Competing Initiative receives a greater number of votes than this Initiative, this Initiative shall be deemed to be complimentary to the Competing Initiative. To that end and to the maximum extent permitted by law, the provisions of this Initiative shall be fully adopted except to the extent that specific provisions contained in each measure are deemed to be in direct conflict with each other on a “provision by provision” basis pursuant to *Yoshisato v. Superior Court* (1992) 2 Cal. 4th 978.

Section VI. NOTICE OF INTENT.

Notice of Intent to Circulate Petition. Notice is hereby given by the persons whose names appear hereon of their intent to circulate the petition in the County of Los Angeles for the purpose of amending the County Code of the County of Los Angeles and adding language adopting an official County Seal. A statement of the reasons of the proposed action as contemplated in the petition is as follows:

- A. Purpose. The purpose of this measure is to add provisions to the County Code of the County of Los Angeles adopting a specific Official County Seal and requiring a vote of the electorate of the County of Los Angeles before the graphic design of the Seal may be altered or amended. This measure calls for the adoption of the Official County Seal as approved by the Los Angeles County Board of Supervisors in 1957.
- B. The People of the County of Los Angeles Have a Right to Adopt an Official Seal. The People of the County of Los Angeles have a right to adopt an official seal that represents social, historical, and cultural contributions to the County.
- C. The Seal Adopted in 1957 Represents Social, Historical, and Cultural Contributions to the County of Los Angeles. In 1957, the Los Angeles County Board of Supervisors unanimously adopted an official County Seal. The seal reflects social, historical, and cultural contributions to the County of Los Angeles, which have combined to make our County a cultural, economic, and agricultural beacon.
- D. Altering the County Seal Cannot Alter the History of Our County. By seeking to alter the County Seal, some have attempted to deny the history of our great County. This is wrong and should be stopped. This measure will ensure that no one group, no matter its biases, can force a change to the seal without the approval of the People.
- E. All Future Seals Will Be Approved by the People of the County. If approved, this measure will give the electorate the responsibility and opportunity to alter or modify the Seal as they see fit. The measure will prevent the Los Angeles County Board of Supervisors from changing our seal without our approval. Since the seal is meant to be a reflection of the People, the People should have the right to determine how they and their County are represented and identified.

David R. Hernandez Jr.
5312 Bellingham Ave #3
Valley Village, California 91607

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The County Counsel has prepared the following title and summary of the chief purpose and points of the proposed measure:

**OFFICIAL TITLE AND SUMMARY
LOS ANGELES COUNTY SEAL ORDINANCE**

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- The measure would provide that if any part of this Initiative is for any reason found invalid, unenforceable, or unconstitutional in a final nonappealable judicial decision, that part shall have no force and effect and is to be severed from the remainder of the Initiative which will continue in effect. The measure also makes a declaration that the voters of the County would have adopted this Initiative regardless of whether any invalid portion or portions may be present.
- The measure would provide that in the event another ballot measure seeking to adopt or impose any Official Seal of the County of Los Angeles (“Competing Initiative”) appears on the same ballot, the voters declare their intent that, if both Initiatives receive a majority of votes, and if this Initiative receives a greater number of votes than the Competing Initiative, then the Competing Initiative shall be null and void in its entirety and have no legal effect.
- The measure provides that in the event that both the Competing Initiative and this Initiative receive a majority of votes cast, and the Competing Initiative receives a greater number of votes than this Initiative, then this Initiative shall be deemed to be complimentary to the Competing Initiative, and as permitted by law, the provisions of this Initiative shall be fully adopted except to the extent that specific provisions contained in each measure are deemed to be in direct conflict with each other on a “provision by provision” basis.
- The measure would become effective only upon approval by a majority of the qualified voters in the County voting in an election on the issue.

NOTICE TO THE PUBLIC.

THIS PETITION MAY BE CIRCULATED BY A PAID SIGNATURE GATHERER OR A VOLUNTEER. YOU HAVE THE RIGHT TO ASK. THE USE OF YOUR SIGNATURE FOR ANY PURPOSE OTHER THAN QUALIFICATION OF THIS MEASURE FOR THE BALLOT IS A MISDEMEANOR. COMPLAINTS ABOUT THE MISUSE OF YOUR SIGNATURE MAY BE MADE TO THE SECRETARY OF STATE’S OFFICE.

All signers of this petition must be registered to vote in the County of Los Angeles

			Official Use Only
1.	PRINT YOUR NAME AS REGISTERED TO VOTE	RESIDENCE ADDRESS ONLY	
	SIGNATURE AS REGISTERED TO VOTE	CITY ZIP	
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All signers of this petition must be registered to vote in the County of Los Angeles

DECLARATION OF CIRCULATOR: (To be handwritten by circulator after above signatures are obtained)

I, _____, am qualified to register to vote in the County of Los Angeles, California and
(Print Name)

reside at the following address: _____
(Address, City, State, Zip)

I circulated this petition and saw each of the appended signatures being written. Each signature on this petition section is, to the best of my information and belief, the genuine signature of the person whose name it purports to be.

All signatures on this document were obtained between the dates of ___/___/___ and ___/___/___. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed at _____, California. DATE: _____.

SIGNATURE: _____.

Return Petitions to: Proponent David R. Hernandez Jr., P.O. Box 9158, North Hollywood, CA 91609.