

Bond Case Briefs

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BALLOT INITIATIVES - CALIFORNIA

Gates v. Blakemore

Court of Appeal, Fourth District, Division 2, California - August 22, 2019 - Cal.Rptr.3d - 2019 WL 3987584 - 19 Cal. Daily Op. Serv. 8457

County counsel brought action for declaratory relief regarding duty to prepare ballot titles and summaries for six proposed initiatives, and proponents filed petition for writ of mandate seeking to compel counsel to prepare ballot titles and summaries.

The Superior Court entered judgment for county, and proponents appealed.

The Court of Appeal held that:

- Initiatives would infringe on authority exclusively delegated to the board of supervisors by the California Constitution and thus were invalid, and
- Initiative which would require that chair of county board of supervisors, rather than administrative officer or auditor as designated by the board, perform certain budgetary functions conflicted with County Budget Act and thus was invalid.