

TERM LIMITS ON BOARD OF EDUCATION SERVICE

SECTION 1. Pursuant to California Education Code sections 5304 and 35107(c) and approval of a majority of the voters of the El Rancho Unified School District, the Bylaws of the Board of Education are hereby amended to add a new Section/Policy No. 9115 to read as follows:

- A. No person shall be eligible to serve on the Board of Education of El Rancho Unified School District for more than two (2) consecutive terms.
 - 1. The Limits set forth in this Bylaw shall apply to any full four (4) year term to which a person was elected to serve on the Board of Education at the November 3, 2020 District General Election or at any future election and the complete term was serviced by the person.
 - 2. The limits set forth in this Bylaw shall also apply to any full four (4) year term to which a person was seated or appointed in lieu of the November 3, 2020 General District Election or any future election to serve on the Board of Education, pursuant to California Education Code sections 5326 and 5328, or any successor statute(s), and the complete term was served by the person.
 - 3. The limits set forth in this Bylaw shall also apply to any four (4) year term of service described in paragraphs (1) and (2) above, which was not completely served by the person, but which terminated prior to the scheduled expiration of the term due to the officer vacating his or her office due to resignation and, as of the effective date of the resignation, there are two (2) years or less remaining in his or her current term.
 - 4. Except as set forth in subsection (B) below, the limits set forth in this Bylaw shall not apply to any partial term (less than four (4) years) to which a person is appointed by the Board of Education or elected at a District special election to fill a vacancy on the Board of Education.
- B. No person who has been elected, seated or appointed to and has held office as a member of the Board of Education for two (2) consecutive terms shall again be eligible for election, seating or appointment as a member of the Board of Education until not less than four (4) years have passed or will have passed between his or her prior service and new service on the Board.
- C. Notwithstanding paragraph (A)(4) above, a former member of the Board of Education shall not be appointed, seated or specially elected to a partial term in order to fill a vacancy on the Board of Education during this four (4) year period.
- D. No election official otherwise authorized by law, shall accept or verify the signatures on any declaration of candidacy/nomination paper for any person, including any paper for

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the purpose of seeking election as a write-in candidate, nor shall he or she certify or place on the list of certified candidates, nor print or cause to be printed on any ballot, ballot pamphlet, voter information guide or ballot label, the name of any person whose candidacy, if successful, will result in a new term on the Board of Education that exceeds the limits set forth herein.”

SECTION 2. If any portion of this Bylaw is declared invalid by a court of law or other legal body with applicable authority, the invalidity shall not affect or prohibit the force and effect of any other provision or application of the Bylaw that is not deemed invalid. The voters of the District hereby declare that they would have voted for the adoption of this Bylaw, and each portion thereof, regardless of the fact that any portion may be subsequently deemed invalid.

SECTION 3. To the fullest extent allowed by law, the provisions of this Bylaw shall prevail over, and supersede, all other provisions of the Bylaws of the Board of Education and any resolutions or administrative policies of the District which are in conflict with any provision of this Bylaw.

SECTION 4. This Section shall not be replaced or amended except by another measure approved by a majority of the electors voting on the issue at a District general election, or at a special election lawfully called for that purpose.

SECTION 5. This Bylaw/Measure shall take effect only if approved by a majority of the eligible voters of the El Rancho Unified School District voting at the District’s General Election to be held on November 3, 2020.

SECTION 6. The President is hereby authorized to attest to the adoption of this Ordinance by the People voting thereon on November 3, 2020, by signing where indicated below.

I hereby certify that the foregoing Resolution was PASSED, APPROVED AND ADOPTED by the People of the El Rancho Unified School District on the 3rd day of November, 2020.

Board of Education President