

To: NIELSEN MERKSAMER CLIENTS

From: NM Government Law Section

Date: 3/3/22

Re: 2022 California Elections

To keep you up to date on all the significant races and issues on the California Primary and General Election ballots in 2022, we have prepared the following list of what voters can expect to see in June and November. We will update and distribute this list as the political landscape changes due to the adoption of the new Assembly Senate and Congressional maps and as other initiatives qualify for the ballot.

Changes from previous updates are **highlighted**.

The 2022 California Elections

(Primary Election – 6/7/22 & General Election 11/8/22)

US Senate – Incumbent Alex Padilla (appointed in 2021) is running for election to a full term.

US House of Representatives – 52 seats are up for election. This is down one seat due to the 2020 Census and redistricting.

Governor – Incumbent Gavin Newsom is eligible to run for reelection.

Lieutenant Governor – Incumbent Eleni Kounalakis is running for reelection.

Attorney General – Incumbent Rob Bonta is running for reelection.

Secretary of State – Incumbent Shirley Weber is running for reelection.

Treasurer – Incumbent Fiona Ma is running for reelection.

Controller – Incumbent Betty Yee is termed out.

Insurance Commissioner – Incumbent Ricardo Lara is running for reelection.

Superintendent of Public Instruction – Incumbent Tony Thurmond is running for reelection.

Board of Equalization - All four Board of Equalization seats are up for election in 2022. All incumbents are eligible for re-election. Incumbent Malia Cohen is not seeking re-election to the Board and is currently running for State Controller.

Changes for the State Legislature in 2022 (Open Seats):

California State Assembly	
Assembly District 5	Frank Bigelow (R) – Not running for reelection
Assembly District 6	Kevin Kiley (R) – Running for US House Seat (CD 3)
Assembly District 9	Jim Cooper (D) – Running for Sacramento County Sheriff
Assembly District 10	Marc Levine (D) – Running for Insurance Commissioner
Assembly District 11 (Special Election 6/7/22)	VACANT: Jim Frazier (D) – Retired 12/31/21
Assembly District 17 (Special Election 4/19/22)	VACANT: David Chiu (D) – Appointed San Francisco City Attorney
Assembly District 20	Bill Quirk (D) – Not running for reelection
Assembly District 21	Adam Gray (D) – Running for US House Seat (CD 13)
Assembly District 22	Kevin Mullin (D) – Running for US House Seat (CD 14)
Assembly District 32	Rudy Salas (D) – Running for US House Seat (CD 22)
Assembly District 35	Jordan Cunningham (R) – Not running for reelection
Assembly District 42	Chad Mayes (I) – Not running for reelection
Assembly District 46	Adrin Nazarian (D) – Not running for reelection
Assembly District 50	Richard Bloom (D) – Not running for reelection
Assembly District 58	Cristina Garcia (D) – Running for House Seat (CD 42)
Assembly District 61 (Special Election TBA)	Jose Medina (D) – Not running for reelection
Assembly District 62 (Special Election 5/7/22)	VACANT: Autumn Burke (D) – Retired 2/1/22
Assembly District 67	Kelly Seyarto (R) – Running for SD 32
Assembly District 70	Patrick O'Donnell – Not running for reelection
Assembly District 80 (Special Election 6/7/22)	VACANT: Lorena Gonzalez – Retired 1/5/22
California State Senate	
Senate District 1	Brian Dahle (R) – Running for CA Governor. He will be half-way through his final term in the State Senate
Senate District 4	Jim Nielsen (R) – Termed out
Senate District 6	Richard Pan (D) – Termed out
Senate District 8	Andreas Borgeas (R) – Not running for reelection
Senate District 10	Bob Wieckowski (D) – Termed out
Senate District 18	Robert Hertzberg (D) – Termed out

Senate District 20	Connie Leyva (D) – Not running for reelection
Senate District 27	Henry Stern (D) – Running for LA Board of Supervisors. He will only be halfway through his second four-year term in the State Senate
Senate District 28	Melissa Melendez (R) – Termed out
Senate District 30	Sydney Kamlager (D) – Not running for reelection. Running for House Seat (CD 37)
Senate District 36	Patricia Bates (R) – Termed out
Senate District 40	Ben Hueso (D) – Termed out

**All Assembly seats are up in 2022 (Currently 56 Democrats, 19 Republicans, 1 Independent, and 4 Vacancies)*

**Assembly District 17 & 49 Primaries are to be held 2/15/22 and Special Elections are to be held 4/19/22*

**Primary Elections for Assembly Districts 11 and 80 and CD 22 will be held on 4/5/22 and the Special General Elections for these races will be held on 6/7/22*

**The primary for the special election for AD 62 will be held on 4/5/22 and the general election will be held on 6/7/22*

**All even numbered Senate Seats are up in 2022 (Currently 31 Democrats & 9 Republicans)*

Changes Due to Redistricting

Now that the California Citizens Redistricting Commission has completed work on California's new district maps, some state legislators find themselves in somewhat different and sometimes overlapping districts:

+Assemblymember Kevin McCarty (D), who currently represents AD 7, announced that he will run for reelection in the new AD 6.

+Assemblymember Ken Cooley (D), who currently represents AD 8, reports that he will seek reelection in AD 7.

+ Assemblymember Jim Patterson (R), is redistricted into what is now AD 8. That new district will include much of the Fresno and Clovis area Patterson held before, but now merges into the same territory occupied by Assemblyman Frank Bigelow (R).

+Assemblymember Heath Flora (R), who currently represents AD 12, will now run for reelection in the new AD 9.

+Senator Melissa Hurtado (D), who currently represents SD 14, has announced that she will run for reelection in SD 16.

+ Assemblymember Evan Low (D) currently holds AD 28, just south of Assembly District 24, which is held by Assemblyman Marc Berman (D). Under the new maps, however,

those districts would overlap in one new district. Assemblymember Low has announced that he will not run against Berman and will instead run in the newly formed AD 26.

+Assemblymember Mark Stone (D), who currently represents AD 29, will run for reelection in the new AD 28.

+Assemblyman Vince Fong (R), who currently represents District 34, has announced that he will seek reelection in the newly drawn AD 32.

+Assemblymember Thurston Smith (R), who currently represents AD 33, will now run for reelection in the new AD 34.

+Assemblymember Tom Lacky (R), who currently represents AD 36, reports he will run for reelection in the new AD 34.

+Assemblymember Suzette Valladares (R), who currently represents AD 38, reports that she will run for election in the new AD 40.

+Assemblymember Luz Rivas (D), who currently represents AD 39, has announced that she will be running in the newly drawn AD 43. The vast majority of her current seat is in the new 43rd district.

+Assemblymember James Ramos (D), who currently represents AD 40, reports that he will run for reelection in the new AD 45.

+Assemblymember Eloise Reyes (D), who currently represents AD 47, reports she will run for reelection in AD 50.

+Assemblymember Wendy Carrillo (D), who currently represents AD 51, reports that she will run for reelection in the new AD 52.

+Assemblymember Miguel Santiago (D), who currently represents AD 53, has announced that he will seek reelection in AD 54.

+Assemblymember Laurie Davies (R), who currently represents AD 73, reports she will run for reelection in the new AD 74.

+Assemblymembers Marie Waldron (R) and Randy Voepel (R) are now included in the 75th Assembly District.

+Assemblymember Brian Maienschein (D), who currently represents AD 77, reports that he will run for reelection in the new AD 76.

+Senator Anna Caballero (D) is now in the same district as Senator Melissa Hurtado (D). Both have announced that they will run for the new SD 14.

+Senator Maria Elena Durazo (D), who currently represents SD 24, reports that she will run for reelection in the new SD 26.

+Senators Connie Leyva (D) and Susan Rubio (D) were previously in neighboring districts but are now in the same one. Senator Leyva has announced that she will not run in the new district.

+Assemblymember Janet Nguyen (R), who currently represents AD 72, has announced that she will be running for the new SD 36. She has represented the majority of the Senate seat over her 18 years in public service.

+Senator Josh Newman (D) will essentially be left without a district once his current term ends as his district was drawn into that of Senator Dave Min (D).

Changes for the House of Representatives

Congressional District 9	Jerry McNerney (D) – Not running for reelection in 2022
Congressional District 14	Jackie Speier (D) – Not running for reelection in 2022
Congressional District 22	Devin Nunes (R) – Resigned at the end of 2021
Congressional District 37	Karen Bass (D) – Not running for reelection in 2022
Congressional District 40	Lucille Roybal-Allard (D) – Not running for reelection in 2022
Congressional District 47	Alan Lowenthal (D) – Not running for reelection in 2022

Initiatives

There will likely be numerous initiatives on the 2022 ballot. As of 12/13/21, only one has qualified:

1892. (20-0003)

REFERENDUM CHALLENGING A 2020 LAW PROHIBITING RETAIL SALE OF CERTAIN FLAVORED TOBACCO PRODUCTS.

Summary Date: 09/10/20

Circulation Deadline: 11/30/20

Signatures Required: 623,212

Proponent(s): Aaron Agenbroad, Jaime Rojas, Beilal Mohamad-Ali Chatila

If the required number of registered voters sign this petition and the petition is timely filed, there will be a referendum challenging a 2020 law on the next statewide ballot after the November 3, 2020 general election. The challenged law prohibits the retail sale of certain flavored tobacco products and tobacco flavor enhancers. The referendum would require a majority of voters to approve the 2020 state law before it can take effect.

****NOTE* There are currently three measures eligible for the 2022 ballot. These measures will become qualified on the 131st day prior to the November General Election:***

1877. (19-0018A1)**ADJUSTS LIMITATIONS IN MEDICAL NEGLIGENCE CASES. INITIATIVE STATUTE.***Summary Date:* 12/02/19*ELIGIBLE:* 07/21/20*Signatures Required:* 623,212

Proponent(s): Scott Olsen, Nelson A. Moreno, Bree Lynn Moreno

-In medical negligence cases, adjusts for inflation: (1) \$250,000 limit established in 1975 on quality-of-life and survivor damages (which include pain and suffering); and (2) contingent attorney's fees limits established in 1987. In cases involving death or permanent injury, allows judge or jury to exceed these limits and requires judge to award attorney's fees. Requires attorneys filing medical negligence cases to certify reasonable basis for claims or good-faith attempt to obtain medical opinion; attorneys who file meritless lawsuits must pay defendant's expenses. Extends deadlines for filing medical negligence lawsuits. Summary of estimate by Legislative Analyst and Director of Finance of fiscal impact on state and local governments: **Increased state and local government health care costs predominantly from raising or removing the cap on noneconomic damages in medical malpractice cases, likely ranging from the low tens of millions of dollars to the high hundreds of millions of dollars annually.**

1885. (19-0028A1)**REQUIRES STATE REGULATIONS TO REDUCE PLASTIC WASTE, TAX PRODUCERS OF SINGLE-USE PLASTICS, AND FUND RECYCLING AND ENVIRONMENTAL PROGRAMS. INITIATIVE STATUTE.***Summary Date:* 01/08/20*ELIGIBLE:* 07/19/21*Signatures Required:* 623,212

Proponent(s): Michael J. Sangiacomo, Caryl Hart, and Linda Escalante

-Requires CalRecycle to adopt regulations reducing plastic waste, including to: (1) require that single-use plastic packaging, containers, and utensils be reusable, recyclable, or compostable, and to reduce such waste by 25%, by 2030; (2) prohibit polystyrene container use by food vendors; and (3) tax producers of single-use plastic packaging, containers, or utensils by January 1, 2022, and allocate revenues for recycling and environmental programs, including local water supply protection. Prohibits Legislature from reducing funding to specified state environmental agencies below 2019 levels. Summary of estimate by Legislative Analyst and Director of Finance of fiscal impact on state and local governments: **State revenue from new tax on single-use plastic packaging and foodware likely in the range of a few billion dollars annually. Revenues would be used to administer and implement programs intended to reduce waste, increase recycling, and restore habitats. Unknown net effect on local governments. There would likely be increased costs for waste collecting and sorting which might be partially or fully offset by new tax revenue, payments from producers to support recycling, or lower costs associated with a reduction in total plastic waste collected.**

1886. (19-0029A1)**AUTHORIZES NEW TYPES OF GAMBLING. INITIATIVE CONSTITUTIONAL AND STATUTORY AMENDMENT.**

Summary Date: 01/21/20

Final Full Check: 05/27/21

ELIGIBLE: 05/27/21

Signatures Required: 997,139

Proponent(s): Edwin "Thorpe" Romero, Jeff L. Grubbe, Anthony Roberts, Mark Macarro
-Allows federally recognized Native American tribes to operate roulette, dice games, and sports wagering on tribal lands, subject to compacts negotiated by the Governor and ratified by the Legislature. Beginning in 2022, allows on-site sports wagering at only privately operated horse-racing tracks in four specified counties for persons 21 years or older. Imposes 10% tax on sports-wagering profits at horse-racing tracks; directs portion of revenues to enforcement and problem-gambling programs. Prohibits marketing of sports wagering to persons under 21. Authorizes private lawsuits to enforce other gambling laws. Summary of estimate by Legislative Analyst and Director of Finance of fiscal impact on state and local governments: Increased state revenues, potentially reaching the tens of millions of dollars annually, from payments made by facilities offering sports wagering and new civil penalties authorized by this measure. Some portion of these revenues would reflect a shift from other existing state and local revenues. **Increased state regulatory costs, potentially reaching the low tens of millions of dollars annually. Some or all of these costs would be offset by the increased revenue or reimbursements to the state. Increased state enforcement costs, not likely to exceed several million dollars annually, related to a new civil enforcement tool for enforcing certain gaming laws.**

All other initiative and referendum related information can be found on the California Secretary of State's website [HERE](https://www.sos.ca.gov/elections/ballot-measures/initiative-and-referendum-status).

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