GOVERNING BOARD ELECTIONS

Any person is eligible to be a Governing Board member, without further qualifications, 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)

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

(cf. 9110 - Terms of Office)

Trustee Areas

The district shall be divided into six trustee areas, the boundary lines of which shall be fixed by Resolution of the Board of Education no sooner than 12 months and no later than six months prior to the General Election of the first Tuesday after the first Monday of November. Such districts shall be numbered consecutively from one through six, both inclusive. In any such reapportionment each trustee area shall be composed of contiguous territory and made as geographically compact as possible.

Such trustee areas shall be made as equal as possible in total population as declared by the most recent U.S. census. Boundaries of a trustee area shall, so far as practicable, follow precinct boundaries as delineated by the Board of Supervisors of Alameda County.

At the general election held in November 2000, and every four years thereafter, four members of the Board of Education, one nominated from each of the odd-numbered trustee areas and one nominated from the district at large, shall be elected by the voters of the district at large.

At the general election to be held in November 1998, and every four years thereafter, three members of the Board, one nominated from each of the even-numbered trustee areas, shall be elected by the voters of the district at large.

GOVERNING BOARD ELECTIONS (continued)

If nominated from a trustee area, the individual must be a resident of the trustee area.

Candidates for the office of member-at-large shall be nominated by a petition signed by at least 20 registered voters circulated in the district at large. Candidates from the trustee areas shall be nominated by a petition circulated in their respective trustee area and signed by at least 20 registered voters.

Statement of Qualifications

The district shall determine adequate, proportional reimbursement from each candidate and shall collect, or cause to be collected at the time of filing, an approximate deposit and shall refund or bill any difference to such candidates, after the election.

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

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

Limitation of Campaign Contributions and Expenditures

The Board establishes a voluntary campaign expenditure ceiling for candidates for district office of $1.00 per district resident.

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)

Legal Reference: (see next page)

GOVERNING BOARD ELECTIONS (continued)

Legal Reference:

EDUCATION CODE
5000 Biennial election
5016 Selection in tie vote
5017 Term
5019 Trustee areas and size of governing boards
5019.5 Trustee areas; adjustment of boundaries
5300-5304 General provisions (conduct of elections)
5320-5329 Order and call of elections
5340-5345 Consolidation of elections
5360-5363 Election notice
5380 Compensation (of election officer)
5390 Qualifications of voters
5420-5426 Cost of elections
5440-5442 Miscellaneous provisions (re returns, recounts, etc.)
35107 Eligibility; school district employees
35177 Campaign expenditures or contributions

CALIFORNIA CONSTITUTION
Article 2, Section 2 Voters, qualifications
Article 2, Section 4 Prohibition certain persons as electors
Article 7, Section 7 Conflicting offices
Article 7, Section 8 Disqualification from office
Article 7, Section 10 Libelous or slanderous statements against opposing candidates

ELECTIONS CODE
1302 Local elections, school district election
2201 Grounds for cancellation
2220-2226 Residency confirmation procedures
10400-10418 Consolidation of elections especially:
10403.5 Municipal election consolidated with statewide election or school district election
10509 Notice of election by secretary
10600-10604 School district elections
13307 Candidate's statement
13309 Candidate's statement, indigency

GOVERNMENT CODE
1021 Conviction of crime
1097 Illegal participation in public contract
3035 Impeachment
85300-85313 Contribution limitations
85400-85404 Voluntary expenditure ceilings
85706 Local regulation

PENAL CODE
68 Bribes
74 Acceptance of gratuity
424 Embezzlement and falsification of accounts by public officers
661 Removal for neglect or violation of official duty