

**ASSEMBLY BILL**

**No. 10**

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**Introduced by Assembly Member Hagman**

December 1, 2008

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An act to add Section 8314.4 to the Government Code, relating to public funds.

LEGISLATIVE COUNSEL'S DIGEST

AB 10, as introduced, Hagman. Public funding: actions.

Existing law makes it unlawful for any elected state or local officer, appointee, employee, or consultant to use, or permit others to use, state resources for a campaign activity, or personal or other purposes that are not authorized by law.

This bill would additionally prohibit those officials, officers, directors, appointees, employees, agents, or consultants, or those organizations or associations that represent local agencies from using, or permitting others to use, public resources to commence an action to enjoin the operation of any law or constitutional amendment, proposed by initiative petition and approved by the people at a general election or a special election.

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. Section 8314.4 is added to the Government Code,
- 2 to read:
- 3 8314.4. (a) A local agency or state agency, or any organization
- 4 or association that represents local agencies that is funded, in whole

1 or in part, by dues or other voluntary payments made by local  
2 agencies, shall not use, or permit others to use, public resources  
3 to commence an action to enjoin the operation of any law or  
4 constitutional amendment that was proposed by initiative petition  
5 and approved by the people at a general election or a special  
6 election.

7 (b) For purposes of this section, “public resources” and “use”  
8 shall have the same meaning as defined in subdivision (b) of  
9 Section 8314. “Local agency” means a city, county, city and  
10 county, district, redevelopment agency, school district, community  
11 college district, joint powers authority, or any other political  
12 subdivision or public corporation of the state.