

## Bylaws of the Board

### **GOVERNING BOARD ELECTIONS**

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

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)

#### Statement of Qualifications

In striving to best serve the public interest, it is the policy of the Board of Education to encourage all candidates for governing board elections to make arrangements for the preparation of a candidate's qualification statement for inclusion in the voter's pamphlet provided to voters in the Chula Vista Elementary School District in accordance with provisions of the Elections Code 13307. Although encouraging such candidate participation, the costs for printing and including candidates' statements in the voter's pamphlet are not deemed to be proper and reasonable charges against the funds of the District. Therefore: (1) The cost of printing, handling, and mailing a candidate's statement of qualifications shall be charged to the candidate; and (2) Candidates who submit additional materials to be sent to the voters with the ballot shall be billed for the cost of handling, packaging, and mailing the added materials.

The secretary of the Board shall notify the registrar of voters of this policy on or before the 125<sup>th</sup> day prior to each election of Board members. (Elections Code 10509)

#### Tie Votes in Board Member Elections

Prior to each election, the Board shall establish whether a potential tie is to be resolved by lot or with a runoff election.

After an election for which the Board has decided to resolve a tie by lot, 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)

Bylaws of the Board

**GOVERNING BOARD ELECTIONS** (continued)

After an election for which the Board has decided to resolve a tie with a runoff, the Board shall schedule the runoff election in accordance with law.

Legal Reference:

EDUCATION CODE

35107 Eligibility

5000-5033 Election of governing board members

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 Voters requirements

5420-5426 Cost of elections

5440-5442 Miscellaneous provisions (re returns, recounts, etc.)

ELECTIONS CODE

1302 Local elections, school district elections

13307 Candidate's statement

10509 Notice of election by secretary

10600-10604 School district elections

24002 Forms; declaration of candidacy and notice to declare candidacy

24003 Sample ballot; notice of polling place and time of election

24004 More than one ballot for separate propositions

Bylaw

Adopted: 11/13/90

Revised: 05/17/94

Revised: 05/21/02

Revised: 09/17/02

CHULA VISTA ELEMENTARY SCHOOL DISTRICT  
Chula Vista, California