



June 7, 2025

Senate Elections and Constitutional Amendments Committee
Sabrina Cervantes, Chair

AB 94

OPPOSE UNLESS AMENDED

Members of the Committee,

Election Integrity Project® *California*, Inc. (EIPCa) **opposes AB 94** unless amended as recommended below.

AB 94 as currently written purports to close a loophole in the law. However, it is unnecessary since the California Constitution already prohibits individuals the People have recalled from appointment or election to the same office.

But AB 94 could address a more consequential element of Section 11382 of the Elections Code. In 2022, the legislature passed AB 2582, changing the recall process from a one-step procedure (recall officer and simultaneously elect the replacement) to a two-step procedure (recall officer and leave the office unfilled for months until a second election to fill the office can be held).

AB 2582 punishes segments of the population who wish to exercise a perfectly reasonable and legal right to remove from office those who have betrayed their trust. Now those who recall such a person are condemned to:

- remain unrepresented for a substantial period of time, ostracizing them from their citizenship in a Republic.
- drain their taxpayer money to fund a second and unnecessary election somewhere down the road.

AB 2582 was clearly intended to discourage self-governance in the form of recalling inadequate officials, and to punish those who do so. There is no other way to interpret that bill, and it needs to be reversed IMMEDIATELY.

AB 94 could easily be amended to re-establish the simultaneity of recall and filling the office, no exceptions for any office, and restore equality of signature requirements in the initiative and recall processes.

AB 2984, also passed in 2022, altered the number of signatures necessary to qualify a recall petition for the ballot, and mandated an ascending number of signatures as the perceived “importance” of the office increased.

Both AB 2582 and AB 2984 together became the Hiroshima bombing of the California “government of, for and by the People.” If not forestalled, the 2024 SCA-1 will be on the 2026 ballot for the People to approve, and there is no doubt the legislature and governor will use the People’s money to manipulate and mislead them into adopting it. Its passage will be the Nagasaki blow for Californians.

It is bills such as these that have slowly erased California’s right to call itself a Republic.

It is time for partisan politics in the legislature to take a back seat to what is good for ALL people.

At this juncture, the only way forward in California is a few steps backward, to before the legislature “fixed” what wasn’t broken.

EIPCa urges the legislature to:

- **stop wasting time and political capital** on bills that provide no significant remedy to the real electoral issues plaguing the once-Golden State.
- **take off the blinders** of the soft bigotry of low expectations.
- **adopt the best practices** of successful states and countries.
- **give Californians an electoral process they can respect and trust**

Do the REAL work necessary.

EIPCa opposes AB 94 unless amended to be meaningful, as indicated above.

Sincerely,

ELECTION INTEGRITY PROJECT® *CALIFORNIA*, INC

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