



Creating a High-Wage State Economy Requires an End to Racism

By Mervin Evans Candidate for State Controller

Our economic development strategy doesn't depend on industrial recruitment alone. We must make the state of California a hospitable place for entrepreneurs to start and grow their business ideas. Ground-up business development must be encouraged and nurtured by state policy.

Growing tourism and trade with Mexico, Canada and Europe as theaters of development with great promise—particularly with our sister border state of Nevada.

Here at home, we need to strengthen the teaching of business and entrepreneurial skills in our schools. Our young people must be taught the basics of business risk and reward so that more of them will take to improving their lives and building the economy of our state from within. Small business incubator programs in the population centers of the state must be strengthened and improved.

Access to capital is critical. While the primary purpose of our state's permanent funds must always be to provide revenue to state government, we must also invest them where fiscally prudent to create jobs and diversify our economy. I propose that we invest up to \$2 Billion—just 2 percent of the state's permanent funds—in California businesses.

With a new state investment commission, we will ensure the best expertise to manage and control the commitment of state venture funds. We will work with existing grassroots business startup organizations, and we will partner with the Federal Small Business Administration and private capital.

I will ask the voters for support and the fiscal resources to ensure that every citizen will have the human resources to enjoy the California Dream. A Free Education is the basis of a Stable California. Our First Goal is to End Racism, I propose the passage of the Evans Civil Right Act.



MERVIN EVANS

Proponent

EVANS CIVIL RIGHTS ACT

Text of Proposed Law

This initiative measure is submitted to the people in accordance with the provisions of Article II, Section 8 of the Constitution.

This initiative measure expressly amends the Constitution by modification of a section thereto; therefore, new provisions proposed to be added are printed in italic type to indicate that they are new.

PROPOSED MODIFICATION OF AMENDMENT TO ARTICLE I

Section 31 is revised to Article I of the California Constitution as follows:

SEC. 31. (a) The State of California shall create Affirmative Action Programs and grant preferential treatment to, groups or persons that have a history of being victims of racism or sexism, in the operation of public education and public contracting.

(b) This section shall apply only to action taken after the section's effective date of 30 days of passage..

(c) Nothing in this section shall be interpreted as prohibiting qualifications based on sex which are reasonably necessary to the normal operation of public education or public contracting.

(d) Nothing in this section shall be interpreted as invalidating any court order or consent decree which is in force as of the effective date of this section.

(e) Nothing in this section shall be interpreted as prohibiting action which must be taken to establish or maintain eligibility for any federal program, where ineligibility would result in a loss of federal funds to the state.

(f) For the purposes of this section, "state" shall include, but not necessarily be limited to, the state itself, any city, county, city and county, public university system, including the University of California, California State University, Community College Districts, School Districts, Special District, or any other political subdivision or governmental instrumentality of or within the state.

(g) The remedies available for violations of this section shall be the same, regardless of the injured party's race, sex, color, ethnicity, or national origin, as are otherwise available for violations of then-existing California anti-discrimination law.

(h) The Student Higher Education Trust Fund is hereby created in the State Treasury for the purpose of administering and implementing this amendment, all funds deposited in the Student Higher Education Trust Fund in each fiscal year is continuously appropriated, without regard to fiscal year, as follows:

(j) The Student Higher Education Trust Fund will pay:

1.) 100% of all admission and student related fees for California Residents in the University of California, California State University and California Community College systems. Reflecting 50% of the Student Higher Education Trust Funds . The Office of the State Treasurer will issue a report to the Assembly and Senate at the end of each academic year listing the use of funds, name of students and fees paid for by the fund. In the event that there are funds not spent, those funds will be transferred to the Office of Superintendent of Public Instruction for the following year's use.

2.) The California Superintendent of Public Instruction is the State of California's Guardian of Education services for children in public schools. To enhance the quality of education to poor children, 50% of the Student Higher Education Trust Funds will be directed to the Office of The California Superintendent of Public Instruction to Create and Finance Educational Service programs to provide added resources directed (K-12) Public Educational Needs for College Bound Youth, Early Childhood Needs and Programs The Superintendent deems fit to enhance the Quality of Life of the People of California and protect and serve the needs of poor children:

3.) The Office of The California Superintendent of Public Instruction will issue an Student Higher Education Trust Fund "USE OF FUNDS Annual Report to the State Senate and Assembly describing a complete budget and listing of Educational Programs, Grants, Local School District Partnerships, Federal - State Partnerships, Corporate-State Partnership. The Assembly and Senate will approve the Office of The California Superintendent of Public Instruction USE OF FUNDS Annual Budget by a recorded vote.

The California Superintendent of Public Instruction will respond to the needs of:

(AA) At Risk Youth and Children of persons in prison.

(BB) Poor Children and AFDC-Welfare Children

(CC) Rural Children living in low tax base school districts

(DD) Inner-City Youth, Asian, Black, Latin, Native American

(EE) Foster Care Children

(FF) Children living with Poor Grandparents

(GG) Teen Mothers and Second Chance Programs

(HH) Pre-School Children of Migrant Farm Workers and Farm Workers

(II) The California Superintendent of Public Instruction will Create Long-Distance Learning and or TeleVideo Learning Resources for Children of Migrant Farm Workers, Rural School Districts, Children of Farm Workers and poor children.

(KK) The California Superintendent of Public Instruction will develop a Migrant Farm Workers Children's Tracking and Resource Services and support for local schools serving the needs of Children of Migrant Farm Workers. The Office of The California Superintendent of Public Instruction may purchase Educational Materials for Children of Migrant Farm Workers without any concern of national origin or legal status of that child. The California Superintendent of Public Instruction will not disclose or share any information with State or Federal agency on any child without a Court Order.

(LL) The California Superintendent of Public Instruction will Create a Tracking System to Service the Needs of Children of any Farm Workers. The Office of The California Superintendent of Public Instruction may Purchase Educational Materials for Children of any Farm Workers.

(MM) The Office of The California Superintendent of Public Instruction may provide Funding or Partner with local or County agencies for Child Abuse Service, Anti-Gang, Anti-Drug programs. The California Superintendent of Public Instruction may: Provide or Partner with Local or County Agencies for Health Testing of Any Child in private or public schools, Health Testing of Children of Migrant Farm Workers, Farm Workers and Urban City Children for lead or chemical agents that could harm a child's health and welfare.

4.) Each Academic year the Attorney General of California will issue an Executive Order to define the rules to determine the status of a California Resident to the University of California, California State University and California Community College systems.

5.)The State Senate and Assembly shall have no power to transfer or control any funding created by this tax measure.

(k) Section 6051 . 6 is added to the Revenue and Taxaction Code, to read:

6051.6 (A) In addition to taxes imposed by Section 6051, 6051.2, 6051.3 and any other provisions of this part, for the privilege of selling tangible personal property at retail, a tax is hereby imposed upon all retailers at a rate of 1.5% (One & Half Percent) of Gross Receipts of any retailer from the sale of all tangible personal property sold at retail in this state on or after 30 days of passage.

(B) All revenues received pursuant to this section shall be deposited in the State Treasury to the credit of the Student Higher Education Trust Fund.

(l) This section shall be self-executing. If any part or parts of this section are found to be in conflict with federal law or the United States Constitution, the section shall be implemented to the maximum extent that federal law and the United States Constitution permit. Any provision held invalid shall be severable from the remaining portions of this section.

(m) This Sales Tax shall become operative 30 days of passage.

MERVIN EVANS

Post Office Box 71351

Los Angeles, CA 90071

323-445-4461