

CLASSIFICATION: Bylaws of the Board**ADOPTED: 3/8/95****REVISED: 2/6/19****REVIEWED:****SUBJECT: Governing Board Elections****PAGE: 1 of 3**

Members of the County Board of Education are elective officers of San Diego County, each of whom is nominated and elected according to general law and provisions of the San Diego County Charter.

The County Board of Education consists of five members elected from and by the voters of their districts. Board members must reside within their districts.

The two candidates who receive the highest number of votes in the primary election will move on to the general election. The candidate who receives the higher number of votes in the general election is elected. In the event there are no more than two candidates for one office, the two candidates will be placed on the general ballot and not the primary.

For all elections involving members of the County Board of Education, write-in candidates are permitted to participate in the primary election in accordance with state general law. Additionally, write-in candidates are permitted to be printed on the general election ballot when one or two write-in candidates qualify to participate in a primary election contest with two or fewer total candidates in the contest.

Eligibility

Any registered voter is eligible to be a member of the County Board of Education for the educational district in which he/she resides except the county superintendent of schools, a member of his/her staff, or an employee of a school district or charter school that is within the jurisdiction of the County Board of Education.

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 County Board of Education member except when he/she has been granted a pardon in accordance with law.

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Term of Office

Each newly elected member of the County Board of Education shall hold office for a four-year term beginning on the first Monday after January first following the election and continue to serve until the election and qualification of a successor.

Campaign Conduct

In order to help protect public trust in the electoral process, as well as public confidence in the County Board of Education and the San Diego County Office of Education, the County Board of Education encourages all candidates to sign and adhere to the principles in the Code of Fair Campaign Practices pursuant to Elections Code section 20440.

Statement of Qualifications

Candidate statements filed pursuant to Elections Code section 13307 shall be limited to no more than 200 words. The County Board of Education shall assume no part of the cost of printing, handling, translating, or mailing of candidate statements.

Tie Vote Procedures

If a tie vote makes it impossible to determine which of two or more candidates has been elected to the County Board of Education, the County Board of Education shall notify the candidates who received the tie votes of the time and place where the candidates or their representative should appear before the County Board of Education. At that time, the County Board of Education shall determine the winner by lot.

Board Bylaw: 9215**Derivation: Former Board Bylaw Nos. 9210 and 9220, Adopted 3/8/95. Renamed and Amended 2/6/19.**

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Legal Reference:

Charter of the County of San Diego

Article IV, sections 401.2, 401.3,

Article VI, sections. 603, 603.1

Education Code

1000, 1006, 5016

Elections Code

20, 200, 13307, 13309, 14025-14032, 20440

Government Code

1021, 1302, 1360, 20440, 81000-91014

Penal Code

67-68, 74, 88, 94, 165, 424, 661, 2772, 2790

California Constitution

Article 7, Section 7, Article 7, Section 8

Management Resources:

California County Boards of Education: www.theccbce.org

California Secretary of State's Office: www.ss.ca.gov

Fair Political Practices Commission: www.fppc.ca.gov

San Diego County Registrar of Voters: www.sdvote.com