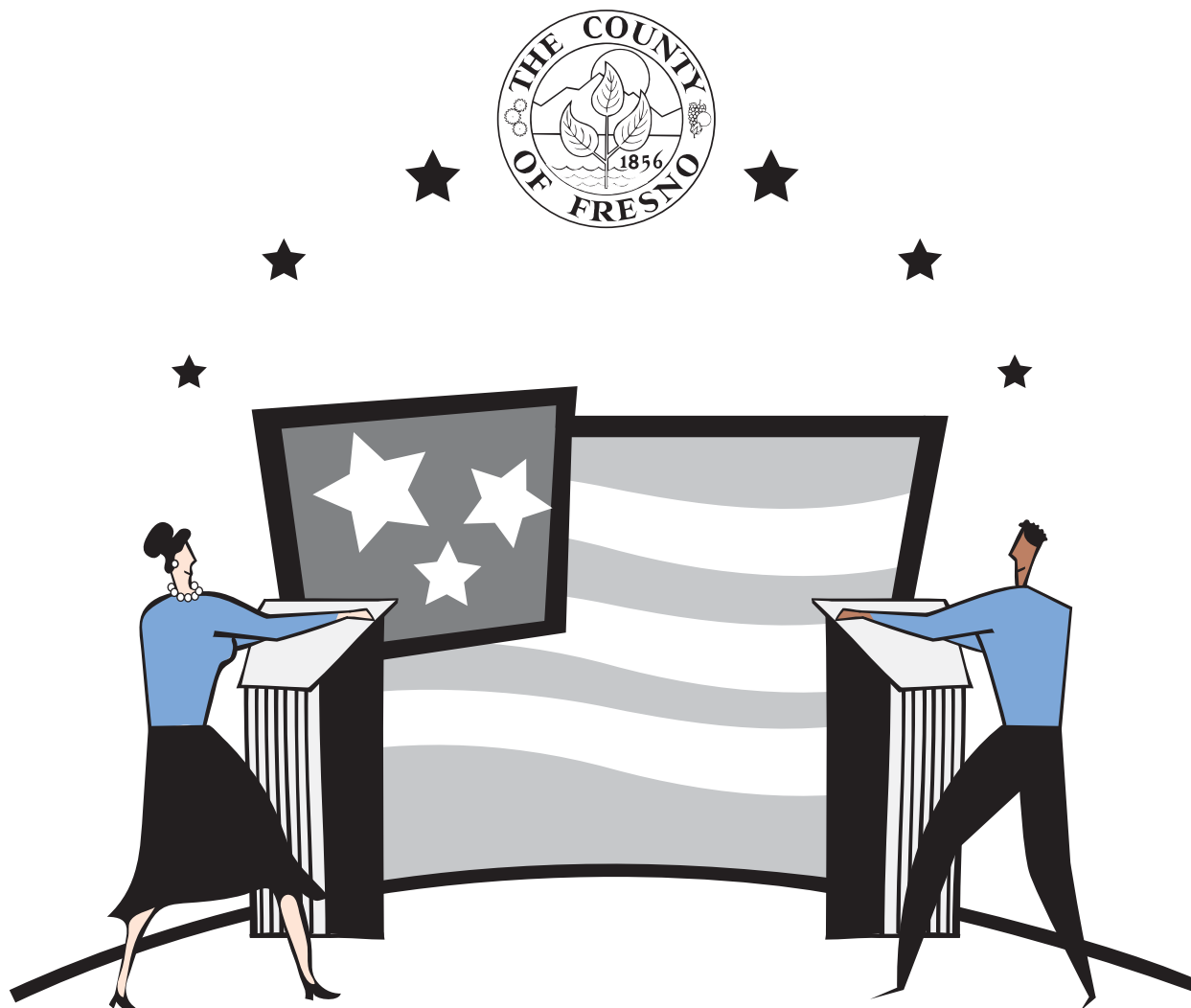




CANDIDATE GUIDE FOR FRESNO COUNTY

**JUNE 3, 2008 PRIMARY ELECTION
NOVEMBER 4, 2008 GENERAL ELECTION**

For more information...
Log onto www.co.fresno.ca.us



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INFORMATIONAL

SIGNATURES IN LIEU OPEN
(For other than Judges)

December 28, 2007 through February 21, 2008

SIGNATURES IN LIEU
FOR JUDGES OPEN

December 28, 2007 through February 6, 2008

DECLARATION OF INTENTION
FOR JUDGES OPEN
(This applies to Judges only)

January 28, 2008 through February 6, 2008
(On these dates Judges will have to pay their filing fee)

NOMINATIONS OPEN

February 11, 2008 through March 7, 2008
Every candidate is required to file Nomination Petitions

Candidates are not required to file Signatures in Lieu, they can pay the whole filing fee when it's due. JUDGES are the only ones that have to file Declaration of Intention and Nomination Petitions.



NOTE TO CANDIDATES

This Candidate Guide is intended to provide general information about the subject matter covered and does not have the force and effect of law, regulation or rule. It is distributed with the understanding that the County Clerk/Registrar of Voters is not rendering legal advice and therefore the Candidate Guide is not to be a substitute for legal counsel for any individual or candidate. In case of conflict, the law, regulation, or rule will apply.

Victor E. Salazar

Victor E. Salazar
County Clerk/Registrar of Voters



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IMPORTANT ADDRESSES AND PHONE NUMBERS



FAIR POLITICAL PRACTICES COMMISSION

P.O. Box 807, 95812-0807
428 J Street, Suite 800
Sacramento, CA 95814

Phone: (916) 322-5660
Fax: (916) 322-3711
Internet: www.fppc.ca.gov

Campaign Disclosure
State Contribution Limits
Conflict of Interest Disclosure
Lobbying Disclosure
Conflict of Interest Disqualification
Proper Use of Campaign Funds

To Report a Violation

Phone: (800) 561-1861

SECRETARY OF STATE

Political Reform Division
P.O. Box 1467 (95812-1467)
1500 11th Street, Room 495
Sacramento, Ca 95814
Phone: (916) 653-6224
Fax: (916) 653-5045

Committee Identification Numbers
Termination of Committees

SECRETARY OF STATE

Elections Division
Phone: (616) 657-2166
Internet: www.ss.ca.gov

FEDERAL ELECTION COMMISSION

Phone: (800) 424-9530
Federal Campaign Disclosure Contributions
from National Banks, National Corporations
and Foreign Nationals
Internet: www.fec.gov

STATE FRANCHISE TAX BOARD

Phone: (800) 338-0505
Committee Tax Status
Tax Deductible Contributions
Charitable Non-Profit Groups
Any Other Tax-Related Questions

INTERNAL REVENUE SERVICE

Phone: (800) 829-1040
Federal Taxpayer I.D. Numbers
Any Other Tax-Related Questions

ATTORNEY GENERAL

Phone: (800) 952-5225
Phone: (916) 324-5467
Internet: www.caag.state.ca.us
Brown Act Requirements

FRESNO COUNTY ELECTIONS

Victor E. Salazar
County Clerk/Registrar of Voters
Phone: (559) 488-3246

VOTER SERVICES

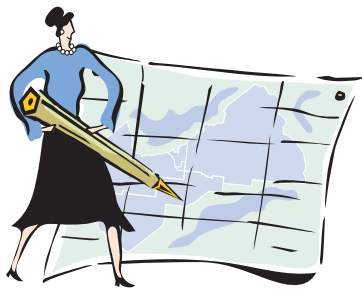
Absentee Voting/Voter Registration
Phone: (559) 488-3246
Candidate Filing
Phone: (559) 488-3637
Computer Data
Phone: (559) 488-3246

ELECTIONS OPERATIONS

Campaign Statement Filing
Phone: (559) 488-3683
Maps
Phone: (559) 488-3214
Precinct Officers
Phone: (559) 488-3036

ELECTIONS WAREHOUSE

Polling Places/Election Supplies
Phone: (559) 456-7353
Fax: (559) 456-7807
Internet: www.co.fresno.ca.us



AVAILABLE ELECTION SERVICES

ABSENT VOTER APPLICATIONS

(559) 488-3246

Applications for an Absent Voter Ballot are provided upon request to each candidate or committee up to a maximum of 5. The candidate may copy this application for distribution in accordance with all the requirements in the California Elections Code. A "Guide to Absentee Voting for Fresno County" is also available.

CAMPAIGN STATEMENTS

(559) 488-3683

Copies of candidate and committee campaign statements (financial reports) are available in our office to view or to purchase at \$.10 per page. Economic Interest Statements are also available at \$.10 per page.

Note: *Candidates for city offices file statements with their City Clerk.*

COMPUTER DATA

(559) 488-3246

Computer data and a copy of the fee schedule are available from Voter Services. The candidate or committee must complete a Public Records form and must pay before ordering.

DAILY ABSENT VOTER ACTIVITY REPORT

(559) 488-3246

Copies of the Daily Absent Voter Activity Report are available during the absentee voting period at \$.50 per page. Electronic data is also available.

INDEXES

(559) 488-3246

Indexes are printed lists of registered voters by precinct, listed by address with the street names arranged alphabetically and street numbers in numerical order. These may be a complete set (all precincts within a district) or a partial set (some of the precincts in a district). The fee is \$.50 per 1,000 names. A Public Records Application must be completed.

MAPS

(559) 488-3214

A Fresno City map is \$10.00. A County map is \$10.00. Maps without precincts for major and minor districts are 50¢ each. Individual Precinct Maps are also available. Custom-made maps are also available upon request.

POSTCARD REGISTRATION FORMS

(559) 488-3246

Postcard registration forms are available for candidates and committees wishing to conduct voter registration drives. A "Voter Registration Guide" is also available.

VARIOUS LISTS & REPORTS

(559) 488-3246

Consolidation lists, District/Precinct Reports, Political Party Counts and Statement of Votes are available for \$.50 per page. Polling Place lists are available for \$.50 per page.

Note: *If you do not find what you need on the above list, please ask and we will do our best to obtain it for you.*

FRESNO COUNTY COMPRISES OR IS PART OF THE FOLLOWING POLITICAL SUBDIVISIONS:

DISTRICTS

CONGRESSIONAL

- 18th** (Fresno, Madera, **Merced***, San Joaquin and **Stanislaus** Counties)
- 19th** (Fresno, Madera, **Mariposa**, Stanislaus and **Tuolumne** Counties)
- 20th** (Fresno, Kern and **Kings** Counties)
- 21st** (Fresno and **Tulare** Counties)

SENATORIAL

- 14th** (Fresno, Madera, **Mariposa**, San Joaquin, Stanislaus and **Tuolumne** Counties)
- 16th** (Fresno, Kern, **Kings**, and Tulare Counties)

ASSEMBLY

- 29th** (Fresno, Madera and Tulare Counties)
- 30th** (Fresno, Kern, **Kings**, and Tulare Counties)
- 31st** (Fresno and Tulare Counties)

SUPERVISORIAL DISTRICTS - FIVE (5)

COUNTY BOARD OF EDUCATION DISTRICTS - FIVE (5)

5TH DISTRICT COURT OF APPEALS

2ND BOARD OF EQUALIZATION DISTRICT

* Names in **bold** denote counties which are wholly contained within the boundaries of the district.

PARTISAN OFFICES FOR WHICH CANDIDATES ARE TO BE NOMINATED IN THE JUNE 3, 2008 PRIMARY ELECTION:

OFFICES

FEDERAL OFFICES

Representative in Congress, 18th District
Representative in Congress, 19th District
Representative in Congress, 20th District
Representative in Congress, 21st District

INCUMBENT

Dennis A. Cardoza
George Radanovich
Jim Costa
Devin Nunes

PARTY

Democratic
Republican
Democratic
Republican

STATE OFFICES

Assembly, 29th District
Assembly, 30th District
Assembly, 31st District

INCUMBENT

Mike Villines
Nicole M. Parra
Juan Arambula

PARTY

Republican
Democratic
Democratic

NONPARTISAN OFFICES FOR WHICH CANDIDATES ARE TO BE NOMINATED IN THE JUNE 3, 2008 PRIMARY ELECTION:

COUNTY OFFICES

Member, Board of Supervisors, District 2
Member, Board of Supervisors, District 3
Member, Board of Supervisors, District 5

INCUMBENT

Susan B. Anderson
Henry R. Perea
Bob Waterston

CITY OFFICES

Mayor
Fresno City Council, District 2
Fresno City Council, District 4
Fresno City Council, District 6

INCUMBENT

Alan Autry
Brian Calhoun
Larry Westerlund
Jerry L. Duncan

NONPARTISAN OFFICES FOR WHICH CANDIDATES ARE TO BE NOMINATED IN THE JUNE 3, 2008 PRIMARY ELECTION:

JUDICIAL OFFICES

SUPERIOR COURT JUDGE	INCUMBENT
Office No. 1	Gary Austin
Office No. 2	Carlos Cabrera
Office No. 3	David Gottlieb
Office No. 4	Jane Cardoza
Office No. 5	Houry A. Sanderson
Office No. 6	Wayne Ellison
Office No. 7	Greg Fain
Office No. 8	Arlan Harrell
Office No. 9	Don D. Penner
Office No. 10	Jonathan Conklin
Office No. 11	D. Tyler Tharpe
Office No. 12	Jon N. Kapetan
Office No. 13	Dale Ikeda
Office No. 14	Alan M. Simpson
Office No. 15	W. Ken "Buck" Levis
Office No. 16	Mark Snauffer
Office No. 17	Robert H. Oliver
Office No. 18	James R. Oppliger
Office No. 19	Bruce Smith
Office No. 20	John F. Vogt
Office No. 21	Jeffrey Hamilton
Office No. 22	Kimberly Nystrom-Geist

NONPARTISAN OFFICES FOR WHICH CANDIDATES ARE TO BE NOMINATED IN THE NOVEMBER 4, 2008 GENERAL ELECTION:

COUNTY OFFICES	INCUMBENT
Member, Board of Education, District 2	Sally Tannenbaum
Member, Board of Education, District 3	Barbara F. Thomas
Member, Board of Education, District 5	Allen Clyde

MEMBERS OF COUNTY CENTRAL COMMITTEES TO BE ELECTED ON JUNE 3, 2008:

PARTY	NUMBER TO BE ELECTED FROM EACH SUPERVISORIAL DISTRICT					TOTAL
	1ST	2ND	3RD	4TH	5TH	
Democratic (E. C. 7200)	4	5	4	4	5	22
Republican (E. C. 7400)	3	7	2	4	7	23
American Independent (E. C. 7650)	5	6	4	4	8	28
Libertarian	7 (At Large)					
Green County Council	7 (At Large)					
Peace and Freedom	7 (At Large)					

• No extension of filing for Central Committees

Note: *Within 5 days after a committee meets for its organizational meeting, the newly elected chairperson of the committee shall notify the County Elections Official of his or her name. The Elections Official shall mail a certificate to that effect to the Secretary of State. (Sections 7244, 7444, 7694, 7884 Elections Code)*

CONDITIONS FOR CANDIDATE'S NAME TO APPEAR ON BALLOT. (Libertarian, Green, and Peace and Freedom Parties)

Section 7772. California Elections Code: Conditions for candidate's name to appear on the ballot

In each county, the name of each candidate for member of central committees shall appear on the ballot only if she or he has done either of the following:

(a) Filed a nomination paper pursuant to Article 2 (commencing with Section 8020) to Article 6 (commencing with Section 8100), inclusive, of Chapter 1 of Part 1 of Division 8, signed in the candidate's behalf by the voters of the central committee election district in which she or he is a candidate.

(b) Qualified to have her or his name printed on the direct primary ballot as a candidate for the Peace and Freedom Party nomination to a partisan public office.

FILING FEES

JUNE 3, 2008:

(Section 8103 through 8106 Elections Code)

Note: Filing fees may be paid with cash, check, money order or credit card (VISA OR MasterCard).

*FEDERAL OFFICES	FILING FEES	SIGNATURES IN-LIEU OF FILING FEES	VALUE
Congress, 18 th , 19 th , 20 th and 21 st Districts		\$3,000	
*STATE OFFICES			
Assembly, 29 th , 30 th & 31 st Dist.		1,500	

For partisan state offices, the number of in-lieu signatures required and the monetary value of each as listed above apply only to Democratic and Republican Party candidates.

FOR CONGRESS AND STATE ASSEMBLY: For American Independent, Green, Libertarian, or Peace and Freedom parties, candidates may submit signatures of 10% of the registered voters in the district in which the candidate seeks nomination, or 150 signatures, whichever is fewer.

The above fees are based on a filing fee of 1 percent of the annual salary for the offices as of the first day on which a candidate may circulate in-lieu petitions. (8105 Elections Code).

COUNTY OFFICES	FILING FEES	SIGNATURES IN-LIEU OF FILING FEES	VALUE
Bd. of Supervisors, 2 nd , 3 rd & 5 th Districts	\$1,029.89	4,119	\$.25
County Central Committee	NO FEE		

The above fees are based on a filing fee of 1 percent of the annual salary for the offices as of the first day on which a candidate may circulate in-lieu petitions. (8103 (3) and 8104(B) Elections Code)

FILING FEES JUNE 3, 2008:

(Section 8103 through 8106 Elections Code)

NOTE: Filing fees may be paid with cash, check, money order or credit card (VISA OR MasterCard).

JUDICIAL OFFICES	FILING FEES	SIGNATURES IN-LIEU OF FILING FEES	VALUE
Superior Court Judge	\$1,716.48	6,866	\$.25

The above fees are based on a filing fee of 1 percent of the annual salary for the office on the first day to circulate petitions to gather signatures in lieu of filing fees. (8104(b) Elections Code)

CITY OFFICES	FILING FEES	SIGNATURES IN-LIEU OF FILING FEES	VALUE
Mayor, Fresno City Council Districts 2, 4, and 6	\$500.00	500	\$1.00
	\$300.00	250	\$1.20

FILING FEES NOVEMBER 4, 2008:

(Section 8103 through 8106 Elections Code)

NOTE: Filing fees may be paid with cash, check, money order or credit card (VISA OR MasterCard).

	FILING FEES	SIGNATURES IN-LIEU OF FILING FEES	VALUE
County Board of Education 2 nd , 3 rd & 5 th Districts	NO FEE		

SIGNATURES IN-LIEU OF FILING FEES:

Any registered voter may sign an in-lieu-filing-fee petition for any candidate for whom he or she is eligible to vote. (8106(a)(6) Elections Code)

Voters may sign petitions for the same number of candidates as there are offices to be filled.

Filing fees are based on one percent of the of the first-year salary for the following offices (8103(a)(2 (3)) Elections Code):

- Representative in Congress
- State Assembly

Filing fees for the following offices are based on one percent of the annual salary for the office on the first day to circulate petitions to gather signatures in lieu of filing fees (8104(b) Elections Code):

- Judicial Offices
- County Elective Offices

NOMINATION SIGNATURES REQUIRED:

(Section 8062, 8068 Elections Code)

OFFICE	MINIMUM	MAXIMUM
U.S. Senate	65	100
State Wide Office	65	100
Representative in Congress	40	60
Assembly	40	60
State Senate	40	60
Judicial Offices	20	40
County Offices	20	40
County Central Committees	20	40
City Offices	20	30
Board of Equalization	40	60

Note: In cities that have less than 1,000 voters, (for example San Joaquin & Huron) the minimum shall be 5 and the maximum will be 10.

Section 8068 of the Elections Code states that signers shall be voters in the district or political subdivision in which the candidate is to be voted on and shall be affiliated with the party, if applicable, in which the nomination is proposed.

In all cases it is suggested that more than the minimum number of signatures be obtained so that in the event any are marked “not sufficient”, there will be enough “sufficient” signatures remaining to validate the petition.

When any political party has less than 50 voters in the county or district in which the election is to be held, then the candidate(s) only need to obtain signatures equal to one-tenth of the number of voters in that party.

Section 8106 (b) (4) of the Elections Code states that if the petition is circulated for an office in more than one county, the candidate shall submit the signatures to the elections official in the county in which the petition was circulated.

(Applies only to those offices that require a filing fee.)

PETITIONS IN LIEU OF FILING FEES:

Circulator: Registered voter of the district or political subdivision in which the candidate is to be voted on. The circulator shall serve within the county in which he or she resides. (E.C. 8066)

Signer: Resident of the jurisdiction and the county and registered with the same party as the candidate for whom the petition is being circulated, except that a decline-to-state registrant may sign the signatures in lieu petition of any partisan candidate whose party, **at the time of submission of the petitions for verification**, has notified the Secretary of State that it has adopted a rule allowing such registrants to vote their party’s ballot at the ensuing primary election. (E.C. 8068)

Important Note: Signatures in lieu of filing fees can be counted towards nomination signatures if they are collected during the in-lieu petition filing period. *However, they cannot be counted towards nominations if the candidate fails to file them as in lieu petitions.* The signatures in lieu can be counted as both signatures in lieu and nomination signatures but not just as nomination signatures if they are collected during the signature in lieu filing period.

Section 8067 No more signers shall be secured for any candidate than the maximum number required in this article. If, however, through miscalculation or otherwise, more signers are secured than the maximum number, the officer with whom the nomination papers are filed shall, with the written consent of the candidate, withdraw the excess number.

NOMINATION PAPER:

Circulator: Registered voter of the district or political subdivision in which the candidate is to be voted on. The circulator shall serve within the county in which he or she resides. (E.C. 8066)

Signer: Resident of the jurisdiction and the county and registered with the same party as the candidate for whom the petition is being circulated. (E.C. 8068)

(E.C. 8065) The elections official shall not accept for filing any nomination paper unless all blanks in the certificate are filled.

SUMMARY OF PRIMARY ELECTION CALENDAR:

JUNE 3, 2008

ABSENT VOTERS/ABSENTEE BALLOTS

Special Absent Voter Ballot Application	<i>April 4, 2008</i>
'Mail Ballot Precinct' Ballots Mailed	<i>May 5, 2008</i>
Absentee Voting Opens	<i>May 5, 2008</i>
Absentee Voting in the Elections Office	<i>May 5, 2008 – June 3, 2008</i>
Absentee Voting Through the Mail	<i>May 5, 2008 – May 27, 2008</i>

CANDIDATES - NOMINATIONS

Signatures in Lieu of Filing Fees:	
Judicial	<i>December 28, 2007 – February 6, 2008</i>
Declaration of Intention for Judges	<i>January 28, 2008 – February 6, 2008</i>
All other Candidates	<i>December 28, 2007 – February 21, 2006</i>
Nomination Period	<i>February 11, 2008 – March 7, 2008</i>
Nomination Period Extension	<i>March 12, 2008</i>
Randomized Alphabet	<i>March 13, 2008</i>
Judges - Write-In Campaign when Not on Ballot	<i>March 17, 2008</i>
Write-In Candidacy and Nomination Papers	<i>April 7, 2008 – May 20, 2008</i>

MEASURES

Last Day to File Arguments	<i>March 14, 2008</i>
Last Day to File Rebuttal Arguments	<i>March 24, 2008</i>

POLLING PLACES

List of Polling Places Available	<i>May 5, 2008</i>
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VOTER REGISTRATION

Last Day to Register to Vote – <i>May 19, 2008</i>
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Note: See the full 'Calendar of Events' on the following pages.

JUNE 3, 2008 PRIMARY ELECTION CALENDAR OF EVENTS:

Friday, December 28, 2007

to

Thursday, February 21, 2008

(158 - 103 days)

SIGNATURE IN LIEU OF FILING FEE PETITIONS

Between these dates, candidates may receive forms for securing signatures in lieu of paying the required filing fee. Candidates may submit the appropriate number of signatures to cover all or any pro rata portion of the filing fee. Upon receipt of the signatures, nomination papers will be issued provisionally. If the number of valid signatures falls below the number required, the Elections Office will notify the candidate and allow the candidate to secure additional signatures to cover the invalid signatures at any time prior to the close of filing nomination papers. The last day to file in lieu of petitions for judicial candidates is February 6, 2008, when the Declaration of Intention must be filed. (Voters registered as 'Decline to State' can sign Signature in Lieu petitions for political parties that have qualified through the Secretary of State's Office but they cannot sign nomination petitions for these same political

parties. (E. C. §8061, 8105, 8106)

Note: Signatures in Lieu must be used to cover filing fee in order to use them for Nomination Signatures.

December 28, 2007

(158 days)

NOTICE OF OFFICES FOR CANDIDATES TO BE NOMINATED

The Secretary of State will prepare and transmit a notice to the Elections Office designating all offices for which candidates are to be nominated. (E. C. §12103)

Monday, January 7, 2008

(148 days)

PROCLAMATION CALLING ELECTION

The Governor shall issue the Proclamation by this date. The notice shall state the time of the election and the offices to be filled. Copies of the proclamation shall be transmitted to the Board of Supervisors. (E. C. §12000)

Monday, January 21, 2008

(135 days)

STATEMENT OF REGISTRATION

The Elections Office will transmit to the Secretary of State, a statement of the number of voters by parties and districts as of the 154th day before the election. (E. C. §2187) **Legal date is a Sunday, extended to the next business day.**

Monday, January 28, 2008

to

Wednesday, February 6, 2008

(127 - 118 days)

DECLARATION OF INTENTION

Between these dates, candidates for judicial offices must file a Declaration of Intention and pay the filing fee or submit signatures in lieu of the fee at the time of filing. Forms are available from the County Elections Office. **No candidate for a Judicial office shall be required to state his or her residential address on the declaration of intention.**

Filing fees are nonrefundable. (E. C. §8022, 8023, 8103-8106, 8350))

Wednesday, January 30, 2008

(125 days)

NOTICE OF PARTIES QUALIFIED TO PARTICIPATED

At least 125 days before the direct primary, the Secretary of State shall prepare and transmit to each county elections official a notice designating the political parties qualified to participate in the primary. (E. C. §12103)

JUNE 3, 2008 PRIMARY ELECTION CALENDAR OF EVENTS:

Wednesday, January 30, 2008
(125 days)

COUNTY CENTRAL COMMITTEE - AMERICAN INDEPENDENT

The last day for the Secretary of State to compute the number of members of the American Independent party's County Central Committee to be elected in each supervisorial district. (E. C. §7650, 7671)

Thursday, February 7, 2008
to
Monday, February 11, 2008
(117 - 113 days)

DECLARATION OF INTENTION - EXTENSION PERIOD

For judicial offices where the incumbent fails to file a Declaration of intention, ***persons other than the incumbent*** may file a Declaration of intention no later than February 11, 2008. ***The extension is not applicable where there is no incumbent to be elected (such as offices affected by term limits).*** (E. C. §8022, 8023)

Saturday, February 9, 2008
(115 days)

COUNTY CENTRAL COMMITTEE - LIBERTARIAN, GREEN PARTIES

Last day for the Elections Office to compute the number of members of the Libertarian, Green, and County Central Committees to be elected in each supervisorial district. (E. C. §7771)

Legal date is a Saturday, extended to the next business day.

Monday, February 11, 2008
to
Friday, March 7, 2008
(113 - 88 days)

NOMINATION PAPERS

Between these dates, candidates may circulate nomination papers and file them with the County Elections Office. Candidates may also obtain signatures and sign their own nomination papers. All candidates must pay the filing fee, or submit signatures in lieu of the fee if the in lieu period has not passed, at the time they take out their nomination papers. Decline to State Voters may not sign nomination papers for candidates affiliated with a political party. However, Decline to State voters may sign an in-lieu-filing-fee petition for candidates affiliated with a political party. (E. C. §8020-8107, 10407)

(E. C. 8105) The filing fees for all candidates shall be paid at the time the candidates obtain their nomination forms from the county elections official. The county elections official shall not accept any papers unless the fees are paid at the time required by this section, or unless satisfactory evidence is given to the county elections official or to the registrar of voters that the fee has been paid at the time of declaration of candidacy in another county. **Filing fees are nonrefundable.**

Monday, February 11, 2008
to
Friday, March 7, 2008
(113 - 88 days)

CANDIDATE'S STATEMENT OF QUALIFICATIONS

Candidates for nonpartisan office may at the time of filing nomination papers, file a 200-word statement of their education and qualifications. Candidate's Statements may be withdrawn but not changed during the next working day after the close of the nomination period. Candidates for ***judicial*** office are limited to the candidate's own personal background and qualifications, and shall not make reference to other candidates or qualifications, character or activities.

(For Assembly Candidates – a handout is included in your packet of information.) (E. C. §13307, 13308)

JUNE 3, 2008 PRIMARY ELECTION CALENDAR OF EVENTS:

Monday, February 11, 2008

to

Friday, March 7, 2008

(113 - 88 days)

STATEMENT OF ECONOMIC INTERESTS

Candidates for assembly, judge, city council, and board of supervisors, shall file an original Statement of Economic Interests when the Declaration of Candidacy is filed.

Thursday, February 21, 2008

(103 days)

SIGNATURES IN LIEU OF FILING FEES-LAST DAY

Last day for candidates to file in lieu petitions with the Elections Office. (E. C. §8106)

Friday, March 7, 2008

(88 days)

CONSOLIDATION OF LOCAL ELECTION

The last day for a local governing board to file with the elections official a resolution requesting consolidation of a local election. The elections official will forward the requests to the Board of Supervisors for approval. (E. C. §10403, 10418, Ed. C. 5342)

Friday, March 7, 2008

(88 days)

NOMINATION PAPERS - LAST DAY TO FILE

The last day to file nomination papers with the County Elections Official. (E. C. §8020, 8201, 10407)

Friday, March 7, 2008

(88 days)

LAST DAY FOR ARGUMENT PUBLICATION - SUGGESTED DATE

If an election on a measure has been consolidated with this election, the Notice of Last Date to Submit Arguments on the measure should be published by this date. However, date may need to be adjusted if a measure is filed during the last week. (E. C. §9163, 9286, 9502, G.C. § 6061)

Friday, March 7, 2008

(88 days)

TAX RATE STATEMENT DUE

Last day to file Tax Rate Statement. (E. C. §9401)

Wednesday, March 12, 2008

(83 days)

NOMINATION PAPERS - EXTENSION OF TIME

For State Assembly: If an incumbent fails to qualify for nomination by March 7, 2008 an additional five days is allowed for filing nomination papers by any qualified person, ***other than the incumbent.***

The extension is not applicable where there is no incumbent to be elected. Also, does not apply to term limits. (E. C. §8022)

Judge: If an incumbent judge dies on or before March 13, 2008, or has failed to file nomination papers, an additional five days is allowed for filing nomination papers by any qualified person.

County, City, or District: If an incumbent county, city or district officer fails to qualify for nomination by March 7, 2008, an additional five days is allowed for filing nomination papers by any qualified person, ***other than the incumbent.*** (E. C. §8022, 8024, 8204, 10225, 10407)

Wednesday, March 12, 2008

(83 days)

WITHDRAWAL OF MEASURE

Last day to withdraw a measure from the ballot. (E. C. §9605)

JUNE 3, 2008 PRIMARY ELECTION CALENDAR OF EVENTS:

Thursday, March 13, 2008
(82 days)

RANDOMIZED ALPHABET

On this date at 11:00 a.m., the Secretary of State will hold a drawing of the randomized alphabet to determine the order of candidates on the ballot. The County Clerk draws for Assembly and State Senate. (E. C. §13111,13112)

Friday, March 14, 2008
(81 days)

LAST DAY FOR BALLOT ARGUMENTS - SUGGESTED DATE

Last day for submission of arguments for or against a local measure. Arguments are limited to 300 words, must be signed and have a signed verification statement. Date may need to be adjusted due to the last minute filing of the measure. **(Note: There is no set time for filing the Impartial Analysis, but this would be the suggested last day.)** (E. C. §9162, 9163, 9282, 9315, 9501, 9600)

Monday, March 17, 2008
(78 days)

JUDGES - WRITE-IN CAMPAIGN WHEN NOT ON BALLOT

If only the incumbent has filed nomination papers for Superior Court Judge, the *incumbent's name will not appear on the ballot* unless a petition signed by 100 registered voters is filed by this date, indicating a write-in campaign will be conducted for the office. If the name of the incumbent is not on the Primary or General Election ballot, the County Elections Official, on the day of the General Election, will declare the incumbent re-elected. (E. C. §8203)

Friday, March 21, 2008
(74 days)

DEATH OF CANDIDATE - NOMINATIONS FOR OFFICE

If only one candidate has filed for a partisan office and that candidate died after March 7, 2008 (the 88th day before the election) and by March 12, 2008 (the 83rd day before the election), any qualified person may file nomination papers by this date. (E. C. §8025)

Saturday, March 22, 2008
(73 days)

NOTICE TO PARTISAN OFFICE CANDIDATES

The Secretary of State will notify partisan office candidates of their opposition at least five days in advance of candidacy certification to the County Elections Official. (E. C. §8121)

Saturday, March 27, 2008
(73 days)

COUNTY CENTRAL COMMITTEES - WHEN NOT ON BALLOT

The County Elections Official shall determine whether the number of American Independent, Democratic and Republican County Central Committee candidates exceeds the number to be elected from each supervisorial district. If not, the elections official will not include the office on the ballot, unless a petition signed by 25 registered voters indicating that a write-in campaign will be conducted for the office is filed with the County Elections Official by **March 27, 2008** (68 days before the election). If no petition is filed, the Board of Supervisors will declare elected the candidates who were nominated. (E. C. §7228, 7423, 7673)

JUNE 3, 2008 PRIMARY ELECTION CALENDAR OF EVENTS:

Monday, March 24, 2008
(71 days)

LAST DAY FOR REBUTTAL ARGUMENTS - SUGGESTED DATE

If authors file arguments for or against a local measure they have until this date to file a rebuttal to the opposing argument. Rebuttal arguments are limited to 250 words. The date may need to be adjusted due to the last minute filing of the measure. (*E. C. §9167, 9285, 9317, 9504, 9600*)

Thursday, March 27, 2008
(68 days)

DEATH OF CANDIDATE - CANCEL ELECTION

Death of an incumbent candidate or lone opponent (excluding write-ins) for non-judicial, nonpartisan office after 12:01 a.m. of March 27, 2008, causes the election for that office to be canceled and results in a special election to occur at a different time. Election officials are to take actions to ensure that voters do not erroneously vote in a canceled election. No votes are to be counted. All votes are null and void as to that office. (*E. C. §8026*)

Thursday, March 27, 2008
(68 days)

DEATH OF CANDIDATE - OMISSION FROM BALLOT

Last day death of a candidate may cause the candidate's name to be omitted from the ballot. (*E. C. §8809*)

Thursday, March 27, 2008
(68 days)

DEATH OF CANDIDATE - NONPARTISAN, NON-JUDICIAL OFFICE

Last day to reopen filing based on the death of the lone incumbent or lone opponent. (*E. C. §8027*)

Thursday, March 27, 2008
(68 days)

CERTIFIED LIST OF CANDIDATES

On this date, the Secretary of State will send a certified list of candidates to be voted on in the county to the County Elections Official. (*E. C. § 8120-8125*)

Monday, April 7, 2008
(57 days)

FIRST DAY TO FILE AS A WRITE-IN CANDIDATE

The filing period to file as a write-in candidate begins on the 57th day before the election. No filing fee is required. **Note: See information from the Secretary of State regarding number of signatures needed.** (*E. C. §8600-8604*)

Sunday, May 4, 2008
(30 days)

SNAP TALLY

Last day for the Secretary of State to notify the County Elections Official that certain offices or measures to be voted on are of more than ordinary public interest, and will require early tabulation and announcement. (*E. C. §14440*)

Monday, May 5, 2008
(29 days)

PRECINCT BOARDS – POLLING PLACES

By this date, the County Elections Official will establish precincts and polling places, and will appoint and notify the members of the precinct boards. (*E. C. § 12286*) **Further Procedures Relating to Precinct Boards:** Instructions for Inspectors (*E. C. 12309*) Mailing Notice of Appointment (*E. C. § 12307*) Publication (*E. C. §12105-12106*) List of Precinct Boards to Central Committees (*E. C. §12318*)

JUNE 3, 2008 PRIMARY ELECTION CALENDAR OF EVENTS:

Monday, May 5, 2008
(29 days)

ABSENT VOTER BALLOT

First day to apply for an absent voter ballot and vote in the Elections Office. (E. C. §3001)

Monday, May 5, 2008
(29 days)

SAMPLE BALLOTS TO CENTRAL COMMITTEES AND CANDIDATES

By this date, the County Elections Official will prepare sample ballots for each voter. **(The County Elections Official will mail copies of the sample ballots to each of the Central Committees' Chairperson and candidates on the ballot.)** (E. C. §13300-13304)

Friday, May 9, 2008
(25 days)

INDEXES TO STATE AND COUNTY CENTRAL COMMITTEES

Last day for the County Elections Official to furnish indexes of voter registration at no charge to State and County Central Committees. Copies for everyone else cost \$.50 per 1,000 names. (E. C. §2185)

Monday, May 19, 2008
(15 days)

CLOSE OF REGISTRATION

Last day to register to vote for this election. (E. C. §2107)

Tuesday, May 20, 2008
(14 days)

LAST DAY TO FILE AS A WRITE-IN CANDIDATE

Every person who desires to be a write-in candidate shall file a declaration of candidacy and nomination papers no later than the 14th day before the election. (E. C. §8600, 8604)

Monday, May 24, 2008
(10 days)

MAILING OF SAMPLE BALLOTS

The last day the County Elections Official can mail to each voter a sample ballot with the location of the polling place. (Deadline is on Saturday and is extended to the next business day.) (E. C. §13300)

Tuesday, May 27, 2008
(7 days)

ABSENT VOTER BALLOT

Last day to apply to receive an absent voter ballot by mail. Applications must be received in the Elections Office by 5:00 p.m. (E. C. §3001)

Wednesday, May 28, 2008
to

Tuesday, June 3, 2008
(6 days – Election Day)

ABSENT VOTER BALLOT - AUTHORIZED REPRESENTATIVE

Voters unable to go to the polls may request an absent voter ballot in person from the County Elections Official, beginning on this date through Election Day. Voters who are confined and unable to apply in person may appoint an authorized representative to receive and return their ballot. For information on this procedure, call Voter Services at (559) 488-3246. (E. C. §3021)

Tuesday, June 3, 2008

ELECTION DAY

The polls will be open from 7:00 a.m. until 8:00 p.m. (E.C. §14212)

Tuesday, June 5, 2008
(2 days after election)

BEGIN CANVASS OF PRECINCT RETURNS

The County Elections Official will begin the official canvass of the precinct returns and must complete it no later than July 1, 2008. (E. C. §15301, 15372)

JUNE 3, 2008 PRIMARY ELECTION CALENDAR OF EVENTS:

Tuesday, July 1, 2008
(28 days after election)

LAST DAY TO CANVASS PRECINCT RETURNS

By this date, the County Elections Official will complete the canvass and submit a statement of votes to the Secretary of State. The County Elections Official will also certify to the governing body the results of all local candidates and measures. (E.C. §15372, 15375)

Certificates of Nomination

After the election has been certified a Certificate of Nomination or a Certificate of Election, signed and authenticated by the elections official, will be sent to each person elected or nominated. (E.C. §15401)

Note: Written Authorization from Candidate

A candidate may, in a written statement signed and dated by the candidate, designate a person to receive a declaration of candidacy form from the county elections official and deliver it to the candidate. Such statement shall include language indicating that the candidate is aware that the declaration of candidacy must be properly executed and delivered to the county elections official of the county of the candidate's residence by the end of the filing period. Such statement shall be retained by the county elections official. (E.C. §8028) (b)

The forms may be delivered to the county elections official by a person other than the candidate. (E.C. §80208) (b)

**Legal date is a holiday, extended to the next business day.*

FAIR POLITICAL PRACTICES COMMISSION:

The Fair Political Practices Commission (FPPC) was created by the Political Reform Act of 1974, a ballot initiative passed by California voters as Proposition 9.

The FPPC educates the public and public officials on the requirements of the Act. It provides written and oral advice to public agencies and officials; conducts seminars and training sessions; develops forms, manuals and instructions; and receives and files statements of economic interests from many state and local officials.

The FPPC investigates alleged violations of the Political Reform Act, imposes penalties when appropriate, and assists state and local agencies in developing and enforcing conflict-of-interest codes.

The FPPC regulates:

- Campaign financing and spending;
- Financial conflicts of interest;
- Lobbyist registration and reporting;
- Post-governmental employment;
- Mass mailings at public expense; and
- Gifts and honoraria given to public officials and candidates.

For additional information:

www.fppc.ca.gov

Toll-Free 1-866-ASK FPPC
(1-866-275-3772)

Note: *Candidates for federal offices (U.S. Senate and Representative in Congress) should contact the*

FEDERAL ELECTION COMMISSION

**999 E Street, N.W., Washington, D.C. 20463,
or call (800) 424-9530 for filing requirements.**

Chapter One: QUALIFICATIONS FOR OFFICE

SECTION NO. 1	Governor/Lieutenant Governor
SECTION NO. 2	Secretary of State/Controller/Treasurer
SECTION NO. 3	Attorney General
SECTION NO. 4	Insurance Commissioner
SECTION NO. 5	Member, State Board of Equalization
SECTION NO. 6	Representative in Congress
SECTION NO. 7	United States Senator
SECTION NO. 8	State Senator
SECTION NO. 9	State Assembly
SECTION NO. 10	Superintendent of Public Instruction
SECTION NO. 11	County or District Office
SECTION NO. 12	Board of Supervisors
SECTION NO. 13	Judge of the Superior Court
SECTION NO. 14	County Board of Education
SECTION NO. 15	Assessor-Recorder
SECTION NO. 16	Auditor-Controller/Treasurer-Tax Collector
SECTION NO. 17	District Attorney
SECTION NO. 18	County Superintendent of Schools
SECTION NO. 19	Sheriff
SECTION NO. 20	Fresno City Council
SECTION NO. 21	Mayor, City of Fresno

NOTE: State office term limits may have changed if they were placed on the February 4, 2008 Primary ballot and the changes were approved by voters. Any changes will be covered by an addendum to this guide.

PARTISAN OFFICES

A candidate for a partisan office shall have been registered with the political party the nomination of which he or she seeks, continuously for not less than three months immediately prior to the time of presentation of the Declaration of Candidacy and shall not have been registered as affiliated with a political party other than that party, within twelve months immediately prior to the filing of the Declaration of candidacy. (E. C. 8001)

SECTION NO. 1 - Governor/Lieutenant Governor (Partisan Office)

Term: 4 years

Citizen of the U.S., resident of California five years immediately preceding the election, and a registered voter. The Governor may not hold another office. (Article V, Section 2, of the California Constitution requires California residence for five years. However, it is the legal opinion of the Secretary of State's Office that this provision violates the U.S. Constitution.) Candidates must not have served more than two terms as Governor since November 1998, if a candidate for Governor; or, not have served more than two terms as Lieutenant Governor since November 1998, if a candidate for Lieutenant Governor² (Article V, Section 2 and 11 of the California Constitution and E. C. 201)

SECTION NO. 2 - Secretary of State/Controller/Treasurer (Partisan Office)

Term: 4 years

Citizen of the U.S, resident of California, registered voter, and otherwise qualified to vote for that office at the time that nomination papers are issued to the person. Candidates must not have served in the same office for more than two terms since November 1998. (Article V, Section 11, of the California Constitution and E. C. 201)

Chapter One: QUALIFICATIONS FOR OFFICE

SECTION NO. 3 - Attorney General (Partisan Office)

Term: 4 years

Citizen of the U.S, resident of California, registered voter, and otherwise qualified to vote for that office. Additionally, the Attorney General shall have been admitted to practice before the Supreme Court of the state for at least five years immediately preceding his or her election to the office. Candidates must not have served more than two terms as Attorney General since November 6, 1990. (Article V, Section 11 and Section 13, of the California Constitution and G. C. 12503 and E. C. 201)

SECTION NO. 4 - Insurance Commissioner (Partisan Office)

Term: 4 years

A Citizen of the U.S, resident of California, and a registered voter. During tenure of office, may not be an officer, agent or employee of an insurer or directly or indirectly interested in any insurer or licensee under the California Insurance Code, except (1) as a policyholder, or (2) by virtue of relationship by blood or marriage to any person interested in any insurer or licensee. Also, candidates must not have served two four-year terms as Insurance Commissioner. (Insurance Code 12900(a), 12901 and E. C. 201)

SECTION NO. 5 - Member, State Board of Equalization (Partisan Office)

Term: 4 years

Citizen of the U.S, resident of California, registered voter, and otherwise qualified to vote for that office at the time that nomination papers are issued. Candidates must not have served more than two terms as a Member of the State Board of Equalization, since November 6, 1990. (Article XIII, Section 17, of the California Constitution, G. C. 15602 and E. C. 201)

SECTION NO. 6 - Representative in Congress (Partisan Office)

Term: 2 years

At least 25 years of age, a registered voter, citizen of the United States for at least 7 years, and a resident of California when elected and have a valid voter registration affidavit on file in the county of residence at the time nomination papers are attained. **Note:** There are no district residency requirements for Congress. (Article I, Section 2, U.S. Constitution and E. C. 201)¹

SECTION NO. 7 – United States Senator (Partisan Office)

Term: 6 years

At least 30 years of age, a registered voter, citizen of the United States for at least 9 years, and a resident of the state when elected. (Article I, Section 3, of the U.S. Constitution and E. C. 201)

SECTION NO. 8 - State Senator (Partisan Office)

Term: 4 years

Citizen of the United States, be a registered voter and otherwise qualified to vote for that office at the time that nomination papers are issued (Article IV, Section 2(c), of the California Constitution requires one year residency in

Chapter One: QUALIFICATIONS FOR OFFICE

the legislative district and California residency for three years. However, it is the legal opinion of the Secretary of State's office that these provisions violate the U.S. Constitution.) Candidates must not have served two terms in the State Senate since November 6, 1990. (Article IV, Section 2 of the California Constitution and E. C. 201)

SECTION NO. 9 - State Assembly (Partisan Office)

Term: 2 years

Citizen of the U.S. registered voter in the district at the time nomination papers are issued. (Article IV, Section 2(c), of the California Constitution requires one-year residency in the legislative district and California residency for three years. However, it is the legal opinion of the Secretary of State's Office that these provisions violate the U.S. Constitution.) Candidates must not have served more than three terms in the State Assembly since November 6, 1990 if candidate for State Assembly. (Article IV, Section 2 of the California Constitution and E. C. 201)

NONPARTISAN OFFICES

Candidates for county or district offices who receive a majority vote at the Primary Election are declared elected. A Certificate of Election is issued to successful candidates and neither their names nor the office will appear on the November ballot. (E. C. 8140)

SECTION NO. 10- Superintendent of Public Instruction (Nonpartisan Office)

Term: 4 years

Citizen of the U.S., a resident of California and a registered voter at the time nomination papers are issued. No Superintendent of Public Instruction may serve more than 2 terms. (Article IX, Section 2 of the California Constitution and E. C. 201)

SECTION NO. 11 - County or District Office (Nonpartisan Office)

Term: 4 years

A registered voter of the county or district in which the duties of the office are to be exercised. See special qualifications for Board of Supervisors in Section No. 12 (G. C. 24001 and E. C. 201)

SECTION NO. 12 - Board of Supervisors (Nonpartisan Office)

Term: 4 years

Each member must be an elector of the district which he represents, must reside therein during his incumbency, must have been such elector therein for at least thirty (30) days immediately preceding **the date of filing** nominating papers or equivalent declaration of candidacy for the primary election at which he is a candidate, and shall be elected by the voters of such district. (G. C. 25041) (Co. Charter Sec.4)

Note: For County Offices – If only one candidate files for office the candidate's name will appear on the primary ballot but not on the General Ballot.

Chapter One: QUALIFICATIONS FOR OFFICE

SECTION NO. 13 - Judge of the Superior Court (Nonpartisan Office)

Term: 6 years

Citizen of the United States, a registered voter, a member of the State Bar for ten years or have served as a judge of a California court of record for ten years immediately preceding the election.

A person is ineligible to be a judge of a court of record unless for 10 years immediately preceding selection, the person has been a member of the State Bar or served as a judge of a court of record in this State. (Article VI, Section 15, of the California Constitution)

Unless otherwise specifically provided, no person is eligible to be elected or appointed to an elective office unless that person is a registered voter and otherwise qualified to vote for that office at the time that nomination papers are issued to the person or at the time of the person's appointment. (E. C. 201)

Note: See the special documentation requirements for this office in Chapter Two.

SECTION NO. 14 - County Board of Education (Nonpartisan Office)

Term: 4 years

A registered voter, an elector of the trustee area and elected by the electors of the trustee area. The County Superintendent of Schools, any member of his staff, or any employee of a school district are not eligible to be a member of the County Board of Education. (Ed. C. 1000, 1006 and E. C. 201)

SECTION NO. 15 - Assessor-Recorder (Nonpartisan Office)

Term: 4 years

- (a) No person shall exercise the powers and duties of the office of assessor unless he or she holds a valid appraiser's certificate issued by the State Board of Equalization pursuant to Article 8 (commencing with Section 670) of Chapter 3 of Part 2 of Division 1 of the Revenue and Taxation Code.
- (b) Notwithstanding subdivision (a), a duly elected or appointed person may exercise the powers and duties of assessor, for a period not to exceed one year, if he or she acquires a temporary appraiser's certificate from the State Board of Equalization with 30 days of election or appointment.
- (c) This section shall not apply to any person holding the office of assessor on January 1, 1997. (G. C. 24002.5) (E. C. 201 & 13.5.)

SECTION NO. 16 - Auditor-Controller/Treasurer-Tax Collector (Nonpartisan Office)

Term: 4 years

A registered voter, and:

- (a) possess a valid certificate showing him/her to be a certified public accountant or
- (b) possess a baccalaureate degree with a major in accounting or
- (c) possess a certificate showing the person to be a designated professional internal auditor, with a minimum of 16 college semester units in accounting, auditing, or finance, or
- (d) serve as county auditor or a deputy county auditor for at least three years. (G. C. 27000.6 and G. C. 27000.7 and E. C. 201 and 13.5.)

Note: See the special documentation requirements for this office in Chapter Two.

Chapter One: QUALIFICATIONS FOR OFFICE

SECTION NO. 17 - District Attorney (Nonpartisan Office)

Term: 4 years

A registered voter and must have been admitted to practice in the Supreme Court of the State. (G. C. 24001 and 24002 and E. C. 201 and 13.5.)

Note: See the special documentation requirements for this office in Chapter Two.

SECTION NO. 18 - County Superintendent of Schools (Nonpartisan Office)

Term: 4 years

A registered voter and must possess a valid certification document authorizing administrative services. (E. C. 13.5. and 201, Educ. Code 1205-1208).

Note: See the special documentation requirements for this office in Chapter Two.

SECTION NO. 19 - Sheriff (Nonpartisan Office)

Term: 4 years

A registered voter and at the time of the final filing date for the election, he or she must meet one of the following criteria:

1. An active or inactive advanced certificate issued by the Commission on Peace Officer Standards and Training.
2. One year of full-time, salaried law enforcement experience within the professions of 830.1 or 830.2 of the penal Code at least a portion of which shall have been accomplished within five years prior to the date of filing, and possesses a master's degree from an accredited college or university.
3. Two years of full-time, salaried law enforcement experience within the provisions of Section 830.1 or 830.2 of the Penal Code at least a portion of which shall have been accomplished within five years prior to the date of filing, and possesses a bachelor's degree from an accredited college or university.
4. Three years of full-time, salaried law enforcement experience within the provisions of Section 830.1 or 830.2 of the Penal Code at least a portion of which shall have been accomplished within five years prior to the date of filing, and possesses an associate in arts or associate in science degree, or the equivalent, from an accredited college.
5. Four years of full-time, salaried law enforcement experience within the provision of Section 830.1 or 830.2 of the Penal Code at least a portion of which shall have been accomplished within five years prior to the date of filing and possesses a high school diploma or the equivalent. (G. C. 24004.3 and E. C. 201 and 13.5.)

Note: See the special documentation requirements for this office in Chapter Two.

SECTION NO. 20 - Fresno City Council (Nonpartisan Office)

Term: 4 years

No person shall be eligible to hold elective office as a Councilman unless he is, and shall have been for a period of at least thirty days immediately preceding the filing of his nomination paper's for such office or his appointment to such office, a resident within the Council district corresponding in number to the office to which he is elected or appointed. Each Councilman shall, during his term of office, reside within such Council district. (Fresno City Charter Section 304.1)

Chapter One: **QUALIFICATIONS FOR OFFICE**

SECTION NO. 21 - Mayor, City of Fresno (Nonpartisan Office)

Term: 4 years

No person shall be eligible to hold elective office as a Mayor unless he or she is, and shall have been for a period of at least thirty days immediately preceding the filing of his or her nomination paper's for such office or his appointment to such office, a resident within the City of Fresno. The Mayor shall, during his term of office, reside within the City of Fresno. (Fresno City Charter Section 304.1)

Chapter Two: DOCUMENTATION REQUIREMENTS FOR CERTAIN COUNTY OFFICES

Candidates for the following offices must provide documentation that they meet the qualifications for office:

AUDITOR-CONTROLLER/TREASURER-TAX COLLECTOR
COUNTY SUPERINTENDENT OF SCHOOLS
DISTRICT ATTORNEY
JUDGE - SUPERIOR COURT
SHERIFF

DOCUMENTATION REQUIRED:

(a) (1) Notwithstanding subdivision (a) of Section 13, no person shall be considered a legally qualified candidate for any of the offices set forth in subdivision (b) unless that person has filed a declaration of candidacy, nomination papers, or statement of write-in candidacy, **accompanied by documentation, including, but not necessarily limited to, certificates, declarations under penalty of perjury, diplomas, or official correspondence**, sufficient to establish, in the determination of the official with whom the declaration or statement is filed, that the person meets each qualification established for service in that office by the provision referenced in subdivision (b).

(2) The provision of “documentation,” for purposes of compliance with the requirements of paragraph (1), may include the submission of either an original, as defined in Section 255 of the Evidence Code, or a duplicate, as defined in Section 260 of the Evidence Code.

(b) This section shall be applicable to the following offices and qualifications therefore:

- (1) For the office **county auditor**, the qualifications set forth in Sections 26945 and 26946 of the Government Code.
- (2) For the office of **county district attorney**, the qualifications set forth in Sections 24001 and 24002 of the Government Code.
- (3) For the office of **county sheriff**, the qualifications set forth in Sections 24004.3 of the Government Code.
- (4) For the office of **county superintendent of schools**, the qualifications set forth in Sections 1205 to 1208 of the Education Code.
- (5) For the office of **judge of the superior court**, the qualifications set forth in Section 15 of Article VI of the California Constitution. (E. C. 13.5.)

“Original” means the writing itself or any counterpart intended to have the same effect by a person executing or issuing it. An “original” of a photograph includes the negative or any print therefrom. If data are stored in a computer or similar device, any printout or other output readable by sight, shown to reflect the data accurately, is an “original”. (Section 255 Evidence Code)

A “duplicate” is a counterpart produced by the same impression as the original, or from the same matrix, or by means of photography, including enlargements and miniatures, or by mechanical or electronic re-recording, or by chemical reproduction, or by other equivalent technique which accurately reproduces the original. (Section 260 Evidence Code)

QUALIFICATIONS:

Auditor-Controller/Treasurer-Tax Collector

The provisions of Article 4 of Chapter 4, Part 3, Division 2, Title 3 of the Government Code relating to the qualifications

Chapter Two: **DOCUMENTATION REQUIREMENTS FOR CERTAIN COUNTY OFFICES**

necessary for any person hereafter elected or appointed to the office of the county auditor-controller are adopted and shall apply to the office of county auditor as in that article provided.

(Chapter 2.20, Section 2.20.010, of the Fresno County Ordinance Code)

No person shall hereafter be elected or appointed to the office of county auditor of any county unless the person meets at least one of the following criteria:

(G. C. 26945)

- (a) The person possesses a valid certificate issued by the California State Board of Accountancy under Chapter 1 (commencing with Section 5000) of Division 3 of the Business and Professions Code showing the person to be, and a permit authorizing the person to practice as, a certified public accountant or as a public accountant.
- (b) The person possess a baccalaureate degree from an accredited university, college, or other four-year institution, with a major in accounting or its equivalent, as described in subdivision (a) of Section 5081.1 of the Business and Professions Code, and has served within the last five years in a senior fiscal management position in a county, city or other public agency, a private firm or a nonprofit organization, dealing with similar fiscal responsibilities, for a continuous period of not less than three years.
- (c) The person possesses a certificate issued by the Institute of Internal Auditors showing the person to be a designated professional internal auditor, with a minimum of 16 college semester units, or their equivalent, in accounting, auditing, or finance.
- (d) The person has served as county auditor, chief deputy county auditor, or chief assistant county auditor for a continuous period of not less than three years.

(G. C. 26945.1)

- (a) Any person serving in the capacity of county auditor shall complete at least 40 hours of qualifying continuing education, pursuant to subdivision (b), for each two-year period, beginning January 1, 1998, and completing at least 10 hours in each year of the two-year period. At least 20 of the 40 hours of continuing education shall be obtained in governmental accounting, auditing, or related subjects.
- (b) Qualifying continuing education may be obtained in the areas of accounting, auditing, or related subjects. In addition, qualifying continuing education may be obtained in any other subject, if it can be demonstrated that the specific educational program contributes to professional competence.
- (c) With respect to a county auditor who is a licensee of the California Board of Accountancy, or of the accountancy licensing authority of any other state, or who possesses a certificate issued by the Institute of Internal Auditors, continuing education obtained for purposes of renewal of the license or certificate may be applied to satisfy the requirements of this section.

The provision of the article shall become effective in only those counties in which, prior to the first day of the period for filing declarations of candidacy for the office of county auditor, the board of supervisors by a unanimous vote, at a regular meeting with all members present, enacts an ordinance adopting the provisions of this article. The board of supervisors may repeal the ordinance so adopted at any time. (G. C. 26946)

County Superintendent of Schools

For the purposes of prescribing the qualifications required of county superintendents of schools the counties are classified on the basis of the average daily attendance in the public schools as follows:

Class two (2) includes all counties with an average daily attendance of one hundred forty thousand (140,000) to seven hundred forty-nine thousand nine hundred ninety-nine (749,999), inclusive.

(Fresno County is class two). (Ed. C. 1205 - 1208)

Chapter Two: **DOCUMENTATION REQUIREMENTS FOR CERTAIN COUNTY OFFICES**

Except as provided in this section, no person shall hereafter be elected or appointed to office as county superintendent of schools of any county who does not possess a valid credential issued by the State Board of Education of the type designated in Sections 1205 to 1212, inclusive for each class.

Where a county changes from one class to another because of an increase in the average daily attendance in the public schools of such county, the incumbent county superintendent of schools in that county shall not be prohibited from continuing in office and shall be eligible for reelection to the same office regardless of whether he possesses a valid credential otherwise required in a county of that class. (*Ed. C. 1206*)

The qualifications of the county superintendent of schools in each county shall be as set forth in Sections 1205 to 1212, inclusive, for that class into which the county falls. The class into which each county falls shall be determined on October 1st of each year based upon the average daily attendance in the public schools of such county for the preceding school year as reported to the State Department of Education.
(*Ed. C. 1207*)

- (a) All county superintendents of schools in counties within classes (1) to (8), inclusive, shall possess a valid certification document authorizing administrative services.
- (b) For purposes of this section, the possession of a valid elementary administrative credential and a valid secondary administrative credential are equivalent to the possession of a valid general administrative credential. (*Ed. C. 1208*)

District Attorney

Except as otherwise provided in Sections 27550.1 and 27641.1 or in this section, or in Section 21123 or 34711 of the Water Code, or in any landowner voting district, as defined in paragraph (9) of subdivision (b) of Section 10500 of the Elections Code, a person is not eligible to a county or district office, unless he or she is a registered voter of the county or district in which the duties of the office are to be exercised at the time that nomination papers are issued to the person or at the time of the appointment of the person.

The board of supervisors or any other legally constituted appointing authority in a county or district may, if it finds that the best interests of the county or district will be served, waive the requirements of this section for an appointed county or district office. (*G. C. 24001*)

A person is not eligible to the office of district attorney unless he has been admitted to practice in the Supreme Court of the State. (*G. C. 24002*)

Judge - Superior Court

A person is ineligible to be a judge of a court of record unless for 10 years immediately preceding selection, the person has been a member of the State Bar or served as a judge of a court of record in this State.
(Section 15 of Article VI of the California Constitution)

Chapter Two: **DOCUMENTATION REQUIREMENTS FOR CERTAIN COUNTY OFFICES**

Sheriff

- (a) No person is eligible to become a candidate for the office of sheriff in any county unless, at the time of the final filing date for election, he or she meets one of the following criteria:
 - (1) An active or inactive advanced certificate issued by the Commission on Peace Officer Standards and Training.
 - (2) One year of full-time, salaried law enforcement experience within the provisions of Section 830.1 or 830.2 of the Penal Code at least a portion of which shall have been accomplished within five years prior to the date of filing, and possesses a master's degree from an accredited college or university.
 - (3) Two years of full-time, salaried law enforcement experience within the provisions of Section 830.1 or 830.2 of the Penal Code at least a portion of which shall have been accomplished within five years prior to the date of filing, and possesses a bachelor's degree from an accredited college or university.
 - (4) Three years of full-time, salaried law enforcement experience within the provisions of Section 830.1 or 830.2 of the Penal Code at least a portion of which shall have been accomplished within five years prior to the date of filing, and possesses an associate in arts or associate in science degree, or the equivalent, from an accredited college or university.
 - (5) Four years of full-time, salaried law enforcement experience within the provisions of Section 830.1 or 830.2 of the Penal Code at least a portion of which shall have been accomplished within five years prior to the date of filing, and possesses a high school diploma or the equivalent
- (b) All persons holding the office of sheriff on January 1, 1989 shall be deemed to have met all qualifications required for candidates seeking election or appointment to the office of sheriff. (G. C. 24004.3.)

PETITIONS, A MINI GUIDE: WHO CAN CIRCULATE, WHO CAN SIGN

PETITIONS IN LIEU OF FILING FEE

- CIRCULATOR:** Resident of the jurisdiction and of the county in which he/she gathers signatures. *E.C. §8106(b)(4)* Note: Circulator is not required to be a registered voter in the same party as the candidate, if applicable.
- SIGNER:** Resident of the jurisdiction and of the county and registered with the same party as the candidate for whom the petition is being circulated, except that a declines-to-state registrant may sign the petition of any partisan candidate whose party, at the time of submission of the petitions for verification, has notified the Secretary of State that it has adopted a rule allowing such registrants to vote their party’s ballot at the ensuing primary election. (Last day for political parties to file with the Secretary of State - 135 days before the election) *E.C. §13102(c), 8068*

NOMINATION PAPER

- CIRCULATOR:** Resident of the jurisdiction and of the county in which he/she gathers signatures. *E.C. §8106(b)(4)* Note: Circulator is not required to be a registered voter in the same party as the candidate, if applicable.
- SIGNER:** Resident of the jurisdiction and of the county and registered with the same party as the candidate for whom the petition is being circulated *E.C. §8068*
- NOTE:** The candidate may appoint persons to circulate the nomination paper, but is no longer required to file an appointment of circulator form.
- A candidate can use signature-in-lieu signatures for both the filing fee and nomination signatures or for just the filing fee. *E.C. §8106 (A) (7)*
- Candidates will be provided with petition forms, as many as needed
- Once Nomination papers are submitted, no photocopies can be provided by the Election Office per California Elections Code 17100.

Chapter Three: NOMINATION PROCEDURES

SECTION NO. 1	Signatures in Lieu of Filing Fee & Random Sampling Technique
SECTION NO. 2	Declaration of Candidacy
SECTION NO. 3	Nomination Papers
SECTION NO. 4	Circulators
SECTION NO. 5	Partisan Office Candidates
SECTION NO. 6	Nonpartisan Office Candidates
SECTION NO. 7	Independent Candidates
SECTION NO. 8	Filing Fees
SECTION NO. 9	Judicial Office (Not on Ballot)

SECTION NO. 1 - Signatures in Lieu of Filing Fee

A candidate may submit a petition containing signatures of registered voters in lieu of paying the filing fee in order to run for office. The signatures submitted may cover all, or a prorated portion, of the filing fee. Any registered voter may sign an in-lieu filing fee petition for any candidate for whom he or she is eligible to vote. (E. C. 8106)

Beginning Friday, **December 28, 2008**, the Elections Office will, upon request, furnish to each candidate a master form, from which copies can be made, for securing signatures in lieu of paying the required filing fee. All signatures must be submitted and filed with the Elections Office, no later than Thursday, **February 21, 2008**. The Elections Office, within ten days after receipt of the petition, must notify the candidate of any deficiency. Candidates must then, prior to the close of the nomination period, either submit a supplemental petition or pay the pro rata portion of the filing fee. (E. C. 8106)

If a candidate submits a petition in lieu of the filing fee, the Elections Office shall count all valid signatures appearing on the petition toward the number of voter signatures required for the candidate's nomination paper.* If the petition contains the requisite number of valid signatures required for the nomination paper, the candidate is not required to circulate and file a separate nomination paper, but may request the Elections Office to accept the petition in lieu of filing fee instead of filing nomination papers. Note: For partisan offices, signers of nomination petitions must also be registered to vote with the same party as the candidate. If the petition does not contain the requisite number of valid signatures required for the nomination paper, the candidate may still circulate and file a nomination paper to be signed by qualified registered voters during the nomination period. The candidate may request the Elections Office to apply the number of valid signatures on the petition in lieu of filing fee toward, and combined with, the valid number of signatures on the nomination paper to satisfy the signature requirement for the office. The nomination paper shall be delivered to the county clerk of the county in which the signer resides and is a voter. **Note:** *The candidate is still required to file a Declaration of Candidacy during the nomination period.* (E. C. 8020, 8040, 8041, 8061, 8062, 8106)

***Elections Code 8084 – Random sampling technique for signature verification.** If the number of signatures affixed to an in-lieu filing fee petition is 100 or more, the county elections official may use a random sampling technique for verification of the signatures. If a random sampling technique is used, and the number of signatures on a petition is 100 or more but less than 2,000, the random sampling shall include an examination of 100 signatures. If the number of signatures on a petition is 2,000 or more, the random sampling shall include an examination of 5 percent of the signatures. Upon completion of the verification of signatures in the sample, the percentage of signatures which are valid shall be applied and projected to the total number of signatures submitted.

Chapter Three: NOMINATION PROCEDURES

SECTION NO. 2 - Declaration of Candidacy

Candidate must file a Declaration of Candidacy with the Elections Office between **February 11, 2008** and **March 7, 2008**. The candidate must pay the filing fee at the time of applying for the office or submit signatures in lieu of the fee. If an insufficient amount of signatures in lieu of the fee were filed earlier, the candidate may submit additional signatures or pay the difference until the filing deadline. **Filing fees are non-refundable** in the event that the candidate fails to qualify as a candidate. Only forms issued by the Elections Office may be used. (E. C. 8020, 8041, 8101, 8105)

The candidate's name will be printed on the ballot exactly as it appears on the Declaration of Candidacy. Nicknames of candidates are permitted on the ballot provided the candidate has declared his or her candidacy or has accepted the nomination under that name. If a candidate changes his or her name within one year of any election, the new name shall not appear upon the ballot unless the change was made by marriage or decree of court of competent jurisdiction. (E. C. 13104)

SECTION NO. 3 - Nomination Papers

After a candidate pays the filing fee or submits signatures, the Elections Office will issue nomination papers (petitions). All nomination papers must be filed by Friday, **March 7, 2008**. (E. C. 8020, 8024, 8201)
Filing fees are non-refundable. (E. C. 8105)

Nomination papers for a Partisan office must be signed by registered voters within the district and who are affiliated with the same political party as the candidate. (E. C. 8068)

No signer of a nomination paper can sign more nomination papers for candidates for that office than there are places to be filled. No more signatures shall be secured for any candidate than the maximum allowed or less than the minimum required for the office. (E. C. 8067, 8069)

A person signing nomination papers should sign his or her first name, middle initial (if applicable) and last name. Married women must sign their given name and not that of their husbands; i.e., Sue Jones, not Mrs. Bob Jones.

Electors must sign their name on the nomination paper in the presence of the circulator or the candidate and print their place of residence. The signer **must personally write this information**. Signers must give their **residence** and not their business or mailing address on nomination papers.

When the desired number of signatures have been obtained, the circulator or the candidate must swear to the affidavit appearing at the end of each section of the nomination paper before any officer authorized to administer oaths, and return all sections to the candidate to be left with the Elections Office in the county in which the circulator resides for examination or certification and filing. (E. C. 8063)

No fee or charge shall be made or collected by any officer for verifying any nomination document or circulator's affidavit. (E. C. 8080)

Chapter Three: NOMINATION PROCEDURES

Any signature that does not appear in the same handwriting as appears on the affidavit of registration in the Elections Office, or in which the Declaration of Party affiliation is not the same as the party on the affidavit of registration, will be marked "Not Sufficient". (E. C. 8081)

The Elections Office will not accept for filing any nomination paper unless all blanks in the certificate are filled. (E. C. 8065)

Note: *The Elections Office is not responsible for an excess or lack of publicity. All filing information is public and is given to reporters upon request.*

SECTION NO. 4 - Circulators

A candidate may circulate and obtain signatures for his or her own candidacy or may appoint one or more circulators to secure signatures on the nomination papers. (E. C. 8041-8067)

A circulator appointed by a candidate shall be a voter in the district or political subdivision in which the candidate is to be voted on and shall serve only in that district or political subdivision. (E. C. 8041-8067)

County elections official or a deputy county elections official shall not be appointed as circulators, and circulators shall not obtain signatures within 100 feet of any election booth or polling place. (E. C. 18370)

SECTION NO. 5 - Partisan Office Candidates

No Declaration of Candidacy for a partisan office, including County Central Committee, shall be filed unless (1) at the time of presentation of the Declaration and continuously for not less than three months immediately prior to that time, or for as long as he or she has been eligible to register to vote in the state, the candidate is shown on his or her affidavit of registration to be affiliated with the political party for the nomination of which he or she seeks, and (2) the candidate has not been registered with a qualified political party other than that political party the nomination of which he or she seeks within 12 months immediately prior to the filing of the declaration. (E. C. 8001)

The party affiliation is not applicable for candidates of political parties participating in their first direct primary election subsequent to their qualification as political parties. (E. C. 8001) (b)

A candidate meeting the three-month registration requirement, but during the twelve month period was registered as "Decline to State", is eligible to file provided they were not at another time during the twelve-month period registered as affiliated with a party other than the party the nomination of which they seek. (Ops. Legis. Council - 5/26/61)

SECTION NO. 6 - Nonpartisan Office Candidates

Nonpartisan candidates who at a Primary Election receive votes on a majority of all the ballots cast for candidates for that office shall be elected. When a candidate has been elected to a nonpartisan office at the Primary Election, that office shall not appear on the ballot at the ensuing General Election, notwithstanding the death, resignation or other disqualification of the candidate at a time subsequent to the Primary Election. (E. C. 8140)

Chapter Three: NOMINATION PROCEDURES

If a candidate is a candidate for a nonpartisan office, all reference to party affiliation shall be omitted on all forms required to be filed. (E. C. 8002)

SECTION NO. 7 - Independent Candidates

Only candidates running as members of one of California's eight qualified political parties are eligible to participate in the primary election process. Thus, the independent nomination provisions of the Elections Code were established to provide a method for the nomination of nonpartisan candidates to partisan public offices. There is no limitation to the number of independent candidates who can be nominated and placed on the ballot at the General Election, provided each meets the legal requirements.

To be eligible as an independent candidate at the General Election, the candidate:

1. Cannot have filed as a partisan candidate at the Primary Election and have been defeated for the party's nomination at that Primary Election; and,
2. Cannot have been registered to vote in California since October 22, 2007 as being affiliated with a qualified political party (i.e., Democratic, Republican, American Independent, Libertarian, Green, Peace and Freedom). (E. C. 8301, 8550)

The number of signatures of qualified registered voters, which must appear on the nomination papers, is based on the previous general election's registration figures. Depending on the office sought, nomination papers require either one or three percent of the number of registered voters in the election jurisdiction as of October 23, 2006. See the Secretary of State's Calendar for the specific signature requirements for each district. (E. C. 8400)

SECTION NO. 8 - Filing Fees

The Elections Office cannot issue any nomination papers until the filing fees are paid (**filing fees are non-refundable**), or signatures in lieu of filing fees are submitted. Filing fees may be paid by cash, check, money order or credit card. Those fees that must be deposited with the Secretary of State will be accepted by the Elections Office when the papers are issued, for later transmittal to the Secretary of State. (E. C. 8105, 8106)

SECTION NO. 9 - Judicial Office (Not on Ballot)

In any county in which only the incumbent has filed nomination papers for the office of Superior Court Judge, the incumbent's name will not appear on the ballot, unless a petition is filed within 10 days after the final date for filing nomination papers for the office indicating that a write-in campaign will be conducted for the office and signed by 100 registered voters qualified to vote with respect to the office.

If a petition indicating that a write-in campaign will be conducted for the office at the general election, signed by 100 registered voters qualified to vote with respect to the office, is filed with the elections official not less than 83 days before the general election, the name of the incumbent shall be placed on the general election ballot if it has not appeared on the primary election ballot.

Chapter Three: **NOMINATION PROCEDURES**

SECTION NO. 9 - Judicial Office (Not on Ballot) – Continued

If the name of the incumbent does not appear either on the primary ballot or general election ballot, the elections official, on the day of the general election, shall declare the incumbent reelected. Certificates of election shall not be issued to a person reelected pursuant to this section before the day of the general election.
(E. C. 8203)

Chapter Four: **BALLOT DESIGNATION**

No title or degree shall appear on the same line on the ballot as candidate's name, either before or after the candidate's name, in the case of any election to any office. (E. C. 13106)

Immediately under the name of each candidate may appear only one of the following designations:

- (a) Words designating the elective city, county, district, state or federal office which the candidate holds at the time of filing the nomination documents to which the candidate was elected, or appointed, in the case of a Superior Court Judge.
- (b) The word "incumbent" if the candidate is a candidate for the same office that the candidate holds at the time of filing nomination papers, and was elected to that office, or in the case of a Superior Court Judge, was appointed to that office.
- (c) No more than three words designating the current principal professions, vocations, or occupations of the candidate. For purposes of this section, all California geographical names shall be considered to be one word.
- (d) The phrase "appointed incumbent" if the candidate holds an office other than a judicial office by virtue of appointment, and the candidate is a candidate for election to the same office, or to some other office, the word "appointed" and the title of the office. In either instance, the candidate may not use the unmodified word "incumbent" or any words designating the office unmodified by the word "appointed".

Neither the Secretary of State nor any elections official shall accept a designation which:

- (a) Would mislead the voter.
- (b) Would suggest an evaluation of a candidate, such as outstanding, leading, expert, virtuous, or eminent.
- (c) Abbreviates the word "retired" or places it following any word or words that it modifies.
- (d) Uses a word or prefix, such as "former" or "ex" which means a prior status. The only exception is the use of the word "retired".
- (e) Uses the name of any political party, whether or not it has qualified for the ballot.
- (f) Uses a word or words referring to a racial, religious, or ethnic group.
- (g) Refers to any activity that is prohibited by law.

If upon checking the nomination papers the elections official finds the designation to be in violation of any of the restrictions set forth in this section, the elections official shall notify the candidate by certified mail. The candidate shall, within three days from the date of receipt of the notice, appear before the elections official or, in the case of the Secretary of State, notify the Secretary of State by telephone, and provide an alternate designation. In the event the candidate fails to provide an alternate designation, no designation shall appear after the candidate's name.

Chapter Four: **BALLOT DESIGNATION**

No designation given by a candidate shall be changed by the candidate after the final date for filing nomination documents, except if requested by the elections official.

The designation shall remain the same for both the primary and general elections unless the candidate, at least 98 days prior to the general election requests in writing a different designation.

The designation shall be printed in 8-point roman uppercase and lowercase type. If the designation selected is so long that it would conflict with the space requirements of Sections 13207 and 13211, the elections official shall use a type size sufficiently smaller to meet these requirements.

Whenever a foreign language translation of a candidate's designation is required under the Voting Rights Act of 1965 (42 U.S.C.A. Sec. 1971), as amended, to appear on the ballot in addition to the English language version, it shall be as short as possible, as consistent as is practicable with this section, and shall use abbreviations and initials wherever possible in order to avoid undue length. (*E. C. 13107*)

Chapter Five: CANDIDATE'S STATEMENT

SECTION NO. 1	Time of Filing
SECTION NO. 2	Cost of Statement
SECTION NO. 3	Laws Regarding Statements
SECTION NO. 4	Schedule of Costs (Estimated)
SECTION NO. 5	Judicial Office Restrictions
SECTION NO. 6	Guidelines

Note: The following information is for nonpartisan offices only. State Legislative candidates may file a candidate statement and photograph with the Secretary of State. Contact the Secretary of State for more information. The deadline to file candidate statements for statewide candidates is the 1st day of nominations – February 11, 2008.

SECTION NO. 1 - Time for Filing

The candidate's statement shall be filed with the elections official when nomination papers are returned for filing. (E.C. 13307(2) The statement (candidate statement) authorized by this subdivision shall be filed in the office of the elections official when the candidate's nomination papers are returned for filing, if it is for a primary election, or for an election for offices for which there is no primary.) It may be withdrawn, but not changed, during the period for filing nomination papers and until 5 p.m. of the next working day after the close of the nomination period. (E. C. 13307)

SECTION NO. 2 - Cost of Statements

The elections official will estimate the total cost of printing, handling, translating, and mailing the candidate's statements, including costs incurred as a result of complying with the Federal Voting Rights Act of 1965, as amended. Each candidate filing a statement is required to pay the pro rata share as a condition of having the statement included in the voter's pamphlet. The candidate will be billed after the election when actual costs are known.

Some districts, cities or other governing bodies require pre-payment of estimated cost when the statement is filed. The elections official will notify the candidate at the time nomination papers are issued if pre-payment is required. (E. C. 13307)

Note: Pre-payment is now required for all county offices and districts.

FPPC Regulation 18530 provides that the ban on use of public funds for election campaigns does not prohibit public agencies from paying for candidate statements in ballot pamphlets.

SECTION NO. 3 - Laws Regarding Statements

Candidates for nonpartisan elective office in any local agency, including any city, county, or district, may prepare a candidate's statement on an appropriate form provided by the elections official and also on a computer disk/CD in Microsoft Word, if possible. The statement may include name, age and occupation of candidate and a brief description of no more than 200 words, of candidate's education and qualifications expressed by the candidate. The statement shall not include the party affiliation of the candidate, nor membership or activity in partisan political organizations.

Chapter Five: CANDIDATE'S STATEMENT

Assembly and State Senate candidates can file a candidate statement (per SB34). A candidate can also file a different candidate statement in each of the counties encompassed by their district. The candidate will be responsible for paying each county separately.

The statement of each candidate shall be printed in type of uniform size and darkness, and with uniform spacing.

Nothing in this section shall be deemed to make any statement or the authors free or exempt from any civil or criminal action or penalty because of any false, slanderous, or libelous statements offered for printing or contained in the voter's pamphlet. (E. C. 13307)

Refer to guidelines below Section No. 6 for more information

The statements shall remain confidential until the expiration of the filing deadline. (E. C. 13311)

Section No. 4 - Schedule of Costs (Estimated)

Office (Primary Election)	Candidate's Cost (Estimated)
Board of Supervisors, District No. 2	\$ 2,000.00
Board of Supervisors, District No. 3	\$ 1,650.00
Board of Supervisors, District No. 5	\$ 2,000.00
Superior Court Judge, All Offices	\$ 5,750.00
Mayor, City of Fresno	\$ 3,700.00
Fresno City Council, District No. 2	\$ 1,000.00
Fresno City Council, District No. 4	\$ 1,000.00
Fresno City Council, District No. 6	\$ 1,000.00

Office (General Election)	Candidate's Cost (Estimated)
Board of Education, District No. 2	\$ 2,000.00
Board of Education, District No. 3	\$ 1,650.00
Board of Education, District No. 5	\$ 2,000.00

Prepayment: The Candidate Statement Cost estimate for all offices are required to be paid at the time the candidate's statement is filed.

The candidate statement costs above are estimates. Actual cost is not known until after the election.

SECTION NO. 5 - Judicial Office Restrictions

In addition to the restrictions set forth in Section 13307 of the Elections Code, a candidate's statement submitted by a candidate for judicial office shall be limited to a recitation of the candidate's own personal background and qualifications, and shall not in any way make reference to other candidates for judicial office or to another candidate's qualification's, character, or activities. The elections official shall not print or circulate any statement which the elections official determines is not so limited or which includes any reference prohibited by this section. (E. C. 13308)

Chapter Five: CANDIDATE'S STATEMENT

SECTION NO. 6 - Guidelines

Each candidate must type or print his or her statement, as it is to appear in the Sample Ballot and Voter's Pamphlet. **Election officials are not responsible for making corrections to a candidate's statement; therefore, candidates must carefully check their statements for errors in spelling, punctuation and grammar.**

In accordance with the Voting Rights Act of 1965, Fresno County is required to print all candidate's statements in English and Spanish; therefore, the candidate will be charged for translating, printing, handling and mailing the candidate's statement in the Spanish language.

Please provide the candidate statement on a computer disk or CD in Microsoft WORD format along with a printed paper copy. As an alternative to the computer disk/CD, you may email the statement to: bvaughan@co.fresno.ca.us
Both CD/email and hard copy must match.

CONTENT OF CANDIDATE STATEMENTS:

What is allowed...

Candidate Statements include 1) the candidate's name and 2) a brief description in no more than 200 words of the candidate's education and qualifications expressed by the candidate.

Candidate Statements may include the age and a brief occupation of the candidate.

What is not allowed...

Statements should be limited to a recitation of the candidate's own personal background and qualifications.

Statements shall NOT include the party affiliation of the candidate nor membership or activity in partisan political organizations.

FORM AND STYLE:

Statements will be printed in uniform type, style and spacing.

Paragraphs should be **indented** and **single-spaced**, with no line spacing between paragraphs.

EXTRA INDENTATIONS, ITALICS, GRAPHICS, EXTRA PUNCTATION OR BULLETS OF ANY KIND ARE NOT PERMITTED.

It is suggested that capitalization and underlining be used in moderation.

Note: *The County Clerk Department may need to make adjustments to the CANDIDATE STATEMENT for space requirements in the Sample Ballot.*

If a candidate decides not to file a statement, the candidate may either sign the waiver on the Declaration of Candidacy, or file the candidate statement cover form with the box checked indicating that the candidate does not want to file a statement.

Chapter Five: CANDIDATE'S STATEMENT

Elections Code Section 13307: Preparation and Form of Candidate Statement

SAMPLE

DAVID HOWELL

AGE: 27 (optional)

Occupation: Attorney

Education and Qualifications: I can bring to the office a diversity of viewpoints and experience. Born and raised in the San Francisco area with my family still farming, I can appreciate the concerns of the environmentalist. On the other hand, having been in business since my undergraduate days at college and with my experience in the rental and real estate fields, I appreciate the housing requirements of our community. As a recent student, I understand their needs for a variety of housing choices and their frustration with high rental costs. I tend towards moderation and a real balancing of the competing segments of the community. I encourage differing viewpoints rather than the them and us concept.

As a Councilman, I would balance the narrow spectrum of views that have dominated the Council the past four years. I advocate a program to protect our neighborhoods from increasing overcrowding and visual blight. I support a shopping center in the city and would insist on a plan to encourage the commercial enterprises that compliment our shopping needs. Our council should actively consider subsidized housing for senior citizens and perhaps others, but with implementation only after voter approval of a specific program.

s/David Howell
(Signature)

Chapter Six: OATHS, BONDS AND TERMS OF OFFICE

SECTION NO. 1	Oath of Office
SECTION NO. 2	Bonds
SECTION NO. 3	Newly Elected Officials Assume Office

SECTION NO. 1 - Oath of Office

Necessity of taking Constitutional Oath - Unless otherwise provided, before any officer enters on the duties of the office, he or she shall take and subscribe to the oath or affirmation set forth in Section 3 of Article XX of the California Constitution. (G. C. 1360)

Administration by Authorized Officer - Unless otherwise provided, the oath may be taken before any officer authorized to administer oaths. (G. C. 1362)

Place of Filing - Unless otherwise provided, every oath of office certified by the officer before whom it was taken shall be filed within the time required as follows:

- (a) The oath of all officers whose authority is not limited to any particular county, in the office of the Secretary of State.
- (b) The oath of all officers elected or appointed for any county, and of all officers whose duties are local, or whose residence in any particular county is prescribed by law, in the office of the County Clerk of their respective counties.
- (c) Judges of Superior Court, the County Clerk, and the Recorder shall file a copy of the official oath, signed with their own proper signature, in the office of the Secretary of State as soon as they have taken and subscribed to the oath. (G. C. 1363)

SECTION NO. 2 - Bonds

Filing Time - Unless otherwise provided, every official bond shall be filed in the proper office within the time prescribed for filing the oath. (G. C. 1450)

Bonds of State Officers Prescribed by Law; Approval, Filing, Recording - Unless otherwise provided, official bonds of state officers prescribed by law shall be approved by either the Governor or the Director of General Services and filed and recorded in the office of the Secretary of State. (G. C. 1454)

Bonds of State Officers and Employees not Prescribed by Law; Recordation, Filing - Unless otherwise provided, all official bonds of state officers and employees not expressly prescribed by law shall be forwarded to the Department of General Services for recordation. Upon such recordation the Department of General Services shall forward the bonds to the Secretary of State where they shall be filed. (G. C. 1455)

Bond of Secretary of State; Filing, Recordation - The official bond of the Secretary of State shall be filed in the office of the Treasurer after it is recorded. (G. C. 1456)

Bonds of County Elected Officials - The bonds for County elected officials are through a master bond filed with the County of Fresno Risk Management office, per Government Codes 24154 and 1481.

Chapter Six: OATHS, BONDS AND TERMS OF OFFICE

SECTION NO. 3

NEWLY ELECTED OFFICIALS ASSUME OFFICE:

(Following their election)

U.S. Senator	At noon on the 3 rd day of January (U.S. Constitution, Amendment XX, Sec 1 & 2)
U.S. Congress	At noon on the 3 rd day of January (U.S. Constitution, Amendment XX, Sec 1 & 2)
State Senate	First Monday in December (State Constitution, Article IV, Section 1)
State Assembly	First Monday in December (State Constitution, Article IV, Section 1)
County Officials	At noon on the first Monday after January 1 st (Government Code 24200)
Superior Court Judges	The Monday after January 1 st (State Constitution, Article VI, Section 16)
City Council/Mayor	First Tuesday in January (Charter Sec. 303 Sub. Sec. H)
County Board of Education	The last Friday in November (Education Code 1007)
School Districts	First official board meeting following the election certification (R.C.W. 28A.315.500)

Chapter Seven: REGULATIONS CONCERNING POLITICAL CAMPAIGNS

SECTION NO. 1	Representation Requirements
SECTION NO. 2	Political Advertisement Requirements
SECTION NO. 3	Simulated Ballot Requirements
SECTION NO. 4	Distribution of Precinct Polling Place Information
SECTION NO. 5	Electioneering Near Polling Place
SECTION NO. 6	Electioneering During Absentee Voting
SECTION NO. 7	Political Signs
SECTION NO. 8	Mass Mailing and Campaign Literature
SECTION NO. 9	Public Utilities Code

SECTION NO. 1 - Representation Requirements

No candidate, or committee in the candidate's behalf, shall represent in connection with an election campaign, either orally or in campaign material, that the candidate has the support of a committee or organization that includes as part of its name a qualified political party with which the candidate is not affiliated, together with the words "County Committee," "Central Committee," "County," or any other term that might mislead the voters into believing that the candidate has the support of that party's County or State Central Committee, when that is not the case.

This section does not prevent a candidate or committee from representing that the candidate has the support of a committee or group of voters affiliated with another political party, which committee or group is identified by the name of that party, where the name of the committee or group also includes the name of the candidate.

Any member of a County or State Central Committee may commence an action in the Superior Court to prohibit misrepresentation by a candidate or committee in the candidate's behalf, to the effect that the candidate has the support of the County or State Central Committee involved. (E. C. 20007)

SECTION NO. 2 - Political Advertisement Requirements

Any paid political advertisement that refers to an election or to any candidate for elective office and that is contained in or distributed with a newspaper, shall bear on each surface or page, in type or lettering at least half as large as the type or lettering of the advertisement or in 10-point roman type, whichever is larger, the words "A Paid Political Advertisement". The words shall be set apart from any other printed matter.

"A Paid Political Advertisement" means and shall be limited to, published statements paid for by advertisers for purposes of supporting or defeating any person who has filed for an elective office. (E. C. 20008)

Note: For information on Television advertising contact the Fair Political Practices Commission.

SECTION NO. 3 - Simulated Ballot Requirements

- (a) Every simulated ballot or sample ballot shall bear on each surface or page, in type or lettering at least half as large as the type or lettering of the statement or words or in 10-point roman type, whichever is larger, in a printed or drawn box and set apart from any other printed matter, the following statement:
(See following page)

Chapter Seven: REGULATIONS CONCERNING POLITICAL CAMPAIGNS

NOTICE TO VOTERS (Required by Law)

This is not an official ballot or an official sample ballot prepared by the County Elections Official or the Secretary of State.

This is an unofficial, marked ballot prepared by (insert name and address of the person or organization responsible for preparation thereof).

Nothing in this section shall be construed to require this notice in any editorial or other statement appearing in a regularly published newspaper or magazine other than a paid political advertisement.

(b) No simulated ballot or sample ballot shall bear any official seal or the insignia of any public entity, nor shall that seal or insignia appear upon the envelope in which it is mailed or otherwise delivered. (E. C. 20009)

SECTION NO. 4 - Distribution of Precinct Polling Place Information

Every person is guilty of a misdemeanor who knowingly causes to be mailed or distributed, or knowingly mails or distributes, literature to any voter that includes a designation of the voter's precinct polling place other than a polling place listed for that voter in an official polling place list that was the latest list at sometime not more than 30 days prior to the mailing or distribution. (E. C. 18302)

SECTION NO. 5 - Electioneering Near Polling Place

No person, on election day, shall within 100 feet of a polling place:

- (a) Circulate an initiative referendum, recall, nomination petition or any other petition.
- (b) Solicit a vote or speak to a voter on the subject of marking his or her ballot.
- (c) Place a sign relating to voters' qualifications or speak to a voter on the subject of his or her qualifications.
- (d) Do any electioneering.

As used in this section, "100 feet of a polling place" means a distance 100 feet from the room or rooms in which voters are signing the roster and casting ballots.

Any person who violates any of the provisions of this section is guilty of a misdemeanor. (E. C. 18370)

Please Note: *The Elections Office advises that family members of candidates not work as Precinct Officers in a Polling Place where that candidate's name is on the ballot.*

SECTION NO. 6 - Electioneering During Absentee Voting

No candidate or candidate's representative, and no proponent, opponent, or their representative, of an initiative, referendum, or recall measure, or of a charter amendment, shall solicit the vote of an absentee voter, or do any electioneering, while in the residence or in the immediate presence of the voter, and during the time he or she knows the absentee voter is voting.

Any person who knowingly violates this section is guilty of a misdemeanor.

This section shall not be construed to conflict with any provision of the Federal Voting Rights Act of 1965, as amended, nor to preclude electioneering by mail or telephone or in public places, except as prohibited by Section 18370, or by any other provision of law. (E. C. 18371)

Chapter Seven: REGULATIONS CONCERNING POLITICAL CAMPAIGNS

SECTION NO. 7 - Political Signs

The placement of political signs may be regulated by the state, county or city depending upon the location of such signs:

State - Section 5405.3 of the State Outdoor Advertising Act authorizes the placing of “temporary political signs” separate and apart from the normal outdoor advertising display controls. No such political signs, however, may be placed within the right of way of any highway or within 660 feet of the edge of and visible from the right of way of a landscaped freeway or city property.

Temporary political signs are signs that meet the following criteria:

- (a) Encourages a particular vote in a scheduled election.
- (b) Is placed not sooner than 90 days prior to the scheduled election and is removed within 10 days after that election.
- (c) Is no larger than 32 square feet.
- (d) Has had a Statement of Responsibility filed with the Department of Transportation certifying a person who will be responsible for removing the sign.

A Statement of Responsibility should be filed with the **Department of Transportation, Division of Right of Way, P.O. Box 2048, Stockton, CA 95201**. The Department of Transportation will remove signs that do not comply with these regulations and the responsible party will be billed for removal costs after the election. For more information, call the Department of Transportation, (209) 948-7869 or visit their website at: www.dot.ca.gov/oda

County - No county ordinance on the placement of political signs. (For county roads, see above under State).

Cities - Candidates need to check with the City Clerk of the city in which they wish to place political signs to make sure such signs are not in violation of a city ordinance.

Cities that have additional codes regarding campaign signs are as follows:

CITY CLERK:	PHONE:	REMOVE WITHIN:	PLACE SIGNS:
Clovis	☎ 297-2307	🕒 14 days	*no sooner than 90 days prior
Coalinga	☎ 935-1533	🕒 5 days	*no sooner than 60 days prior
Fresno	☎ 621-7650	🕒 15 days	*no sooner than 90 days prior
Kerman	☎ 846-9384	🕒 14 days	*no sooner than 90 days prior
Kingsburg	☎ 897-5821	🕒 7 days	*no sooner than 90 days prior
Sanger	☎ 876-6300 Ext. 1350	🕒 15 days	*no sooner than 90 days prior
Selma	☎ 891-2200	🕒 7 days	*no sooner than 60 days prior

Chapter Seven: REGULATIONS CONCERNING POLITICAL CAMPAIGNS

Cities that **DO NOT** have additional codes regarding campaign signs are as follows: (For additional information, please call the City Clerk at their respective number.)

Firebaugh	☎	659-2043	Orange Cove	☎	626-5100
Fowler	☎	834-3113	Parlier	☎	646-3545
Huron	☎	945-2241	San Joaquin	☎	693-4311
Mendota	☎	655-3291			

SECTION NO. 8 - Mass Mailing and Campaign Literature

Mass Mailing - No candidate, committee, or officeholder may make an expenditure for a "Mass Mailing" (more than 200 similar pieces sent within a month) unless the sender's name and address appear on the envelope and on at least one insert in no less than 6-point type which shall be in a color or print which contrasts with the background so as to be easily legible. However, if the sender is a single candidate or committee, the identification need only be shown on the outside of each piece of mail. If the sender is a controlled committee, the name of the person controlling the committee must be included. The treasurer's name and committee identification numbers are not required on mass mailings. (G. C. 84305, 18901)

Campaign Literature - Whenever any person makes an expenditure for the purpose of financing communications expressly advocating the election or defeat of a clearly identified candidate, or solicits any contribution through any broadcasting station, newspaper, magazine, outdoor advertising facility, direct mailing, or any other type of general public political advertising, such communication:

- 1) if paid for and authorized by a candidate, an authorized political committee of a candidate, or its agents, shall clearly state that the communication has been paid for by such authorized political committee, or
- 2) if paid for by other persons but authorized by a candidate, an authorized political committee of a candidate, or its agents, shall clearly state that the communication is paid for by such other persons and authorized by such authorized political committee;
- 3) if not authorized by a candidate, an authorized political committee of a candidate, or its agents, shall clearly state the name of the person who paid for the communication and state that the communication is not authorized by any candidate or candidate's committee.

No person who sells space in a newspaper or magazine to a candidate or to the agent of a candidate, for use in connection with such candidate's campaign, may charge any amount for such space which exceeds the amount charged for comparable use of such space for other purposes. (2 U.S.C. 441d)

SECTION NO. 9 - Public Utilities Code

Legal Authority - The unauthorized attachment to supply, street light or communication poles or structures of signs, posters, banners, decorations or any other such equipment foreign to the purposes of overhead electric line construction is a violation of Public Utilities Commission General Order 95 (Rule 34-A 1a)

Further, Public Utilities Code §10251 provides that "Any person who injures or destroys, through want of proper care, any necessary or useful facility or equipment of any municipal corporation is liable to the municipal corporation

Chapter Eight: PENAL PROVISIONS

for all damages sustained thereby. The measure of damages to the facility or equipment injured or destroyed shall be the cost to repair or replace the property injured or destroyed including direct and allocated costs for labor, materials, supervision, supplies, tools, taxes, transportation, administrative and general expense and other indirect or overhead expenses, less credit, if any for salvage. The specifying of the measure of damages for the facility or equipment shall not preclude the recovery of such other damages occasioned thereby as may be authorized by law."

SECTION NO. 1	Nomination of Candidates
SECTION NO. 2	Elections Campaigns

SECTION NO. 1 - Nomination of Candidates

The following violations are felonies and are punishable by imprisonment in the state prison for 16 months, or 2 or 3 years:

Every person who subscribes to any nomination petition a fictitious name, or who intentionally subscribes the name of another, or who causes another to subscribe a fictitious name to a nomination petition. (E. C. 18200)

A person who falsely makes or fraudulently defaces or destroys all or any part of a nomination paper, or a person who files or submits for filing a nomination paper or declaration of candidacy knowing that it or any part of it has been made falsely. (E. C. 18201, 18203)

A person who willfully suppresses all or any part of a nomination paper or declaration of candidacy either before or after filing. (E. C. 18204)

A person shall not directly or through any other person advance, pay, solicit, or receive, or cause to be advanced, paid, solicited, or received any money or other valuable consideration to or for the use of any person in order to induce a person not to become or to withdraw as a candidate for public office. (E. C. 18205)

Every person acting on behalf of a candidate is guilty of a misdemeanor who deliberately fails to file at the proper time and in the proper place any nomination paper or declaration of candidacy in his or her possession, that is entitled to be filed under this code. (E. C. 18205)

SECTION NO. 2 - Elections Campaigns

The following violations are **felonies** and are punishable by imprisonment in the state prison for 16 months or 2 or 3 years:

A person shall not directly or through any other person pay or receive any money or other valuable consideration before, during, or after an election in order to reward any person or as a reward for voting for or against or agreeing to vote for or against the election or endorsement of any other person as the nominee or candidate of any caucus, convention, organized assemblage of delegates, or other body representing or claiming to represent a political party, candidate, or principle, or any club, society, or association. (E. C. 18310)

Chapter Eight: PENAL PROVISIONS

Every person commits a felony who:

- (a) Gives or offers a bribe to any officer or member of a political convention, committee, or political gathering of any kind, held for the purpose of nominating candidates for offices of honor, trust or profit in this state, with intent to influence the person to whom the bribe is given or offered to be more favorable to one candidate than another; or
- (b) Being a member of any of the bodies mentioned in this section receives or offers to receive any bribe described in subdivision (a). (E. C. 18311)

A person who commits or attempts to commit fraud, and any person who aids or abets, or attempts to aid or abet fraud, in connection with any vote cast, to be cast, or attempted to be cast. (E. C. 18500)

The following violations are **misdemeanors**:

Any person who prints or duplicates, or causes to be printed or duplicated, a simulated ballot or sample ballot that does not contain the statement required to Section 20009 (Notice to Voters) or which uses an official seal or insignia in violation of that section. (E. C. 18301)

Every person who, with intent to mislead the voters in connection with his or her campaign for nomination or election to a public office or in connection with the campaign of another person for nomination or election to a public office, does either of the following acts:

- (a) Assume, pretend, or imply by statements or conduct, that he or she is the incumbent of a public office when that is not the case; or
- (b) Assume, pretend, or imply by statements or conduct, that he or she is or has been acting in the capacity of a public officer when that is not the case. (E. C. 18350)

Candidates who knowingly make a false statement in a candidate's statement, with the intent to mislead the voters in a campaign for nomination or election to a nonpartisan office, is punishable by a fine not to exceed \$1,000. (E. C. 18351)

For more information on Penal Provisions, see the California Elections Code, Sections 18000 through 18700.

Chapter Nine: PROCEDURES FOR WRITE-IN CANDIDATES

SECTION NO. 1	Filing as a Write-In Candidate
SECTION NO. 2	Qualification for General Election Ballot

SECTION NO. 1 - Filing as a Write-In Candidate

Every person who desires to be a write-in candidate shall file:

- (a) A statement of write-in candidacy on a form provided by the elections official.
- (b) The required number of signatures on the nomination papers. (E. C. 8600)

The statement and nomination papers shall be available on the 57th day prior to the election and shall be filed with the elections official no later than 14 days before the election. (E. C. 8601)

Signers of nomination papers for write-in candidate shall be voters in the district or political subdivision in which the candidate is to be voted on. If the candidate is seeking a party nomination for an office, the signers shall also be affiliated with the party whose nomination is sought. (E. C. 8603)

No name written upon a ballot shall be counted for an office or nomination unless the candidate whose name has been written on the ballot has complied with the above requirements. (E. C. 15341)

There is no filing fee for a write-in candidate. (E. C. 8604)

SECTION NO. 2 - Qualification for General Election Ballot

In order to be nominated to any partisan office, the write-in candidate must receive more votes than any other candidate running for that party's nomination, and must also receive votes equal to at least 1% of all votes cast for that office at the last preceding general election at which the office was filled. See the Secretary of State Calendar (available from the County Clerk) for number of votes needed.

SECRETARY OF STATE-BALLOT DESIGNATION REGULATIONS:

CHAPTER 7 BALLOT DESIGNATIONS

§20710. General Provisions

- (a) The regulatory purpose of this Chapter is to ensure the accurate designation of the candidate upon the ballot in order that an informed electorate may intelligently elect one of the candidates.
- (b) The Secretary of State shall, at all times, apply and interpret the provisions of Elections Code § 13107 and the regulations included in this Chapter in a manner consistent with the regulatory purpose of this Chapter.
- (c) Candidates are not required to use a ballot designation pursuant to Elections Code § 13107, subdivision (a), and may opt to leave the space for such a designation on the ballot blank. In order to notify the elections official as to whether he or she will use a ballot designation or will opt to leave the ballot designation space blank, the candidate must initial the appropriate box on the Declaration of Candidacy or otherwise so indicate on the Declaration of Candidacy.
- (d) Pursuant to Elections Code § 13107, subdivision (a), a candidate may submit a proposed ballot designation pursuant to any one of the four provisions specified in Elections Code § 13107, subdivision (a), subparts (1) through (4), applicable to that candidate. The candidate shall be free to select from which of the applicable four subparts he or she is submitting his or her proposed ballot designation.
- (e) Pursuant to Elections Code 13106 **No title or degree** shall appear on the same line on a ballot as a candidate's name, either before or after the candidate's name in the case of any election to any office.
- (f) The regulations set forth in this Chapter shall apply only to elections held for offices for which election returns are certified by the Secretary of State of the State of California.
- (g) Whenever, the word "**should**" is used in this chapter, **it is recommended, not mandatory**.

Note: Authority: Section 12172.5, Government Code
Reference: Section 13107, Elections Code

§ 20711. Ballot Designation Worksheet

- (a) In order to facilitate review of a candidate's proposed ballot designation by the Secretary of State pursuant to Elections Code §13107, the candidate may submit, at the time of filing his or her proposed ballot designation on the Declaration of Candidacy, a completed Ballot Designation Worksheet on a form provided by the Secretary of State.
- (b) All Ballot Designation Worksheets filed with the Office of the Secretary of State or the county elections officials pursuant to this section shall be public records and shall be available for inspection and copying at the public counter of the Elections Division of the office of the Secretary of State, Fifth Floor, 1500 11th Street, Sacramento, California 95814, or at the office of the applicable county elections official.
- (c) The Secretary of State shall provide a master copy or copies of the Ballot Designation Worksheet to all elections officials responsible for providing and accepting the nomination documents for candidates in elections for

SECRETARY OF STATE-BALLOT DESIGNATION REGULATIONS:

offices certified by the Secretary of State. The Ballot Designation Worksheet shall request that the candidate proposing the ballot designation provide the following information:

- (1) The candidate's name, home, business and mailing addresses, telephone numbers, e-mail address, if available, and fax number;
- (2) A designation of the office for which the candidate is seeking election;
- (3) The name, home, business and mailing addresses, telephone numbers, e-mail address, if available, and fax number of the attorney representing the candidate or for any other person to be contacted in the event the Secretary of State requires further information regarding the proposed ballot designation;
- (4) The proposed ballot designation submitted by the candidate;
- (5) At the option of the candidate, the candidate may submit one or more proposed alternate ballot designations ranked in order of the candidate's preference;
- (6) A brief statement identifying the factual basis upon which the candidate claims the proposed ballot designation and each proposed alternate ballot designation, including the following:
 - (A) If the candidate holds elected office and is submitting his or her proposed ballot designation pursuant to Elections Code § 13107, subdivisions (a)(1) or (a)(2), the candidate should indicate the elective office he or she currently occupies and may attach a copy of his or her Certificate of Election;
 - (B) If the candidate is a judicial officer and is submitting his or her proposed ballot designation pursuant to Elections Code § 13107, subdivisions (a)(1) or (a)(2), the candidate should indicate the elective office he or she currently holds and may attach either (A) a copy of his or her Certificate of Election or (B) a copy of his or her commission or certificate of appointment, issued at the time the candidate was appointed to the judicial office which he or she currently occupies.
 - (C) If the candidate submits a ballot designation pursuant to Elections Code § 13107, subdivision (a)(3), the candidate should indicate:
 - (i) The title of the position or positions which he or she claims supports the proposed ballot designation;
 - (ii) The dates during which the candidate held such position;
 - (iii) A description of the work he or she performs in the position;
 - (iv) The name of the candidate's business or employer
 - (v) The name and telephone number of a person or persons who could verify such information; and
 - (vi) A statement that the professions, vocations or occupations relied upon to support the proposed ballot designation constitute the primary, main or leading professions, vocations or occupations of the candidate, in accordance with the definition of the term "principal" as set forth at §20714, subdivision (b).
 - (D) If the candidate submits a ballot designation pursuant to Elections Code § 13107, subdivision (a)(4), the candidate should indicate the date on which he or she was appointed to the office for which he or she is an appointed incumbent.
- (d) The Candidate may attach or append any supporting documents or other exhibits to his or her Ballot Designation Worksheet which he or she believes support his or her proposed ballot designation. Such attached documents or other exhibits shall be deemed to be incorporated by reference as part of the candidate's Ballot Designation Worksheet and shall be considered as such by the Secretary of State.

Note: Authority: Section 12172.5, Government Code
Reference: Section 13107, Elections Code

SECRETARY OF STATE-BALLOT DESIGNATION REGULATIONS:

§ 20712. Proposed Ballot Designations Submitted Pursuant to Elections Code § 13107, Subdivision (a)(a).

Proposed ballot designations submitted pursuant to Elections Code § 13107, subdivision (a)(1) shall be subject to the following provisions:

- (a) In the case of candidates holding elective city, county, district, state, or federal office, the candidate's ballot designation shall be the elective office, which the candidate holds at the time of filing the nomination documents.
- (b) In the case of judicial officers, the candidate's ballot designation shall be the elective office, which the candidate holds at the time of filing the nomination documents.
- (c) There shall be no word count limitation applicable to ballot designations submitted pursuant to Elections Code § 13107, subdivision (a)(1).
- (d) Proposed ballot designations indicating a position of legislative leadership, such as "Majority Leader of the California Senate," "Minority Leader of the California State Assembly," "Speaker of the California State Assembly," "President Pro Tempore of the California State Senate," and the like, are not elective offices described in Elections Code § 13107, subdivision (a)(1). Such ballot designations are improper, pursuant to Elections Code § 13107, Subdivision (a)(1). They may, however, be considered under the provision of § 13107, (a)(3).
- (e) Proposed ballot designations indicating that the candidate is a member of the state or county central committee of a political party, or an officer of a state or county central committee of a political party, are improper, as such positions do not constitute elective county or state offices as specified in Elections Code § 13107, subdivision (a)(1).

Note: Authority: Section 12172.5, Government Code
Reference: Section 13107, Elections Code

§ 20713, Proposed Ballot Designations submitted Pursuant to Elections Code § 13107. Subdivision (a)(2).

Proposed ballot designations submitted pursuant to Elections Code § 13107. Subdivision (a)(2), shall be subject to the following provisions:

- (a) A proposed ballot designation submitted pursuant to Elections Code § 13107. Subdivision (a)(2), is limited "incumbent," as that term is defined in Elections Code § 13107, Subdivision (a)(2).
- (b) The term "incumbent" must be used as a noun. It shall not be used in conjunction with any other words, including any accompanying adjectives or modifiers, and must stand-alone. A candidate qualified to sue this designation pursuant to Elections Code § 13107. Subdivision (a)(2), shall be entitled to use the ballot designation "Incumbent."
- (c) The word "incumbent" is strictly limited for use in ballot designations submitted pursuant to Elections Code § 13107. Subdivision (a)(2), and may not be used as an adjective in any other ballot designation.

Note: Authority: Section 12172.5, Government Code
Reference: Section 13107, Elections Code

§ 20714, Proposed Ballot Designations Submitted Pursuant to Elections Code § 13107. Subdivision (a)(3).

Proposed ballot designations submitted pursuant to Elections Code § 13107, Subdivision (a)(3), shall be subject to the following provisions:

SECRETARY OF STATE-BALLOT DESIGNATION REGULATIONS:

- (a) The terms “profession,” “vocation,” or “occupation”, as those terms are used in Elections Code § 13107. Subdivision (a)(3), are defined as follows:
- (1) “Profession” means a field of employment requiring special education or skill and requiring specific knowledge of a particular discipline of learning or science. The labor and skill involved in a profession is predominantly mental or intellectual, rather than physical or manual. Recognized professions generally include, but are not limited to, law, medicine, education, engineering, accountant, and journalism. Examples of an acceptable designation of a “profession,” as defined in Elections Code § 13107. Subdivision (a)(3), include, but are not limited to, “attorney,” “physician,” “accountant,” “architect,” and “teacher.”
 - (2) “Vocation” means a trade, a religious calling, or the work upon which a person, in most but not all cases, relies for his or her livelihood and spends a major portion of his or her time. As defined, vocations may include, but are not limited to, religious ministry, child rearing, homemaking, elderly and dependent care, and engaging in trades such as carpentry, cabinetmaking, plumbing, and the like. Examples of an acceptable designation of a “vocation,” as defined in Elections Code § 13107, Subdivision (a)(3), include, but are not limited to, “minister,” “priest,” “mother,” “father,” “homemaker,” “dependent care provider,” “carpenter,” “plumber,” “electrician,” and “cabinetmaker.”
 - (3) “Occupation” means the employment in which one regularly engages or follows as the means of making a livelihood. Examples of an acceptable designation of an “occupation,” as defined in Elections Code § 13107. Subdivision (a)(3), include but are not limited to, “rancher,” “restaurateur,” “retail salesperson,” “manual laborer,” “construction worker,” “computer manufacturing executive,” “military pilot,” “secretary,” and “police officer.”
- (b) “Principal,” as that term is used in Elections Code § 13107. Subdivision (a)(3), means a substantial involvement of time and effort such that the activity is one of the primary, main or leading professional, vocational or occupational endeavors of the candidate. The term “principal” precludes any activity, which does not entail a significant involvement on the part of the candidate. Involvement, which is only nominal, pro forma, or titular in character, does not meet the requirements of the statute.
- (1) If a candidate is licensed by the State of California to engage in a profession, vocation or occupation, the candidate is entitled to consider it one of his or her “principal” professions, vocations or occupations if:
 - (i) the candidate has maintained his or her license current as of the date he or she filed his or her nomination documents by complying with all applicable requirements of the respective licensure, including the payment of all applicable license fees and
 - (ii) the status of the candidate’s license is active at the time he or she filed his or her nomination documents.
 - (2) A candidate who holds a professional, vocational or occupational license issued by the State of California may not claim such profession, vocation or occupation as one of his or her “principal” professions, vocations or occupations if:
 - (i) The candidate’s licensure status is “inactive” at the time the candidate files his or her nomination document, or

SECRETARY OF STATE-BALLOT DESIGNATION REGULATIONS:

- (ii) The candidate's license has been suspended or revoked by the agency issuing the license at the time the candidate files his or her nomination documents.
 - (1) The proposed ballot designation must comply with the three-word limitation specified in Elections Code § 13107. Subdivision (a)(3), and as implemented pursuant to subdivision (f) herein.
 - (2) Each such proposed profession, vocation or occupation shall be separately considered by the Secretary of State and must independently qualify as a "principal" profession, vocation or occupation, as that term is defined pursuant to subdivision (b) herein.
 - (3) When multiple professions, vocations or occupations are proposed as a ballot designation, they shall be separated by a slash("/"). An example of an acceptable designation would be "Legislator/Rancher/Physician."
- (f) Pursuant to Elections Code § 13107. Subdivision (a)(3), the candidate's ballot designation shall be limited to not more than three (3) words. The following rules shall govern the application of the three-word limitation.
- (1) The proposed ballot designation shall be grammatically correct, generic, and all words must be spelled correctly.
 - (2) Punctuation shall be limited to the use of a comma (e.g., district Attorney, Los Angeles County) and a slash (e.g., Legislator/Rancher/Physician), pursuant to subdivision (e) of this section. A hyphen may be used if, and only if, the use of a hyphen is called for in the spelling of a word as it appears in a standard reference dictionary of the English language.
 - (3) All California geographical names shall be considered to be one word and shall be limited to the names of cities, counties and states. The names of special districts and political subdivisions are not "geographical names," as the term is used in Elections Code § 13107. Subdivision (a)(3). If the Candidate desires, the geographical name may be used in the form of "City of....," "County of ...," or "City and County of..." Examples of geographical names considered to be one word include Tehama County, Los Angeles County and County of Sacramento.
 - (4) An acronym shall be counted as one word.

Note: Authority: Section 12172.5, Government Code
Reference: Section 13107, Elections Code

§ 20715, Proposed Ballot Designations Submitted Pursuant to Elections Code § 13107, Subdivision (a)(4).

- (a) Pursuant to Elections Code § 13107, Subdivision (a)(4), a candidate may propose a ballot designation consisting of the phrase "appointed incumbent" if the candidate holds an office, other than a judicial office, by virtue of appointment, and the candidate is a candidate for election to the same office. The candidate may not use the unmodified word "incumbent" or any words designating the office unmodified by the word "appointed."
- (b) Pursuant to Elections Code § 13107, Subdivision (a)(4), a candidate may propose a ballot designation consisting of the word "appointed" in conjunction with the elective office, if the candidate is a candidate for election to the same office or to some other office. The candidate may not use any words designating the office unmodified by the word "appointed."
- (c) There shall be no word count limitation applicable to ballot designations submitted pursuant to Elections Code § 13107, Subdivision (a)(4).

SECRETARY OF STATE-BALLOT DESIGNATION REGULATIONS:

§ 20716, Unacceptable Ballot Designations.

- (a) The Secretary of State shall reject as unacceptable any proposed ballot designation which fails to comply with, or is otherwise inappropriate pursuant to, Elections Code § 13107, Subdivision (a); is prohibited pursuant to Elections Code § 13107, Subdivision (b); is misleading; or is otherwise improper pursuant to the regulations set forth in this Chapter.
- (b) The following types of activities are distinguished from professions, vocations and occupations and are not acceptable as ballot designations pursuant to Elections Code § 13107, subdivision (a)(3):
 - (1) **Avocations:** An avocation is a casual or occasional activity, diversion or hobby pursued principally for enjoyment and in addition to the candidate's principal profession, vocation or occupation. Avocations may include, but are not limited to, hobbies, social activities, volunteer work, and matters pursued as an amateur.
 - (2) **Pro Forma Professions, Vocations and Occupations:** Pro forma professions, vocations or occupations are positions held by the candidate which consume little or none of the candidate's time and which, by their nature, are voluntary or for which the candidate is not compensated. Pro forma professions, vocations and occupations may include, but are not limited to, such pursuits as honorary peace officer, volunteer firefighter, honorary chairperson, honorary professor, goodwill ambassador, official host or hostess and the like.
 - (3) **Statuses:** A status is a state, condition, social position or legal relation of the candidate to another person, persons or the community as a whole. A status is generic in nature and generally fails to identify with any particular specificity the manner by which the candidate earns his or her livelihood or spends the substantial majority of his or her time. Examples of a status include, but are not limited to philanthropist, activist, patriot, taxpayer, concerned citizen, husband, wife, and the like.
- (c) Pursuant to Elections Code § 13107, subdivision (b)(1), the Secretary of State shall reject as unacceptable any proposed ballot designation, which would mislead voters. In making this determination, the Secretary of State shall determine whether there is a substantial likelihood that a reasonably prudent voter would be misled as to the candidate's principal profession, vocation or occupation by the candidate's proposed ballot designation. The determination shall take into account the plain meaning of the words constituting the proposed ballot designation and the factual accuracy of the proposed ballot designation based upon supporting documents or other evidence submitted by the candidate in support of the proposed ballot designation, pursuant to §§ 20711 and 20717 of this Chapter.
- (d) A ballot designation may not comprise or include commercial identification information, such as a trademark, service mark, tradename, or the specific name of a business, partnership, corporation, company, foundation, or organization. Examples of an improper use of commercial identification information include, but are not limited to, "Acme Company President," "Universal Widget® Inventor," "Director, Smith Foundation," "UCLA Professor," and the like.
- (e) Pursuant to Elections Code § 13107, subdivision (b)(2), the Secretary of State shall reject as unacceptable any proposed ballot designation, which would suggest an evaluation of the candidate's qualifications, honesty,

SECRETARY OF STATE-BALLOT DESIGNATION REGULATIONS:

integrity, leadership abilities or character. Any laudatory or derogatory adjectives, which would suggest an evaluation of the candidate's qualifications, shall not be permitted. Such impermissible adjectives include, but are not limited to, "outstanding," "leading," "expert," "virtuous," "eminent," "best," "exalted," "prominent," "famous," "respected," "honored," "honest," "dishonest," "corrupt," "lazy," and the like.

- (f) Pursuant to Elections Code § 13107, subdivision (b)(3), the Secretary of State shall reject as unacceptable any proposed ballot designation which abbreviates the word "retired" or places it following any word or words which it modifies. Examples of impermissible designations include "Ret. Army General," "Major USAF, Retired" and "City Attorney, Retired."
- (g) Pursuant to Elections Code § 13107, subdivision (b)(4), the Secretary of State shall reject as unacceptable any proposed ballot designation which uses a word or prefix to indicate a prior profession, vocation, occupation or elected, appointed or judicial office previously held by the candidate. Such impermissible words or prefixes include, but are not limited to, "Ex-," "former," "past," and "erstwhile." Examples of impermissible designations include "Former Congressman," "ex-Senator," and "Former Educator."
- (h) Subject to the provisions of Elections Code § 13107, subdivision (b)(4), use of the word "retired" in a ballot designation is generally limited for use by individual who have permanently given up their chosen principal profession, vocation or occupation. In evaluating a proposed ballot designation including the word "retired," the Secretary of State will consider the following factors in making a determination as to the propriety of the use of the term "retired":
 - (1) Prior to retiring from his or her principal profession, vocation or occupation, the candidate worked in such profession, vocation or occupation for more than 5 years;
 - (2) The candidate is collecting, or eligible to collect, retirement benefits or other type of vested pension;
 - (3) The candidate has reached at least the age of 55 years;
 - (4) The candidate voluntarily left his or her last professional, vocational or occupational position;
 - (5) If the candidate is requesting a ballot designation indicating that he or she is a retired public official, the candidate must have previously voluntarily retired from public office, not have been involuntarily removed from office, not have been recalled by voters, and not have surrendered the office to seek another office or failed to win reelection to the office.
 - (6) The candidate has not had another more recent, intervening principal profession, vocation or occupation; and,
 - (7) The candidate's retirement benefits are providing him or her with a principal source of income.
- (i) Pursuant to Elections Code § 13107, subdivision (b)(5), the Secretary of State shall reject as unacceptable any proposed ballot designation that uses the name of any political party, whether or not it has qualified for recognized ballot status.
- (j) Pursuant to Elections Code § 13107, subdivision (b)(6), the Secretary of State shall reject as unacceptable any proposed ballot designation, which uses a word or words referring to a racial, religious, or ethnic group.
 - (1) The Secretary of State shall reject as unacceptable any ballot designation that expressly contains or implies any ethnic or racial slurs or ethnically or racially derogatory language.

SECRETARY OF STATE-BALLOT DESIGNATION REGULATIONS:

(2) If the candidate is a member of the clergy, the candidate may not make reference to his or her specific denomination. However, the candidate may use his or her clerical title as a ballot designation (e.g. "Rabbi," "Pastor," "Minister," "Priest," "Bishop," "Deacon," "Monk," "Nun," "Imam," etc.)

(k) Pursuant to Elections Code § 13107, subdivision (b)(6), the Secretary of State shall reject as unacceptable any proposed ballot designation that refers to any activity prohibited by law. Unlawful activity includes any activities, conduct, professions, vocations, or occupations prohibited by state or federal law.

Note: Authority: Section 12172.5, Government Code
Reference: Section 13107, Elections Code

§ 20717, Requests for Supporting Documentation.

In addition to the Ballot Designation Worksheet requested to be filed with the Secretary of State pursuant to § 20711 of this Chapter, the Secretary of State may request that a candidate submit additional supporting documentation or other evidence to support the proposed ballot designation.

- (a) Time is of the essence regarding all matters pertaining to the review of proposed ballot designations submitted by candidates for public office. Failure to promptly submit requested supporting materials will preclude consideration of such materials and the rendering of a summary, final decision on the candidate's proposed ballot designation.
- (b) The Secretary of State will communicate, whenever possible, with the candidate in the most expeditious manner, including, but not limited to, telephone, facsimile transmission and electronic mail at the number or address provided by the candidate. When the candidate does not have reasonable access to a facsimile machine or electronic mail, the Secretary of State will transmit written communication to the candidate by means of overnight express delivery to the address provided by the candidate.
- (c) The candidate shall have the burden of establishing that the proposed ballot designation that he or she has submitted is accurate and complies with all provisions of Elections Code § 13107 and the Chapter.

Note: Authority: Section 12172.5, Government Code
Reference: Section 13107, Elections Code

§ 20718, Communication of Decisions Regarding Ballot Designations.

- (a) An official copy of the decision of the Secretary of State regarding a candidate's ballot designation will be made in writing and transmitted directly to the candidate by registered or certified mail, return receipt requested, to the address provided by the candidate. The Secretary of State shall also provide a copy to the elections official in the candidate's county of residence and to the elections official of each county within the political subdivision. Copies may also be made available to all other candidates in the race.
- (b) At the request of the candidate, the Secretary of State will transmit an unofficial copy of the decision of the Secretary of State regarding the candidate's proposed ballot designation by facsimile transmission sent to the facsimile number listed on the candidate's Ballot Designation Worksheet. When the candidate does not have reasonable access to a facsimile machine, the Secretary of State will transmit to the candidate, at the candidate's request, an unofficial copy of the decision by means of overnight express delivery to the address listed on the

SECRETARY OF STATE-BALLOT DESIGNATION REGULATIONS:

candidate's Ballot Designation Worksheet provided. If the candidate has not submitted a Ballot Designation worksheet, the Secretary of State will transmit an official copy to the facsimile number provided by the candidate or, if the candidate does not have reasonable access to a facsimile machine, by overnight express mail to the address provided by the candidate.

- (c) Telephone notice pertaining to any ex parte applications filed with the court by any candidate or other interested party should be directed to the attention of the Chief Counsel to the Secretary of State at (916) 653-7244. Counsel for all parties to such ex parte matters are admonished that waivers of the Secretary of State's right to timely notice and the right to personally appear at the ex parte hearing will be granted in writing and only in limited instances.
- (d) The Secretary of State shall provide a copy of any legal actions in subdivision (a) or (b) above to the elections official in the county of the candidate's residence and any other county in the district.

Note: Authority: Section 12172.5, Government Code
Reference: Section 13107, Elections Code

CANDIDATE'S STATEMENT LAWS

Elections Code Section 13307:

Preparation and Form of Candidate Statement

Nothing in this section shall be deemed to make any statement or the authors free or exempt from any civil or criminal action or penalty because of any false, slanderous, or libelous statements offered for printing or contained in the voters pamphlet. (E. C. 13307)

The statements shall remain confidential until the expiration of the filing deadline. (E. C. 13311)

- (a) (1) Each candidate for nonpartisan elective office in any local agency, including any city, county, city and county, or districts, may prepare a candidate's statement on an appropriate form provided by the elections official. The statement may include the name, age and occupation of the candidate and a brief description, have no more than 200 words, of the candidate's education and qualifications expressed by the candidate himself or herself. However, the governing body of the local agency may authorize an increase in the limitations on words for the statement from 200 to 400 words. The statement will not include the party affiliation of the candidate, nor membership or activity in partisan political organizations.

(2) The statement authorized by this subdivision will be filed in the office of the elections official when the candidate's nomination papers are returned for filing, if it is for a primary election, or for an election for offices for which there is no primary. The statement will be filed in the office of the elections official no later than the 88th day before the election, if it is for an election for which nomination papers are not required to be filed. If a runoff election or general election occurs within 88 days of the primary or first election, the statement will be filed with the elections official by the third day following the governing body's declaration of the results from the primary or first election.

(3) Except as provided in Section 13307, the statement may be withdrawn, but not changed, during the period for filing nomination papers and until 5:00 p.m. of the next working day after the close of the nomination period.
- (b) The elections official will send to each voter, together with the sample ballot, a voter's pamphlet which contains the written statements of each candidate that is prepared pursuant to this section. The statement of each candidate will be printed in type of uniform size and darkness, and with uniform spacing. The elections official will provide a Spanish translation to those candidates who wish to have one, and will select a person to provide that translation from the list of approved Spanish language translators and interpreters of the superior court of the county or from an institution accredited by the Western Association of Schools and Colleges.
- (c) The local agency may estimate the total cost of printing, handling, translating, and mailing the candidate's statements filed pursuant to this section, including costs incurred as a result of complying with the federal Voting Rights Act of 1965, as amended. The local agency may require each candidate filing a statement to pay in advance to the local agency his or her estimated pro rata share as a condition of having his or her statement included in the voter's pamphlet. In the event the estimated payment is required, the receipt for the payment will include a written notice that the estimate is just an approximation of the actual cost that varies from one election to another election and may be significantly more or less than the estimate, depending on the actual number of candidates filing statements. Accordingly, the election official is not bound by the estimate and may, on a pro rata basis, bill the candidate for additional actual expense or refund any excess paid depending on the final actual cost. In the event of underpayment, the elections official may require the candidate to pay the balance of the cost incurred. In the event of overpayment, the elections official will prorate the excess amount between the candidates and refund the excess amount paid within 30 days of the election.

CANDIDATE'S STATEMENT LAWS

Elections Code Section 13307: Preparation and Form of Candidate Statement

- (d) Nothing in this section will be deemed to make any statement or the authors thereof free or exempt from any civil or criminal action or penalty because of any false, slanderous, or libelous statements offered for printing or contained in the voter's pamphlet.
- (e) Before the nominating period opens, the local agency for that election will determine whether a charge will be levied against that candidate for the candidate's statement sent to each voter. This decision will not be revoked or modified after the seventh day prior to the opening of the nominating period. A written statement of the regulations with respect to charges for handling, packaging, and mailing will be provided to each candidate or his or her representative at the time he or she picks up the nomination papers.
- (f) For purposes of this section and Section 13310, the board of supervisors will be deemed the governing body of judicial elections.

Elections Code Section 13308: Candidate's Statement for Judicial Offices

In addition to the restrictions sent forth in Section 13307, any candidate's statement submitted pursuant to Section 13307 by a candidate for judicial office will be limited to a recitation of the candidate's own personal background and qualifications, and will not in any way make reference to other candidates for judicial office or to another candidate's qualifications, character, or activities. The elections official will not cause to be printed or circulated any statement that the election official determines is not so limited or which includes any reference prohibited by this section.

Elections Code Section 13311: Confidentiality of Candidate's Statement

Notwithstanding the California Public Records Act (Chapter 3.5 (commencing with Section 6250) of Division 7 of Title 1 of the Government Code), the statements filed pursuant to Section 13307 will remain confidential until the expiration of the filing deadline.

Elections Code Section 9: Counting of Words

- (a) Counting of words, for purposes of this code, will be as follows:
 - (1) Punctuation is not counted.
 - (2) Each word will be counted as one word except as specified in this section.
 - (3) All geographical names will be considered as one word; for example, "City and County of San Francisco" will be counted as one word.
 - (4) Each abbreviation for a word, phrase, or expression will be counted as one word.
 - (5) Hyphenated words that appear in any generally available dictionary will be considered as one word. Each part of all other hyphenated words will be counted as a separate word.
 - (6) Dates consisting of a combination of words and digits will be counted as two words. Dates consisting only of a combination of digits will be counted as one word.
 - (7) Any number consisting of a digit or digits will be considered as one word. Any number that is spelled as "one" will be considered as a separate word or words. "One" will be counted as one word, whereas "one hundred" will be counted as two words. "100" will be counted as one word.
 - (8) Telephone numbers shall be counted as one word.
 - (9) Internet web site addresses shall be counted as one word.
- (b) This section will not apply to counting words for ballot designations under Section 13107.

RUNNING FOR MULTIPLE OFFICES AT SAME ELECTION:

TYPE OF OFFICE	STATUTE
Partisan candidate defeated at primary - not eligible for nomination as independent candidate.	Elec. Code § 8003. Subd. (a)
Partisan candidate defeated at primary - not eligible to be candidate named by party central committee to fill vacancy on ballot for general election.	Elec. Code § 8003. Subd. (a)
May not file nomination papers for party nomination and independent nomination for same office.	Elec. Code § 8003. Subd. (b)
Generally may not file nomination papers for more than one office at same election.	Elec. Code § 8003. Subd. (b)
Above rules do not apply to: (a) Recall elections. (b) Presidential primary. (c) Nomination of officers of cities or counties whose charters provide system for nominating candidates for those offices. (d) Nomination of officers for any district not formed for municipal purposes. (e) Nomination of officers for general law cities. (f) Nomination of school district officers (but see below re: rules for school offices).	Elec. Code § 8000
School districts, community college districts, and county board of education - generally: May not file nomination papers for more than one district office, including a county board of education office, at same election.	Elec. Code § 10603. Subd. (c)
Exception to above rule for unification election: If proposal to form unified school district is on same ballot as election of governing board members of that district, any candidate for position on existing governing board may file nomination papers for that position and may, at same election, also file nomination papers for position on governing board of proposed unified school district.	Elec. Code § 10603. Subd. (d)

REQUIREMENTS FOR MASS MAILING: (Government Code 84305)

- (a)** Except as provided in subdivision (b), no candidate or committee shall send a mass mailing unless the name, street address, and city of the candidate or committee as shown on the outside of each piece of mail in the mass mailing and on at least one of the inserts included within each piece of mail of the mailing in no less than 6-point type which shall be in a color or print which contrasts with the background so as to be easily legible. A post office box may be stated in lieu of a street address if the organization's address is a matter of public record with the Secretary of State.
- (b)** If the sender of the mass mailing is a single candidate or committee, the name, street address, and city of the candidate or committee need only be shown on the outside of each piece of mail.
- (c)** If the sender of a mass mailing is a controlled committee, the name of the person controlling the committee shall be included in addition to the information required by subdivision (a).

MASS MAILING AT PUBLIC EXPENSE: (Government Code Section 89001)

NO NEWSLETTER OR OTHER MASS MAILING SHALL BE SENT AT PUBLIC EXPENSE

A mass mailing is more than 200 substantially similar pieces of mail sent in a calendar month. Mailings sent in response to a specific, unsolicited request are not mass mailings. (Government Code Section 82041.5.)

CURRENT RESTRICTIONS

References to Elected Official:	PERMITTED	PROHIBITED
Name in agency letterhead?	X	
Name in roster?	X	
When Elected Official controls or directs mailing:	PERMITTED	PROHIBITED
Name in text of document?		X
Photograph of elected official?		X
Signature of elected official?		X
When Elected Official is affiliated with agency sending mailing but IS NOT involved in preparation of document:	PERMITTED	PROHIBITED
Name in text of document?	X if not featured	
Photograph of elected official?		X
Signature of elected official?		X
When Elected Official is affiliated with agency sending mailing AND IS involved in preparation of documents:	PERMITTED	PROHIBITED
Name in text of document?		X
Photograph of elected official?		X

EXCEPTIONS TO MASS MAILING AT PUBLIC EXPENSE:

-  200 or less substantially similar pieces sent in a calendar month.
-  Mailings sent in response to an **unsolicited** specific request. Unless continuing mailings are specifically requested, only one response is permitted.
-  Mailings sent to other government agencies or officials.
-  Press releases sent to the media.
-  Mailings sent in connection with payment or collection of public funds.
-  Essential mailings from agencies that administer a government program to persons subject to that program.
-  Legal notices and other mailings required by law or court order, where signature of elected official is necessary.
-  Telephone directories, organization charts, and similar listings or rosters, where name of each individual listed is in the same type size and typeface.
-  Mailings to constituents solely to announce time, date, place and subject matter of a public meeting directly related to elected officials incumbent governmental duties.
-  Agendas and other notices required under open meeting laws.
-  Announcements of the time, date, place and subject matter of official agency events, including a listing of elected officers and others who will participate.
-  Handouts available at agency's offices or agency meeting for members of the public to pick up for themselves.

METHODS OF DISTRIBUTION COVERED

1. United States Postal Service.
2. Any commercial delivery service.
3. Delivery by agency personnel or agents of the agency.
4. Volunteer delivery mechanisms.
5. Paid advertisement in newspapers and other publications.
6. Electronic mail communications, other than those sent to pay subscribers of an electronic mail service.

GUIDELINES FOR FILING ARGUMENTS:

- Type or print legibly. Also, please provide the Elections Office with a computer disk/CD in Microsoft Word format along with a printed paper copy. The limit is 300 words, which does not include the title or signature lines. All arguments **with a statement (see sample below)** must be filed with the County Clerk/Registrar of Voters, by 5:00 p.m. on the last day set for arguments. The County Clerk sets the deadline, which is usually 81 days before the election. Check with the Elections Office for the exact date.
- All arguments are printed as filed. The Elections Office is not responsible for correcting misspellings, grammar, or punctuation.
- Only one argument for and one argument against each measure will be printed. The County Clerk will choose the arguments to be printed on the ballot **if more than one is filed**. The selection of arguments is based on the order of preference as stated in the Elections Code.

REBUTTAL ARGUMENTS

- Rebuttal arguments are limited to 250 words. Rebuttal arguments must be filed with the County Clerk/Registrar of Voters by 5:00 p.m. on the tenth day (including weekends) after the deadline for filing arguments. (Check with the Clerk's Office for the exact date.) Please provide the Rebuttal Arguments on a computer disk/CD in Microsoft Word format along with a printed paper copy.
- There is no requirement that the rebuttal argument necessarily be submitted by the original signers of the initial argument.

Note: Argument and Rebuttal Arguments may also be emailed to Betty Vaughan at: bvaughan@co.fresno.ca.us

IMPORTANT

Elections Code Section 9600 states: "All arguments concerning measures filed pursuant to this division shall be accompanied by the following form statement, to be signed by each proponent and by each author, if different, of the argument:"

The undersigned proponent(s) or author(s) of the _____ (primary or rebuttal) argument _____ (in favor of/ against) ballot proposition _____ (name or number) at the _____ (title of election) election for the _____ (jurisdiction) to be held on _____ (date) hereby state that such argument is true and correct to the best of _____ (his/her/their) knowledge and belief.

Signed _____

Date _____

Please see the examples of arguments and rebuttal arguments on the following pages .

EXAMPLES OF ARGUMENTS AND REBUTTAL ARGUMENTS:

Sample

FILED

December 12, 2003

VICTOR E. SALAZAR

ARGUMENT IN SUPPORT OF MEASURE K (County Service Area No. 48 for Sunnyside)

Fresno continues to make headlines in violent crime and Sunnyside is no exception.

By **K. McClue**
DEPUTY

Measure K is a rare one-time opportunity for residents in the unincorporated area of Sunnyside to directly fund an additional 12 hours a day of sheriff's protection. This additional patrolling will be used exclusively for our neighborhoods, covering about three square miles.

Why do we need additional sheriff's protection? Currently, Sunnyside is patrolled by one officer servicing a 40 square mile territory. Growth is already outpacing law enforcement funding and the population of our community is expected to more than double in the next 10 years. This growth will further isolate county residents in Sunnyside and slow critical response times. County Service Area No. 48 gives Sunnyside the chance to receive additional law enforcement protection now.

Does additional sheriff's protection work? Ask Fig Garden residents who overwhelmingly support their own law enforcement protection district and recently voted to increase their service. They say, "Yes! It works! Increased Sheriff's patrols not only shorten critical response times, but also act as a deterrent to discourage crime before it takes root and grows." Regularly assigned officers patrolling the limited service area become very knowledgeable about their beat and are increasingly effective.

Thirty-one cents a day is a small but wise investment in our family's safety, the security of our property, and our community's future. These self-directed moneys are 100% tax-deductible. Our Sheriff and an elected citizens' advisory council will assure that these funds are used prudently and only for our protection.

Measure K is Sunnyside's "Key" to be a community with a difference and a safer place to call "home." We strongly urge you to vote YES on Measure K.

Martha Voter

Martha Voter

Karen Precinct

Karen Precinct, President
Sunnyside Property Owners Association

Richard Flag

Richard Flag

Margaret Star

Margaret Star

The undersigned proponents of the primary argument in favor of ballot proposition Measure K (County Service Area No. 48) at the General election for the County of Fresno to be held on March 2, 2004, hereby state that such argument is true and correct to the best of their knowledge and belief.

Martha Voter

Martha Voter

Karen Precinct

Karen Precinct, President
Sunnyside Property Owners Association

Richard Flag

Richard Flag

Margaret Star

Margaret Star

12/12/2003

Date

12/12/2003

Date

12/12/2003

Date

12/12/2003

Date

EXAMPLES OF ARGUMENTS AND REBUTTAL ARGUMENTS:

Sample

FILED

December 12, 2003

VICTOR E. SALAZAR

By K. McClue
DEPUTY

REBUTTAL TO ARGUMENT AGAINST MEASURE K (County Service Area No. 48 for Sunnyside)

The following is a reply to each of the erroneous arguments against Measure K.

1. Measure K is a flat tax.
2. The fees stated in the Impartial Analysis are actual.
3. The Consumer Price Index and Article XIII B of the California Constitution limit increases.
4. 93 cents of every dollar goes to protection after the first year's formation costs.
5. Since drastically losing 33 positions in 1987, the Sheriff's Department has only added BACK a few deputies.
- 6-7. Federal, State, and Local law enforcement dollars are sadly deficient considering the needs of our increasing population.
8. The Police and Sheriff Departments are NOT consolidating services in Sunnyside!
9. The Sheriff promises that our existing base coverage will continue and be reinforced by regularly assigned officer(s) patrolling 12 hours a day.
10. This money is strictly for protection and any surplus reduces taxes in subsequent years.
11. We are already paying a higher price for crime!
12. Proposition 13 specifically allows citizens to provide for their own special needs when approved by 2/3 of the voters!

Thousands of hours have been spent to obtain the approval necessary to offer Sunnysiders this rare one-time opportunity to profoundly change Sunnyside's future. We will never have an opportunity like this again!

We urge you to vote YES on MEASURE K.

Martha Voter

Martha Voter

Karen Precinct

Karen Precinct, President

Sunnyside Property Owners Association

Richard Flag

Richard Flag

Margaret Star

Margaret Star

The undersigned proponents of the primary argument in favor of ballot proposition Measure K (County Service Area No. 48) at the General election for the County of Fresno to be held on March 2, 2004, hereby state that such argument is true and correct to the best of their knowledge and belief.

Martha Voter

Martha Voter

Karen Precinct

Karen Precinct, President

Sunnyside Property Owners Association

Richard Flag

Richard Flag

Margaret Star

Margaret Star

12/12/2003

Date

12/12/2003

Date

12/12/2003

Date

12/12/2003

Date

PLACEMENT OF NAMES ON THE BALLOT:

The order in which candidates' name shall be placed on the ballot is specified in Elections Code Sections 13111 and 13112. Election Code section 13109 specifies the order of precedence of offices on the ballot.

RANDOM ALPHABET DRAWING:

At 11:00 a.m. on the 82nd day before the election, the Secretary of State's office pulls each letter of the alphabet at random according to the procedure specified in Elections Code section 13112 and compiles a randomized alphabet. The Registrar of Voters conducts random alphabet drawing (Elections Code 13111) to determine the order of candidates on ballot for multi-county state legislative districts. The randomized alphabet is used in the same manner as the conventional alphabet in determining the order of all candidates' names in all elections. It is used statewide for the placement of names on the ballot, except as otherwise specified.

ROTATION OF NAMES ON THE BALLOT:

Candidates for Statewide Offices: Candidates for offices voted on throughout the state are placed on the ballot in the random order in the First State Assembly District. In the next district, the candidates listed first move to the bottom of the list and all other candidates move up one position. This rotation continues through all 80 State Assembly Districts.

Candidates for Congress: Candidates are placed on the ballot in the random order in the lowest numbered State Assembly District within the Congressional District.

The candidates' names are rotated in the same way as described above but only by the State Assembly Districts within the Congressional or State Board of Equalization District.

Candidates for Countywide Offices: Candidates for countywide offices are placed on the ballot in random order and rotated by Supervisorial Districts within the county.

Candidates for State Senate & Member of the Assembly in Districts that Cross County Lines: Candidates are placed on the ballot in a random order drawn by the Registrar of Voters Office within each County.

Candidates for other offices: Candidates are placed on the ballot in the Secretary of State's random order and are not rotated.

SB 34- RELATING TO CANDIDATES' STATEMENTS AS CHAPTERED FOR STATE LEGISLATIVE CANDIDATES: (September 4, 2001)

G.C. §82053. "Statewide elective office" means the office of Governor, Lieutenant Governor, Attorney General, Insurance Commissioner, Controller, Secretary of State, Treasurer Superintendent of Public Instruction and member of the State Board of Equalization.

G.C. §85600. The Secretary of State shall designate in the state ballot pamphlet those candidates for statewide elective office, as defined in Section 82053, who have voluntarily agreed to the expenditure limitations set forth in Section 85400. Local elections officers shall designate in the voter information portion of the sample ballot those candidates for State Senate and Assembly who have voluntarily agreed to the expenditure limitations set forth in Section 85400.

SEC.20 Section 85601 of the Government Code is amended to read:

G.C. §85601. (a) A candidate for statewide elective office, as defined in Section 82053, who accepts the voluntary expenditure limits set forth in Section 85400 may purchase the space to place a statement in the state ballot pamphlet that does not exceed 250 words. The statement may not make any reference to any opponent of the candidate. The statement shall be submitted in accordance with timeframes and procedures set forth by the Secretary of State for the preparation of the state ballot pamphlets.

(b) Notwithstanding subdivision (e) of Section 88001 of this code or subdivision (e) of Section 9084 of the Elections Code, on and after, November 6, 2002, the Secretary of State may not include in the state ballot pamphlet a statement from a candidate who has not voluntarily agreed to the expenditure limitations set forth in Section 85400.

(c) A candidate for State Senate or Assembly who accepts the voluntary expenditure limits set forth in Section 85400 may purchase the space to place a statement in the voter information portion of the sample ballot that does not exceed 250 words. The statement may not make any reference to any opponent of the candidate. The statement shall be submitted in accordance with the timeframes and procedures set forth in the Elections Code for the preparation of the voter information portion of the sample ballot.

CALIFORNIA ASSOCIATION OF CLERKS AND ELECTION OFFICIALS

CANDIDATE STATEMENT GUIDELINES

STATE LEGISLATIVE CANDIDATES

Candidate Information

Important notice to candidates in districts that encompass more than one county. Procedures, requirements, fees, formats and public examination periods for candidates' statements may vary between counties. It is the candidate's responsibility to contact each county (in which he or she wishes to have a statement printed) within the district to obtain the appropriate information from each county. Failure to do so may jeopardize the printing of the candidate's statement.

The text of the statement shall not exceed 250 words. Word count standards shall be pursuant to Elections Code Section 9.

All statements must be submitted on, or attached to, the form provided by the county election official of each county in which the candidate wishes to have his or her statement printed. Statements must be formatted pursuant to the guidelines provided by each county. Statements not submitted in the appropriate format will be reformatted by the county election official. The county election official bears no responsibility for the correct typesetting of statements that must be reformatted.

Statements shall not, in any way, make reference to other candidates for office or to another candidate's qualifications, character or activities. Moreover, no statement shall contain any demonstrably false, slanderous or libelous statements nor any obscene or profane language.

The statement will be printed in languages required by the Voting Rights Act as well as those languages, if any, required by the counties within the jurisdiction. If Spanish is not a required language, a candidate may request a Spanish translation of his or her statement at additional cost.

Costs of providing statements to voters, including translated statements, shall be paid by the candidates.

Filing Information

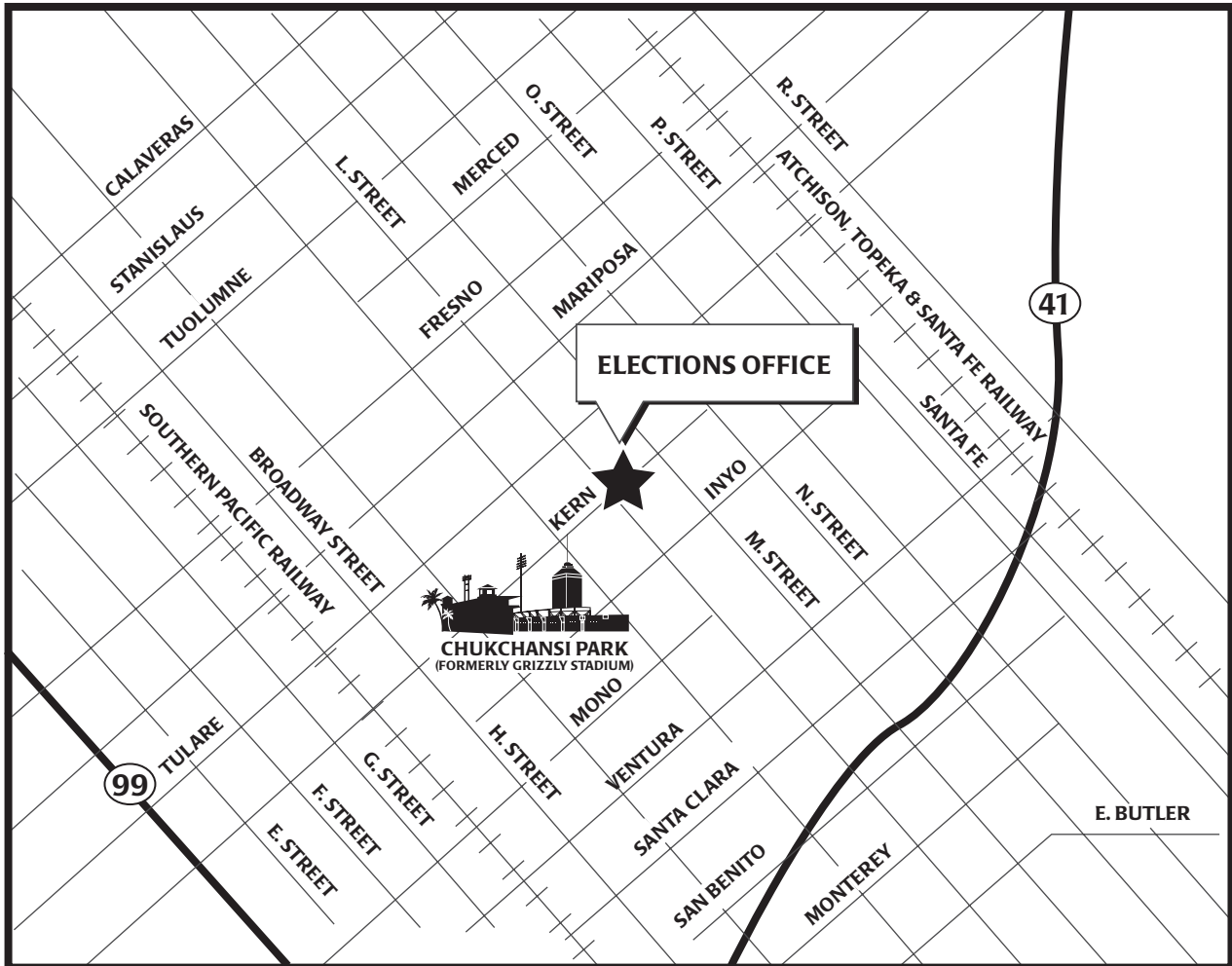
Candidates' statements shall be filed in the office of the election official of each county within the district in which the candidate wishes a statement to be printed, not later than 5:00 p.m. on the 88th day prior to the election, or in the event that the nomination period has been extended, until 5:00 p.m. on the 83rd day prior to the election. Candidates' statements are confidential until the expiration of the period for filing such statements. Statements may be withdrawn, but not changed, until 5:00 p.m. of the next working day after the 88th or 83rd day prior to the election, whichever is applicable. *It is strongly recommended that the statement be filed personally by the candidate. If the statement is filed by someone other than the candidate, that person should have the authority to make corrections or deletions to the statement in the event that errors or an excess number of words are detected prior to filing the statement. Statements received by mail prior to the deadline will be filed provided that they meet the statutory requirements and county policies regarding candidates' statements. Statements may not be changed after filing.*

Counties may require candidates to deposit the estimated cost of printing the statement at the time of filing the statement or may invoice the candidate for the actual cost of printing the statement after the election. If the actual cost of printing the statement exceeds the deposited amount, the candidate will be invoiced for the remainder of the cost. If the actual cost of printing the statement is less than the deposited amount, the candidate will receive a refund of the overpayment.

Candidates' statements are available for public examination in the county election official's office 10 days prior to submission for printing. During this period any voter of the jurisdiction in which the election is to be held, or the county election official, may seek a writ of mandate or an injunction requiring any or all of the material in the statement to be amended or deleted. Venue for such a proceeding shall be the county in which the statement is filed. If the statement is filed in more than one county, the writ or injunction must be sought in each county in which amendments or deletions to the statement are sought.

MAP TO THE COUNTY CLERK/REGISTRAR OF VOTERS OFFICE:

Fresno County Elections
2221 Kern Street, Fresno, CA 93721



Victor E. Salazar
County Clerk/Registrar of Voters

Location & Directions: Located in downtown Fresno near the Fresno County Plaza building; between 'M' and 'L' Streets, a block south of Tulare Street. From **Freeway 41 south** take the Tulare exit; Tulare to 'M' St.; Left on 'M' St. to Kern St. Right on Kern (located in first block on the right hand side). From **Freeway 41 north** take the Van Ness exit; Van Ness to Kern St.; Right on Kern St. From Highway 99 take the Ventura exit; Ventura to Van Ness; Van Ness to Kern St.; Right on Kern St.

SUMMARY OF GENERAL ELECTION CALENDAR:

NOVEMBER 4, 2008

ABSENT VOTERS/ABSENTEE BALLOTS

Special Absent Voter Ballot Application	<i>September 4, 2008</i>
'Mail Ballot Precinct' Ballots Mailed	<i>October 6, 2008</i>
Absentee Voting in the Elections Office	<i>October 6, 2008 – November 4, 2008</i>
Absentee Voting Through the Mail	<i>October 6, 2006 – October 28, 2008</i>

CANDIDATES - NOMINATIONS

Signatures in Lieu of Filing Fees - Independent Candidates: <i>Assembly</i>	<i>April 25, 2008 – July 24, 2008</i>
Signatures in Lieu of Filing Fees - Independent Candidates: <i>Congress and United States Senate</i>	<i>April 25, 2008 – July 24, 2008</i>
Nomination Period - Independent Candidates - No Filing Fee	<i>June 9, 2008 – August 8, 2008</i>
Nomination Period - Independent Candidates - With Filing Fee	<i>June 9, 2008 – August 8, 2008</i>
Nomination Period - Consolidated Elections	<i>July 14, 2008 – August 8, 2008</i>
Nomination Period Extension - All Candidates	<i>August 13, 2008</i>
Petition Requesting Election Be Held - Schools and Special Districts	<i>August 13, 2008</i>
Judges - Write-In Campaign When Not On Ballot	<i>August 13, 2008</i>
Randomized Alphabet	<i>August 13, 2008</i>
Declaration of Write-In Candidacy and Nomination Papers	<i>September 8, 2008 – October 21, 2008</i>

MEASURES

Last Day to File Arguments	<i>August 15, 2008</i>
Last Day to File Rebuttal Arguments	<i>August 25, 2008</i>

POLLING PLACES

List of Polling Places Available	<i>October 6, 2008</i>
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VOTER REGISTRATION

Last Day to Register to Vote	<i>October 20, 2008</i>
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Note: See the full 'Calendar of Events' on the following pages.

NOVEMBER 4, 2008 GENERAL ELECTION CALENDAR OF EVENTS:

Friday, April 25, 2008

to

Thursday, July 24, 2008

(193 - 103 days)

Monday, June 9, 2008

to

Friday, August 8, 2008

(148 - 88 days)

Monday, June 9, 2008

to

Friday, August 8, 2008

(148 - 88 days)

Monday, June 9, 2008

(148 days)

Thursday July 3, 2008

to

Monday, September 1, 2008

(124 - 64 days)

Monday July 14, 2008

to

Friday, August 8, 2008

(113 - 88 days)

Friday August 8, 2008

(88 days)

Friday August 8, 2008

(88 days)

IN LIEU PETITIONS AVAILABLE - INDEPENDENT CANDIDATES

Between these dates, Independent candidates running for assembly, congressional, or state legislative office may obtain forms and file signatures in-lieu of all or part of the filing fee. Forms are available from the county elections official. (E. C. §8105, 8106, 8302, 8405)

INDEPENDENT NOMINATIONS - WITH FILING FEE

Between these dates, nomination papers for Independent candidates for offices where there is a filing fee may be obtained and left with the county elections official for verification. (E. C. §8400, 8403, 8405, 8454)

INDEPENDENT NOMINATIONS - NO FILING FEE

Between these filing dates, nomination papers for Independent candidates for offices where there is no filing fee may be obtained and left with the county elections official for verification. (E. C. §8403(a)(2))

GOVERNOR'S PROCLAMATION

By this date, the Governor will issue a proclamation calling the General Election. (E. C. §12000)

CERTIFICATION OF NOMINATION PAPERS

Between these dates, the elections official shall certify and file nomination papers for Independent candidates with the Secretary of State. (E. C. §8403)

NOMINATIONS (CONSOLIDATED ELECTIONS)

When other elections are consolidated with the General Election, the period for filing nomination papers begins on Monday, July 14, 2008, the 113th day before the election and closes at 5 p.m. on Friday, August 8, 2008, the 88th day before the election. (E. C. §10407)

E.C. 13107 (e) The designation shall remain the same for all purposes of both primary and general elections, unless the candidate, at least 98 days (7/29/08) prior to the general election, requests in writing a different designation which the candidate is entitled to use at the time of the request.

CONSOLIDATION OF SCHOOL DISTRICT ELECTIONS

The County Superintendent of Schools must file resolutions requesting consolidation with the elections official at least 88 days before the election. (Ed C. §5342)

TAX RATE STATEMENT DUE

Last day to file Tax Rate Statement. (E. C. §9401)

NOVEMBER 4, 2008 GENERAL ELECTION CALENDAR OF EVENTS:

Friday, August 8, 2008
(88 days)

CONSOLIDATION OF LOCAL ELECTION

The last day for a local governing board to file with the elections official a resolution requesting consolidation of a local election. The elections official will forward the requests to the Board of Supervisors for approval. (*E. C. §10403, 10418*)

Friday, August 8, 2008
(88 days)

CANDIDATE'S STATEMENT - GENERAL

On or before this date, a nonpartisan candidate may file a candidate's statement for the General Election. If a statement was filed in the Primary Election, it may either be changed or a new one filed. (*E. C. §13307*)

Friday, August 8, 2008
(88 days)

LAST DAY FOR ARGUMENT PUBLICATION - SUGGESTED DATE

If an election on a measure has been consolidated with this election, the Notice of Last Date to Submit Arguments on the measure should be published by this date. However, the date may need to be adjusted if a measure is filed during the last week. (*E. C. §9163, 9286, 9502, G.C. §6061*)

Monday, August 11, 2008
(85 days)

CANDIDATE'S STATEMENT - WITHDRAWAL

On or before this date, candidates may withdraw but not change their candidate's statement. (*E. C. §13307*)

Wednesday, August 13, 2008
(83 days)

NOMINATION PAPERS - EXTENSION OF TIME COUNTY, CITY, OR DISTRICT

If an incumbent county, city or district officer fails to qualify for nomination by August 8, 2008, an additional five days is allowed for filing nomination papers by any qualified person, other than the incumbent. (*E. C. §8022, 8024, 10225, 10407*)

Wednesday, August 13, 2008
(83 days)

JUDGES - WRITE-IN CAMPAIGN WHEN NOT ON BALLOT

If only an incumbent has filed nomination papers for the office of Superior Court Judge, the incumbent's name will not appear on the ballot unless a petition signed by 100 registered voters qualified to vote for that office is filed with the elections official by this date. (*E. C. §8203*)

Wednesday, August 13, 2008
(83 days)

LAST DAY TO WITHDRAW

A candidate may withdraw his or her nomination paper until the 83rd day before the election. (This section is not applicable where there is no incumbent eligible to be elected). (*E. C. §10225(b)*)

Wednesday, August 13, 2008
(83 days)

WITHDRAWAL OF MEASURE

Last day to withdraw a measure from the ballot. (*E. C. §9605*)

NOVEMBER 4, 2008 GENERAL ELECTION CALENDAR OF EVENTS:

Wednesday, August 13, 2008
(83 days)

PETITION REQUESTING ELECTION (SCHOOLS/SPECIAL DISTRICTS)

If there are insufficient candidates, then no election will be held in the district (or division or trustee area) unless by this date a petition has been filed with the Elections Office requesting an election be held that is signed by 10% or 50 voters in the district, division, or trustee area, whichever is smaller. (*E. C. §10515, Ed. C. 5326*)

Thursday, August 14, 2008
(82 days)

RANDOMIZED ALPHABET

On this date, the Secretary of State will hold a drawing of the randomized alphabet to determine the order of candidates on the General election ballot. (*E. C. §13112*)

Friday, August 15, 2008
(81 days)

BALLOT ARGUMENTS - SUGGESTED LAST DAY

Note: There is no set time for filing the impartial analysis, but this would be the suggested last day.

Suggested last day for submission of arguments for or against a local measure consolidated with the General Election to the election office. Arguments are limited to 300 words, must be signed and have a verification statement. See "Guidelines for Filing Arguments", in this handbook. (*E. C. §9162, 9163, 9282, 9315, 9501, 9600*)

Monday, August 25, 2008
(71 days)

REBUTTAL ARGUMENTS - SUGGESTED LAST DAY

If arguments for and against a local measure are filed by August 25, 2008, the authors have until this date to file rebuttals to the arguments. Rebuttals are limited to 250 words, must be signed and have a verification statement. (*E. C. §9167, 9285, 9317, 9504, 9600*)

Thursday, August 28, 2008
(68 days)

CERTIFICATION OF CANDIDATES

The last day for the Secretary of State to prepare and send to the elections office a certified list showing the name, party affiliation, and ballot designation of every person entitled to receive votes within the county at the general election who has received the nomination as a candidate for public office. (*E. C. §8148*)

Thursday, August 28, 2008
(68 days)

FILLING VACANCY ON BALLOT

The last day a vacancy affecting a **partisan** office may be filled and certified by the party committee.

The last day to fill a vacancy in **nonpartisan** office caused by death of a candidate nominated at the Primary election. The name of the next highest candidate is placed on the ballot to fill the vacancy. (*E. C. §8003, 8802, 8803, 8806, 8807, 8808, 8811*)

Thursday, August 28, 2008
(68 days)

DEATH OF A NOMINEE

The last day the fact of death of candidate, partisan or nonpartisan, may be ascertained by the elections office in order to omit the name from the ballot. (*E. C. §8809, 8810*)

NOVEMBER 4, 2008 GENERAL ELECTION CALENDAR OF EVENTS:

Monday, September 8, 2008
(57 days)

WRITE-IN CANDIDATE

The first day to file as a write-in candidate. (E. C. §8601)

Monday, September 15, 2008
(50 days)

STATEMENT OF REGISTRATION

The election office must furnish a tape of registered voters to the Secretary of State, with respect to voters who registered on the 60th day before the election. (E. C. §2187)

Thursday, September 25, 2008
to
Tuesday, October 14, 2008
(40 - 21 days)

MAILING OF STATE PAMPHLET

One copy of the state pamphlet shall be mailed to each address where voters of the same surname reside. The mailing shall be completed not less than 21 days before election for voters registering after the 60th day before the election. (E. C. §9094)

Thursday, September 25, 2008
to
Tuesday, October 14, 2008
(40 - 21 days)

MAILING OF SAMPLE BALLOT AND POLLING PLACE LOCATION

Between these dates, voters will be mailed the sample ballot and voter's pamphlet, with their polling place. (E. C. §13303)

Monday, October 6, 2008
(29 days)

PRECINCT BOARDS - POLLING PLACES

Last day for the election office to issue an order appointing the members of the precinct boards, and to designate the polling places. (E. C. §12286)

Further Procedures Relating to Precinct Boards

1. Nomination to board by county central committee (E. C. §12306)
 2. Instruction of inspectors (E. C. §12309)
 3. Mailing notice of appointment (E. C. §12307)
- List of precinct boards to central committees (E. C. §12318)

Monday, October 6, 2008
to
Tuesday, October 28, 2008
(29 - 7 days)

ABSENT VOTERS (APPLICATIONS)

Between these dates, applications for absent voter ballots may be made to the election office. Applications must be received in the Elections office by 5:00 p.m. on October 28, 2008 if mailed. (E. C. §3001)

Friday, October 10, 2008
(25 days)

INDEXES TO COUNTY CENTRAL COMMITTEES

Last day for the election office to furnish printed indexes of registered voters to state and county central committees of voters registered by the 54th day before the election. (E. C. §2185)

Monday, October 20, 2008
(15 days)

REGISTRATION CLOSES

Last day to register to vote in this election. (E. C. §2107)

Tuesday, October 21, 2008
(14 days)

BILINGUAL PRECINCT BOARD MEMBERS

The last day for the election office to prepare and make available to the public, a list of precincts to which bilingual officials were appointed. (E. C. §12303)

NOVEMBER 4, 2008 GENERAL ELECTION CALENDAR OF EVENTS:

Tuesday, October 21, 2008

(14 days)

DECLARATION - WRITE-IN CANDIDATES

By this date, write-in candidates shall file a declaration of candidacy and nomination papers. No filing fee is required. (E. C. §8600, 8601, 8604)

Saturday, October 25, 2008

(10 days)

STATEMENT OF REGISTRATION

On this day, the election office shall transmit to the Secretary of State the number of voters by parties and districts as of October 6, 2008 the 29th day before election. (E. C. §2187)

Tuesday, October 28, 2008

(7 days)

SUPPLEMENTAL INDEX TO CENTRAL COMMITTEES

The last day for the elections office to furnish to state and county central committees a printed index of voters who registered after September 11, 2008, the 54th day before the election. (E. C. §2185)

Tuesday, October 28, 2008

(7 days)

ABSENT VOTER APPLICATIONS - LAST DAY BY MAIL

The last day for the election office to receive applications for absent voter ballots by mail. They must be in the office by 5:00 p.m. (E. C. §3001)

Wednesday, October 29, 2008

(6 days)

SPECIAL REQUEST - ABSENT VOTING

Voters unable to go to the polls may request an absent voter ballot in person, in the elections office, beginning six days before the election. Voters who are confined and unable to apply in person may appoint an authorized agent to receive and return their ballot. For information on this procedure, call Voter Services at 488-3246. (E. C. §3021)

ELECTION DAY

Tuesday, November 4, 2008

GENERAL ELECTION

Polls are open 7:00 a.m. to 8:00 p.m. (E. C. §14212)

Thursday, November 6, 2008

to

Tuesday, December 2, 2008

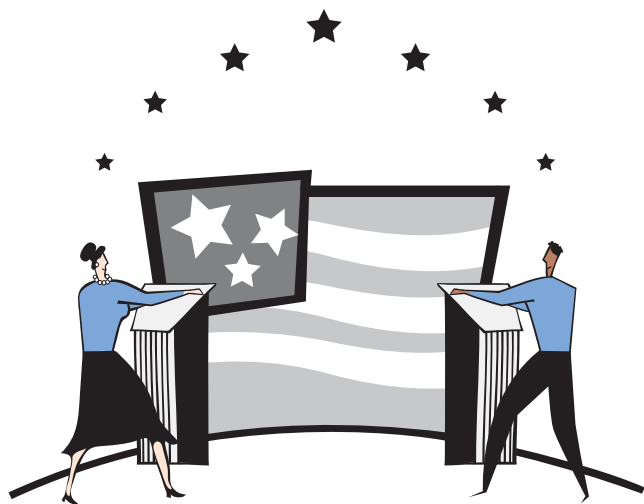
(2 - 28 days after Election)

CANVASS PRECINCT RETURNS

Between these dates, the election office will complete the canvass of the precincts and submit a statement of votes to the Secretary of State for statewide candidates, Members of the Assembly and Senate, Representatives in Congress, Judges, and State Measures. The elections office shall certify to the governing body the result of all other candidates and measures on the ballot, no later than the 28th day after the election. (E. C. §15301 - 15375)



NOTES



CANDIDATE GUIDE FOR FRESNO COUNTY

**JUNE 3, 2008 PRIMARY ELECTION
NOVEMBER 4, 2008 GENERAL ELECTION**



PREPARED BY:
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Toll Free Number

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