

**GOVERNING BOARD ELECTIONS**

Governing Board election procedures shall be conducted in accordance with the California Education Code and Elections Code.

(cf. 9110 - Terms of Office)

Any person is eligible to be a Board member if he/she is 18 years of age or older, a citizen of the state, a resident of the school district, a registered voter and not legally disqualified from holding civil office. (Education Code 35107)

A district employee elected to the Board shall resign his/her position before being sworn in or shall have his/her employment automatically terminated upon being sworn into office. (Education Code 35107)

(cf. 9270 - Conflict of Interest)

(cf. 9220 - Calendar Covering School District Board Elections)

**Statement of Qualifications**

The Board shall assume no part of the cost of printing, handling, translating or mailing candidate statements, pursuant to Elections Code 13307.

Whenever a candidate files a statement of qualifications to be printed and forwarded to the voters along with the sample ballot, each candidate availing himself/herself of this service shall pay to the County Registrar-Recorder, in advance of this service, a sum not greater than the actual prorated costs of translating, printing and handling the candidate's statement as a condition of having the statement included in the voter's pamphlet. The candidate's statement shall be limited to no more than 400 words.

The secretary of the Board shall notify the county clerk of this policy on or before the 125th day prior to each election of Board members. (Elections Code 10509)

**Tie Votes in Board Member Elections**

Whenever a tie makes it impossible to determine which of two or more candidates has been elected to the Board, the Board shall immediately notify the candidates who received the tie votes of the time and place where lots shall be cast to determine the winner. (Education Code 5016)

## GOVERNING BOARD ELECTIONS (continued)

### Limitation of Campaign Contributions and Expenditures

Candidates for Board elections shall accept campaign contributions within the limits prescribed by Government Code 85301.

#### Legal Reference:

EDUCATION CODE	candidates
5000 Biennial election	ELECTIONS CODE
5016 Selection in tie vote	1302 Local elections, school district election
5017 Term	2201 Grounds for cancellation
5019 Trustee areas and size of governing boards	2220-2226 Residency confirmation procedures
5019.5 Trustee areas; adjustment of boundaries	10400-10418 Consolidation of elections especially:
5300-5304 General provisions (conduct of elections)	10403.5 Municipal election consolidated with statewide election or school district election
5320-5329 Order and call of elections	10509 Notice of election by secretary
5340-5345 Consolidation of elections	10600-10604 School district elections
5360-5363 Election notice	13307 Candidate's statement
5380 Compensation (of election officer)	13309 Candidate's statement, indigency
5390 Qualifications of voters	GOVERNMENT CODE
5420-5426 Cost of elections	1021 Conviction of crime
5440-5442 Miscellaneous provisions (re returns, recounts, etc.)	1097 Illegal participation in public contract
35107 Eligibility; school district employees	3035 Impeachment
35177 Campaign expenditures or contributions	85300-85313 Contribution limitations
CALIFORNIA CONSTITUTION	85400-85404 Voluntary expenditure ceilings
Article 2, Section 2 Voters, qualifications	85706 Local regulation
Article 2, Section 4 Prohibition certain persons as electors	PENAL CODE
Article 7, Section 7 Conflicting offices	68 Bribes
Article 7, Section 8 Disqualification from office	74 Acceptance of gratuity
Article 7, Section 10 Libelous or slanderous statements against opposing	424 Embezzlement and falsification of accounts by public officers
	661 Removal for neglect or violation of official duty