

BOARD BYLAW

Placentia-Yorba Linda Unified School District

Bylaws of the Board

9111 - BB

GOVERNING BOARD ELECTIONS

An election for members of the Board of Education of the Placentia-Yorba Linda Unified School District shall be held biennially on the first Tuesday after the first Monday in November of each succeeding even-numbered year to fill the offices of those members whose terms expire on the first Friday in December following the election.

The regular biennial election of the Placentia-Yorba Linda Unified School District shall be consolidated with that of the North Orange County Community College District, and may be further consolidated with city elections in accordance with provisions of the Education Code and the Elections Code. Such consolidations shall be effected by the County Superintendent of Schools, County of Orange, upon receipt of the Board's written resolution requesting such consolidations, and with the written consent of the affected city's legislative body and that of the North Orange County Community College District's Board of Trustees when consolidation with city elections is requested.

The Board's written resolution(s), the specifications of the election order, shall be delivered to the County Superintendent not less than 123 days prior to the day of the election. The date of the election and the purpose of the election shall be stated therein, as shall the authority for ordering the election and the authority for the specifications of the election order, and the signature of the Clerk of the Board shall be affixed thereto.

Persons seeking to be named as candidates or to nominate a candidate for election to the Board must file with the Registrar of Voters, County of Orange, a declaration of candidacy or a nomination by sponsors not more than 113 days nor less than 88 days prior to the election in order to be named, or to name, a candidate on the ballot.

The regular biennial election of the Placentia-Yorba Linda Unified School District shall be governed by the Elections Code, except as otherwise provided in the Education Code.

Any person is eligible to be a member of the Governing Board, without further qualifications, if he/she is 18 years of age or older, a citizen of California, a resident of the school district, a registered voter, and not legally disqualified from holding civil office. Any person who has been convicted of a felony involving the giving, accepting, or offering of a bribe, embezzlement or theft of public funds, extortion, perjury, or conspiracy to commit any such crime, under California law or the law of another state, the United States of America, or another country, is not eligible to be a candidate for office or be a Board member except when he/she has been granted a pardon in accordance with law.

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

Board members may reside anywhere within the district's boundaries and shall be elected by all voters in the district.

Campaign Conduct

In order to help protect the public's trust in the electoral process as well as the public's confidence in the Board and district, the Board encourages all candidates to sign and adhere to the principles in the Code of Fair Campaign Practices pursuant to Elections Code 20440.

Statement of Qualifications

The district shall assume no part of the cost of printing, handling, translating, or mailing of candidate statements filed pursuant to Elections Code 13307. As a condition of having candidate statements included in the voter's pamphlet, the district may require candidates to pay their estimated pro rata share of these costs to the district in advance pursuant to Elections Code 13307.

On the 125th day prior to the day fixed for the general district election, the Board secretary or his/her designee shall deliver a notice, bearing the secretary's signature and district seal, to the county elections official describing both of the following:

1. The elective offices of the district to be filled at the general election and which offices, if any, are for the balance of an unexpired term.
2. Whether the district or the candidate is to pay for the publication of a statement of qualifications pursuant to Elections Code 13307.

Candidate statements shall be limited to no more than 200 words.

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 the candidates or their representatives should appear before the Board. The Board at that time shall determine the winner by lot.

LEGAL REFERENCE:

<u>Education Code</u>	Sections 5000-5033	Elections
	Sections 5220-5231	Elections
	Sections 5300-5304	General provisions (conduct of elections)
	Sections 5320-5329	Order and call of elections
	Sections 5340-5345	Consolidation of elections
	Sections 5360-5363	Election notice
	Section 5380	Compensation (of election officer)
	Section 5390	Qualification of voters
	Sections 5420-5426	Cost of elections
	Sections 5440-5442	Miscellaneous provisions
	Section 7054	Use of district property
	Section 35107	Eligibility; school district employees
	Section 35177	Campaign expenditures or contributions

Elections Code

Section 20	Public office eligibility
Section 1302	Local elections, school district election
Section 2201	Grounds for cancellation
Sections 4000-4004	Elections conducted wholly by mail
Sections 10400-10418	Consolidation of elections
Section 10509	Notice of election by secretary
Sections 10600-10604	School district elections
Section 13307	Candidate's statement
Section 13309	Candidate's statement, indigence
Sections 14025-14032	California Voting Rights Act
Section 20440	Code of Fair Campaign Practices

Bylaw adopted: 8/4/75
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