

# *Consolidated Primary Election*

## *Candidate's Handbook*

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## *Election Calendar*

*June 3, 2008*

*Madera County Clerk-Recorder  
Elections Division  
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The following Candidate Handbook and Election Calendar is intended to provide general information and does not have the force or effect of law, regulation or rule. It is distributed with the understanding that the County Clerk/Registrar of Voters is not rendering legal advice or that this calendar is not a substitute for legal counsel. In the case of conflict, the law, rule or regulation will apply.

Rebecca Martinez,  
County Clerk-Recorder and Registrar of Voters

# ELECTION CALENDAR

e-158 e-103	December 28, 2007 February 21, 2008	Signature in Lieu of Filing Fee Period - All Non-Presidential Candidates (EC 8061, 8106b)
e-148	January 7, 2008	Governor's Proclamation (EC 12000)
e-135	January 20, 2008*	New Political Party Qualification and Decline to State Voter Participation Notice (EC 5100(b),(c), 13102(c))
e-127 e-118	January 28, 2008 February 6, 2008	Declaration of Intention Period - Judicial Candidates (EC 8022a, 8023, 8103-8106,)
e-125	January 30, 2008	Notice of Boundaries (EC 10522)
e-124	January 31, 2008	Semi-Annual Campaign Disclosure Statement Due (GC84200)
e-120 e-90	February 4, 2008 March 5, 2008	Publish Legal Notice of Election
e-117 e-113	February 7, 2008* February 11, 2008	Extended Declaration of Intention Period - Partisan & Independent Legislative & Judicial Candidates (EC 8022, 8023, 8350)
e-113 e-88	February 11, 2008 March 7, 2008	Declaration of Candidacy/Nomination Period - All Candidates (EC 8020)
e-88	March 7, 2008	Last day to place any Contest/Measure on the Ballot (EC 8020, 10401, 10402)
e-87 e-78	March 8, 2008* March 17, 2008	Period to Submit Arguments For or Against Measures (EC 9163)
e-87 e-83	March 8, 2008* March 12, 2008	Extended Declaration of Candidacy/Nomination Period (EC 8025)
e-83	March 12, 2008	Last Day to Withdraw Measure (EC 9605)
e-82	March 13, 2008	Random Alpha Drawing (EC 13112)
e-78	March 17, 2008	Write-in Campaign - Incumbent Judge Unopposed (EC 8203, 8600-8604)
e-77 e-67	March 18, 2008 March 28, 2008	Period to Submit Rebuttals to Arguments For or Against (EC 9167)

e-71	March 24, 2008	Pre-Election Campaign Disclosure Statement Due (GC 84200.5)
E-68	March 27, 2008	Certified List of Federal and State Candidates (EC 8148)
e-67 e-58	March 28, 2008 April 7, 2008	10-day Public Examination Period (EC 9190)
e-60	April 4, 2008	Issue 60-day Ballots to Military/Overseas (EC 3304)
e-57 e-14	April 7, 2008 May 20, 2008	Write-in Candidacy Period (EC 8601)
e-40 e-21	April 24, 2008 May 13, 2008	State Ballot Pamphlet Mailings (EC 9094)
e-40 e-10	April 24, 2008 May 27, 2008	Mailing of Sample Ballots (EC 13300/13303/13304)
e-29 e-7	May 5, 2008 May 27, 2008	Period for Issuance of Vote by Mail Ballots (EC 3001)
e-20	May 14, 2008	Publish Notice of Absentee Processing (EC 15104)
e-15	May 19, 2008	Close of Registration(EC 2107)
e-12	May 22, 2008	Vote by Mail - Ballot Processing (EC15101b)
e-12	May 22, 2008	Pre-Election Campaign Disclosure Statement Due (GC 84200.5, 84200.7)
e-10	May 24, 2008*	Publish Notice of Central Counting Place (EC 12109)
e-7	May 27, 2008	Vote Count Program to SOS
e-7	May 27, 2008	Publish Notice of Polling Places & Poll Workers (EC 12105-12108)
e-6 e-0	May 28, 2008 June 3, 2008	Vote by Mail Ballot Issuance - Late Conditions Only (EC 3021)
e-0	June 3, 2008	Election Day (EC 1000)
e+1	June 4, 2008	Post Election Reconciliation
e+2	June 5, 2008	Begin Official Canvass (EC 15301)
e+28	July 1, 2008	Last Day to Complete Official Canvass and Certify Results (EC 15372)
e+58	July 31, 2008	Last Day to File Semi-Annual Campaign Disclosure Statement (GC 84200.3, 84200.4)

\* - indicates date that falls on weekend or holiday. Deadline moves to next business day.

## **PARTISAN**

### FEDERAL & STATE ELECTIVE OFFICES:

OFFICE	DISTRICT	INCUMBENT	TERM
Representative in Congress	18	Dennis Cardoza (D)	2 Years
Representative in Congress	19	George Radanovich (R)	2 Years
Member of the Assembly	25	Tom Berryhill (R)	2 Years
Member of the Assembly	29	Mike Villines (R)	2 Years

## **PARTISAN**

### LOCAL ELECTIVE OFFICES:

OFFICE	DISTRICT	# OF MEMBERS	TERM
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Central Committees: Democratic	1	5 members	2 Years	
	2	3 members	2 Years	
	3	4 members	2 Years	
	4	3 members	2 Years	
	5	6 members	2 Years	
	Republican (By Supervisorial District)	1	6 members	2 Years
		2	4 members	2 Years
		3	3 members	2 Years
		4	1 member	2 Years
		5	7 members	2 Years

Minor parties not active in Madera County. Number of members to be determined by the Secretary of State. Refer to State Calendar.

## NON-PARTISAN

### LOCAL ELECTIVE OFFICES:

OFFICE	INCUMBENT	DISTRICT	TERM
*Judge of the Superior Court	John W. DeGroot	Office 1	6 Years
*Judge of the Superior Court	Jennifer Detjen	Office 2	6 Years
County Supervisor	Ronn Dominici	3	4 Years
County Supervisor	Max Rodriguez	4	4 Years

\* Indicates offices for which proof of qualifications are required. Incumbents are excluded.

Acceptable forms of proof are one of the following:

Certificates  
Diplomas

Declaration Under Penalty of Perjury  
Official Correspondence

Documentation 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.

SECTION 255:

“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 260:

A “duplicate” is a counterpart produced by the same impression as the original, or from the 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.

## QUALIFICATIONS FOR OFFICE

### US REPRESENTATIVE IN CONGRESS

#### TERM OF OFFICE

Elected officers serve a 2 year term commencing January 3, 2009 at Noon.

#### ANNUAL SALARY

\$165,200.00

#### QUALIFICATIONS



A candidate for this office shall be at least 25 years of age; a citizen of the United States for 7 years; a registered voter; and a resident of the District when elected.

### POLITICAL AFFILIATION

No candidate shall file a declaration of candidacy for a partisan office 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/she has been eligible to register to vote in the state, the candidate is shown by his/her affidavit of registration to be affiliated with the political party whose nomination he/she seeks; and

2 - within 12 months immediately prior to the filing of the declaration, the candidate has not been registered with a qualified political party other than the political party whose nomination he/she seeks.

### CAMPAIGN COMMITTEE FILING OBLIGATIONS

For information regarding disclosure reporting requirements, or to obtain filing forms, contact the Federal Elections Commission by calling 1-800-424-9530 or write to:

Federal Elections Commission  
999 E Street NW  
Washington DC 20463

### FILING FEE OR SIGNATURE IN LIEU OF PAYING FILING FEE

**FULL CASH PAYMENT:** Candidates must pay a filing fee equal to 1% of the first year's salary. Filing fees are payable to the Secretary of State at the time the candidate files his/her Declaration of Candidacy. All filing fees are non-refundable.

Or

**SIGNATURES IN LIEU OF FILING FEE:** Submit up to 3,000 valid signatures in lieu of filing fee.

The 3,000 in-lieu signature requirement applies only to candidates seeking the nomination of the Democratic or Republican parties. Candidates seeking the nomination of the American Independent, Green, Libertarian, or Peace and Freedom parties may submit petitions containing signatures of 10% of the registered voters of the party whose nomination the candidate is seeking, or minimum 150 signatures, whichever is fewer.

Petitions in lieu may be obtained and circulated between December 28, 2007 and February 21, 2008. Sections of petitions shall be filed with the county elections official of the county in which the signers reside. All petitions must be filed at one time. Individual sections are discouraged.

Candidates may submit signatures to cover all or any prorated portion of the filing fee.

Any registered voter may sign an in-lieu of filing fee petition for any candidate for whom he or she is eligible to vote. However, candidates filing signatures in lieu pursuant to the provisions of section 8106(a)(6) are limited to members of their own party.

Each circulator of an in-lieu petition shall be a registered voter in California. The circulator shall serve within the county in which he or she resides.

Within 10 days after receipt of the petition, the county elections official shall notify the candidate of any deficiency. The candidate shall then, prior to March 7, 2008, either submit a supplemental petition containing the additional signatures or pay a pro rata portion of the filing fee to cover the deficiency.

Signatures in lieu of filing fee may be counted towards the nomination signature requirements if signers are of the same party as the candidate.

## NOMINATION PETITIONS

Candidates are required to file a Nomination Petition containing at least 40 and no more than 60 signatures of registered voters. Nomination signatures must be obtained between February 11, 2008 to March 7, 2008. Each section of the Nomination Petition shall be delivered to the County Elections Official of the county in which the signer(s) reside and vote.

All signers must be registered voters in California and members of the same party as the candidate.

Signatures in lieu of filing fee may be counted towards the nomination signature requirements if signers are of the same party as the candidate.

DECLARATION OF CANDIDACY

All candidates for office are required to file a Declaration of Candidacy between February 11, 2008 March 7, 2008. The Declaration of Candidacy shall be completed in the office of the County Elections Official in the county where the candidate resides and is registered to vote.

The non-refundable filing fee must be paid at the same time the Declaration of Candidacy is filed.

SUMMARY

DATES TO REMEMBER:

December 28 to February 21	Signature in Lieu of Filing Fee Period
February 11 to March 7	Nomination & Declaration of Candidacy Period
March 8* to March 12	Extended Nomination & Declaration of Candidacy Period

SIGNATURE REQUIREMENTS:

In-Lieu Petitions	3,000 minimum (10% minor party)
Signature Value	0.55067
Nomination Petition	40 to 60

FEES:

Filing Fee (Non-Refundable)	\$1,652.00
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QUALIFICATIONS FOR OFFICE

MEMBER OF THE ASSEMBLY

TERM OF OFFICE

Elected officers serve a 2 year term beginning on December 1, 2008.

## ANNUAL SALARY

\$116,208.00

## QUALIFICATIONS

A candidate for this office must be a citizen of the United States, a registered voter in the district at the time nomination papers are issued <sup>1</sup> and may not have served three terms in the State Assembly since November 6, 1990.

## POLITICAL AFFILIATION

No candidate shall file a declaration of candidacy for a partisan office 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/she has been eligible to register to vote in the state, the candidate is shown by his/her affidavit of registration to be affiliated with the political party whose nomination he/she seeks; and

2 - within 12 months immediately prior to the filing of the declaration, the candidate has not been registered with a qualified political party other than the political party whose nomination he/she seeks.

## CAMPAIGN COMMITTEE FILING OBLIGATIONS

Because of the requirements of the Political Reform Act, as Amended, a candidate should contact the Political Reform Division of the Secretary of State's office for the most recent copy of the Information Manual on Campaign Disclosure Provisions of the Political Reform Act, which gives the filing requirements for reporting campaign contributions, and related instructions.

1. Statement of Intention: Candidates for this office must file with the Secretary of State Political Reform Division a statement of intention to be a candidate (Form 501). This statement shall be signed under penalty of perjury and filed prior to the solicitation or receipt of any contribution or loan, including personal funds used for campaign purposes.

2. Campaign Contribution Account: Candidates must establish one campaign contribution account at an office of a financial institution located in California upon filing the statement of intention.

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<sup>1</sup> 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 US Constitution.

All contributions or loans made to the candidate, to a person on behalf of the candidate, or to the candidate's controlled committee shall be deposited in the account. Any personal funds, which will be used to promote the election of the candidate, shall be deposited in the account. All campaign expenditures shall be made from the account.

Exceptions: Parts 1 & 2 above, do not apply to a candidate's payment of a filing fee and statement of qualifications fee from his or her personal funds.

Part 2, above, does not apply if the candidate does not receive contributions or make campaign expenditures from personal funds of less than \$1,000 in a calendar year, excluding payment of the filing fee and statement of qualifications fee.

If such candidate later spends \$1,000 or more in a calendar year, he or she must establish a campaign contribution account before the \$1,000 expenditure threshold is reached. The required account information shall be filed with the Secretary of State Political Reform Division within 5 days of establishing the account.

#### FILING FEE OR SIGNATURE IN LIEU OF PAYING FILING FEE

Candidates must pay a filing fee equal to 1% of the first year's salary. Filing fees are payable to the Secretary of State at the time the candidate files his/her Declaration of Intention. All filing fees are non-refundable.

Or

SIGNATURES IN LIEU OF FILING FEE: Submit by February 21, 2008, a minimum of 1,500 valid signatures on petitions in lieu of filing fee.

The 1,500 in-lieu signature requirement applies only to candidates seeking the nomination of the Democratic or Republican parties. Candidates seeking the nomination of the American Independent, Green, Libertarian, or Peace and Freedom parties may submit petitions containing signatures of 10% of the registered voters of the party whose nomination the candidate is seeking, or minimum 150 signatures, whichever is fewer.

Petitions in lieu may be obtained and circulated between December 28, 2007 and February 21, 2008. Sections of petitions shall be filed with the county elections official of the county in which the signers reside. All petitions must be filed at one time. Individual sections are discouraged.

Candidates may submit signatures to cover all or any prorated portion of the filing fee.

Any registered voter may sign an in-lieu of filing fee petition for any candidate for whom he or she is eligible to vote. However, candidates filing signatures in lieu pursuant to the provisions of section

8106(a)(6) are limited to members of their own party.

Each circulator of an in-lieu petition shall be a registered voter in California. The circulator shall serve within the county in which he or she resides.

Within 10 days after receipt of the petition, the county elections official shall notify the candidate of any deficiency. The candidate shall then, prior to March 7, 2008, either submit a supplemental petition containing the additional signatures or pay a pro rata portion of the filing fee to cover the deficiency.

Signatures in lieu of filing fee may be counted towards the nomination signature requirements if signers are of the same party as the candidate.

## NOMINATION PETITIONS

Candidates are required to file a Nomination Petition containing at least 40 and no more than 60 signatures of registered voters. Nomination signatures must be obtained between February 11, 2008 and March 7, 2008. Each section of the Nomination Petition shall be delivered to the County Elections Official of the county in which the signer(s) reside and vote.

All signers must be registered voters in California and members of the same party as the candidate.

Signatures in lieu of filing fee may be counted towards the nomination signature requirements if signers are of the same party as the candidate.

If the incumbent has filed a Declaration of Intention but fails to file the nomination documents by March 7, 2008, any other person, if otherwise qualified, may obtain and file the nomination documents not later than December 10, 2003, even if the person has not filed a Declaration of Intention previously.

## DECLARATION OF CANDIDACY

All candidates for office are required to file a Declaration of Candidacy between February 11, 2008 and March 7, 2008. The Declaration of Candidacy shall be completed in the office of the County Elections Official in the county where the candidate resides and is registered to vote.

## \*STATEMENT OF QUALIFICATIONS - OPTIONAL

Under the provisions of Proposition 34 adopted by voters in November of 2000, all candidates for state legislative office in 2004 may agree to abide by voluntary spending limits. Candidates for state legislative office who accept these voluntary spending limits will be afforded the opportunity to purchase space in the sample ballots of each of the counties in the jurisdiction for a 250-word candidate statement. The Form 501 "Candidate Intention Statement", must be filed before receiving any campaign contributions.

All candidates for state legislative office who raise or spend \$50,000 or more must file their contribution and expenditure reports electronically and on paper. Logon instructions and approved electronic filing vendors are posted on the Political Reform Division's page at the Secretary of State's website at [www.ss.ca.gov](http://www.ss.ca.gov).

Statements must be filed at the same time as the Declaration of Candidacy. Statements may be withdrawn, but not changed until 5:00 p.m. the next working day after the Nomination period closes (March 8, 2008\*). Statements are confidential until the nomination or extended nomination periods close and then become available to the public.

## SUMMARY

### DATES TO REMEMBER:

December 28 to February 21	Signature in Lieu of Filing Fee Period
January 28 to February 6	Declaration of Intention Period
February 7 to February 11	Extended Declaration of Intention Period
February 11 to March 7	Nomination & Declaration of Candidacy Period
March 8 to March 12	Extended Nomination & Declaration of Candidacy Period

### SIGNATURE REQUIREMENTS:

In-Lieu Petitions	1,500 minimum (10% minor party)
Signature Value	0.77472
Nomination Petition	40 to 60

### FEES:

Filing Fee (Non-Refundable)	\$1,162.08
*Statement of Qualifications	
25 <sup>th</sup> District	\$703.00
29 <sup>th</sup> District	\$643.00

# QUALIFICATIONS FOR OFFICE

## MEMBER OF COUNTY CENTRAL COMMITTEE

### TERM OF OFFICE

Elected officers serve a 2 year term.

### QUALIFICATIONS

A candidate for this office must be a citizen of the United States, a registered voter in the jurisdiction and qualified to vote for that office when nomination papers are issued.

### POLITICAL AFFILIATION

No candidate shall file a declaration of candidacy for a partisan office 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/she has been eligible to register to vote in the state, the candidate is shown by his/her affidavit of registration to be affiliated with the political party whose nomination he/she seeks; and
- 2 - within 12 months immediately prior to the filing of the declaration, the candidate has not been registered with a qualified political party other than the political party whose nomination he/she seeks.

### NOMINATION PETITIONS

Candidates are required to file a Nomination Petition containing at least 20 and no more than 40 signatures of registered voters. Nomination signatures must be obtained and filed between February 11, 2008 to March 7, 2008. Each section of the Nomination Petition shall be delivered to the County Elections Official of the county in which the signer(s) reside and vote.

### DECLARATION OF CANDIDACY

All candidates for office are required to file a Declaration of Candidacy between February 11, 2008 to March 7, 2008. The Declaration of Candidacy shall be completed in the office of the County Elections Official in the county where the candidate resides and is registered to vote.



## SUMMARY

### DATES TO REMEMBER:

February 11 to March 7

March 8 to March 12

Nomination & Declaration of Candidacy Period

Extended Nomination & Declaration of Candidacy Period

### SIGNATURE REQUIREMENTS:

Nomination Petition

20 to 40 (Party Specific)

### FEES:

Filing Fee (Non-Refundable)

None

# QUALIFICATIONS FOR OFFICE

## JUDGE OF THE SUPERIOR COURT

### TERM OF OFFICE

Elected officers serve a 6 year term and take office on the first Monday in January following the General Election (January 5, 2009).

### ANNUAL SALARY

\$178,789.00

### QUALIFICATIONS

A candidate for this office must be a citizen of the United States, a registered voter, a member of the State Bar for 10 years immediately preceding the election, or have served as Judge of a California Court of record for 10 years.

### FILING FEE OR SIGNATURE IN LIEU OF PAYING FILING FEE

Candidates must pay a filing fee equal to 1% of the first year's salary. Filing fees are payable to the County Clerk at the time the candidate files his/her Declaration of Intention. All filing fees are non-refundable.

Or

Candidates may submit 7,152 valid signatures on petitions-in-lieu of filing fee. Petitions may be obtained and filed with the County Elections Official in the county where circulated between **December 28, 2007 to February 21, 2008**. Candidates may submit signatures to cover all or any prorated portion of the filing fee. Any registered voter may sign an in-lieu petition for any candidate

for whom he or she is eligible to vote.

## DECLARATION OF INTENTION

Between January 28, 2008 and February 6, 2008, candidates for Judge must file a Declaration of Intention with the county elections official of the county in which the candidate resides. The non-refundable filing fee of \$1,787.89 is due at the time of filing the Declaration of Intention. Candidate's submitting petitions in lieu of filing fee must submit those petitions with their Declaration of Intention in order to calculate the filing fee.

If the incumbent officeholder has not filed a Declaration of Intention to succeed to the same office, then any person, other than the incumbent, may file such declaration during the extension period of February 7, 2008 to February 11, 2008.

## NOMINATION PETITIONS

Candidates are required to file a Nomination Petition containing at least 20 and no more than 40 signatures of registered voters. Nomination signatures must be obtained between February 11, 2008 to March 7, 2008. Each section of the Nomination Petition shall be delivered to the County Elections Official of the county in which the signer(s) reside and vote.

Signatures in lieu of filing fee may be counted toward the nomination signature requirements.

## DECLARATION OF CANDIDACY

All candidates for office are required to file a Declaration of Candidacy between February 11, 2008 to March 7, 2008. The Declaration of Candidacy shall be completed in the office of the County Elections Official in the county where the candidate resides and is registered to vote.

Pursuant to Elections Code Section 8040(b) "no candidate for a judicial office shall be required to state his or her residential address on the declaration of candidacy. However, in cases where the candidate does not state his/her residential address, the elections official shall verify whether his/her address is within the appropriate political subdivision and add the notation "verified" where appropriate.

In any county or any judicial district in which only the incumbent has filed nomination papers for the office of superior court judge, his/her name shall not appear on the ballot unless there is filed with the elections official, within 10 days after the final date for filing nomination papers for the office, a petition indicating that a write-in campaign will be conducted for the office signed by 100 registered voters qualified to vote with respect to the office (EC 8203). Further, in conformity with this section, if the name of the incumbent does not appear either on the primary or general election ballot, the elections official shall declare the incumbent elected on the day of the general election (November 4, 2008).

STATEMENT OF QUALIFICATIONS - OPTIONAL

Candidates for local non-partisan office may submit a Statement of Qualifications to be printed in the Voter Information portion of the Sample Ballot . Statements must be filed at the same time as the Declaration of Candidacy. Statements may be withdrawn, but not changed until 5:00 p.m. the next working day after the Nomination period closes (March 8, 2008\*) Statements are confidential until the nomination or extended nomination periods close and then become available to the public.

SUMMARY

DATES TO REMEMBER:

December 28 to February 21	Signature in Lieu of Filing Fee Period
January 28 to February 6	Declaration of Intention Period
February 7 to February 11	Extended Declaration of Intention Period
February 11 to March 7	Nomination & Declaration of Candidacy Period
March 8 to March 12	Extended Nomination & Declaration of Candidacy Period

SIGNATURE REQUIREMENTS:

In-Lieu Petitions	7,152
Signature Value	0.25c
Nomination Petition	20 to 40

FEES:

Filing Fee (Non-Refundable)	\$1,787.89
Statement of Qualifications	\$967.00

# QUALIFICATIONS FOR OFFICE

## COUNTY SUPERVISOR

### TERM OF OFFICE

Elected officers serve a 4 year term and take office on the first Monday in January following the General Election (January 5, 2009).

### ANNUAL SALARY

\$71,515.00

### QUALIFICATIONS

A candidate for this office must be a registered voter, a resident of the county and district for which they are seeking office for at least 30 days immediately preceding the deadline for filing Nomination papers for the office, and shall reside in the district during his/her incumbency.

### FILING FEE OR SIGNATURE IN LIEU OF PAYING FILING FEE

Candidates must pay a filing fee equal to 1% of the first year's salary. Filing fees are payable to the County Clerk at the time the candidate files his/her Declaration of Candidacy. All filing fees are non-refundable.

Or

Candidates may submit valid signatures on petitions-in-lieu of filing fee. Petitions may be obtained and filed with the County Elections Official in the county where circulated between **December 28, 2007 to February 21, 2008**. Candidates may submit signatures to cover all or any prorated portion

of the filing fee. Any registered voter may sign an in-lieu petition for any candidate for whom he or she is eligible to vote.

## NOMINATION PETITIONS

Candidates are required to file a Nomination Petition containing at least 20 and no more than 40 signatures of registered voters. Nomination signatures must be obtained between February 11, 2008 to March 7, 2008. Each section of the Nomination Petition shall be delivered to the County Elections Official of the county in which the signer(s) reside and vote.

Signatures in lieu of filing fee may be counted towards the nomination signature requirement.

## DECLARATION OF CANDIDACY

All candidates for office are required to file a Declaration of Candidacy between February 11, 2008 and March 7, 2008. The Declaration of Candidacy shall be completed in the office of the County Elections Official in the county where the candidate resides and is registered to vote.

## STATEMENT OF QUALIFICATIONS - OPTIONAL

Candidates for local non-partisan office may submit a Statement of Qualifications to be printed in the Voter Information portion of the Sample Ballot. Statements must be filed at the same time as the Declaration of Candidacy. Statements may be withdrawn, but not changed until 5:00 p.m. the next working day after the Nomination period closes (March 8, 2008\*). Statements are confidential until the nomination or extended nomination periods close and then become available to the public.

SUMMARY - DISTRICT 3

DATES TO REMEMBER:

December 28 to February 21	Signature in Lieu of Filing Fee Period
February 11 to March 7	Nomination & Declaration of Candidacy Period
March 8 to March 12	Extended Nomination & Declaration of Candidacy Period

SIGNATURE REQUIREMENTS:

In-Lieu Petitions	670 valid signatures
Signature Value	\$1.067388 each
Nomination Petition	20 to 40

FEES:

Filing Fee (Non-Refundable)	\$715.15
Statement of Qualifications	\$487.00

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SUMMARY - DISTRICT 4

DATES TO REMEMBER:

December 28 to February 21	Signature in Lieu of Filing Fee Period
February 11 to March 7	Nomination & Declaration of Candidacy Period
March 8 to March 12	Extended Nomination & Declaration of Candidacy Period

**SIGNATURE REQUIREMENTS:**

In-Lieu Petitions	400 valid signatures
Signature Value	\$1.787875
Nomination Petition	20 to 40

**FEES:**

Filing Fee (Non-Refundable)	\$715.15
Statement of Qualifications	\$439.00

## INCOMPATIBILITY OF OFFICES

The Political Reform Act does not prohibit any officeholder from holding multiple public offices or seeking more than one elective office. For example, a deputy district attorney can hold the office of city council member, or a water board director may also be elected to a park and recreation district. There are, however, instances of holding more than one office that are considered incompatible.

There is no single statute that defines “incompatibility of offices”. The common law doctrine of incompatibility of offices, however, prevents an elected official from holding two offices simultaneously **if the offices have overlapping and conflicting public duties.**

The courts have defined the concept as follows: “One individual may not simultaneously hold two public offices where the functions of the offices concerned are inherently inconsistent, as where there are conflicting interests, or where the nature of the duties of the two offices is such as to render it improper due to considerations of public policy for one person to retain both”.

The State of California Attorney General’s Office has issued many opinions of particular compatibility questions. Here are six examples of **incompatible** offices:

1. The offices of city councilman and school district board member where the city and the school district have territory in common;
2. Fire Chief of a County Fire Protection District and member of the Board of Supervisors of the same county;
3. High School District Trustee and Trustee of an Elementary School District which is wholly within the geographic boundaries of the high school district;
4. Water District Director and a City Council member;



5. Water District Director and a School District Trustee having territory in common; and
6. Deputy Sheriff and County Supervisor.

If you have a question about whether two public offices which you hold or seek to hold would be considered incompatible, contact the Attorney General's office at (916) 324-5437 or visit their website at [www.caag.state.ca.us](http://www.caag.state.ca.us). For further information about conflict of interest or incompatibility of offices, contact the Fair Political Practices Commission at 1-800-275-3772 or at [www.fppc.ca.gov](http://www.fppc.ca.gov).



## CANDIDATE CHECKLIST

Listed below is a description of the various mandatory and optional forms to be filed for candidacy in the June 3, 2008 Consolidated Primary Election. It is the obligation of the candidate to ensure that filing requirements and deadlines have been met. All candidates are urged to file the required documents as early as possible to avoid a last minute rush, confusion, or misunderstanding.

DOCUMENT	FILED BY	FILING PERIOD	FILED ✓
Petitions for Signatures in Lieu of Filing Fee	All Non-Presidential Candidates	December 28, 2007 to February 21, 2008	
Declaration of Intention	Judicial Candidates	January 28, 2008 to February 6, 2008	
Nomination Petitions *	All Candidates	February 11, 2008 to March 7, 2008	

Declaration of Candidacy	All Candidates	February 11, 2008 to March 7, 2008	
Candidate's Statement of Qualifications	Optional All Candidates	Must be filed and paid for at the same time the Declaration of Candidacy is filed.	
Campaign Disclosure Statements (Form 470 or 460)	All Candidates	See Filing Schedule on page 35.	
Code of Fair Campaign Practices	Optional All Candidates	File with Declaration of Candidacy	
Statement of Economic Interests Form 700	Elected Candidates	File within 30 days of Assuming Office	

\* requirement satisfied by Petitions for Signatures in Lieu of Filing Fee. Candidates who do not use Signatures in lieu, must file the requisite number of nominating signatures.



## CANDIDATE FILING DOCUMENTS

Document	<p><b>Petition for Signatures in Lieu of Filing Fee</b></p> <p>The Petition for Signatures in Lieu of Filing Fee is the official document, wherein, the candidate obtains signatures from registered voters in their jurisdiction and affiliated with the same political party for which they are seeking nomination, that have a monetary value and are used to offset the filing fee.</p>
Who Files	All Non-Presidential Candidates
Filing Period	December 28, 2007 to February 21, 2008

<b>Document</b>	<p><b>Declaration of Intention</b></p> <p>The Declaration of Intention is a form required by all Legislative and Judicial Candidates. This document must be filed by the deadline in order to become a candidate for office. The non-refundable filing fee is due at the time of filing. No candidate for Judicial office may be listed on the ballot if this form is not filed by the deadline.</p>
<b>Who Files</b>	Judicial Candidates
<b>Filing Period</b>	January 28, 2008 to February 6, 2008
<b>Document</b>	<p><b>Nomination Petition</b></p> <p>Nomination petitions are documents issued to candidates who either, have chosen not to obtain signatures in lieu of filing fee, or are used by candidates that have no filing fee, but are required to obtain nominating signatures of voters in their jurisdiction. Signers must be registered voters in the jurisdiction and in most cases, affiliated with the same political party for which the candidate seeks nomination. If a candidate has chosen to file Petitions for signatures in lieu of filing fee, the nomination requirement may be satisfied and no further filings will be required.</p>
<b>Who Files</b>	All Candidates
<b>Filing Period</b>	February 11, 2008 to March 7, 2008
<b>Document</b>	<p><b>Declaration of Candidacy</b></p> <p>The Declaration of Candidacy is the official nomination document, wherein, the candidate indicates how his/her name and ballot designation is to appear on the ballot. Additionally, the candidate declares that he/she meets the statutory and/or constitutional qualifications for the office sought, and that if nominated, the candidate will accept the nomination and not withdraw.</p> <p>The Oath of Office on the Declaration of Candidacy form must be taken and signed by the candidate before a person authorized to administer oaths.</p> <p>The candidate is required to execute the Declaration of Candidacy in the office of the elections official.</p>
<b>Who Files</b>	All Candidates
<b>Filing Period</b>	February 11, 2008 to March 7, 2008 Extended to March 12, 2008 if Incumbent fails to file by March 7. Open for anyone other than the Incumbent.

Name and  
Ballot  
Designation

The candidate states on the Declaration of Candidacy how his/her name should appear on the ballot.

The ballot designation is the word or group of words, that will appear under the candidate's name, designating the principal profession, vocation or occupation of the candidate. Ballot designations are governed by Election Code Section 13107. The ballot designation must be chosen from one of four categories reflected below:

**Elective Office:** words designating the elective city, county, district, state or federal office which the candidates holds at the time of filing the nomination documents.

**Incumbent:** the word "Incumbent" may be used if the candidate is a candidate for the same office that he or she holds at the time of filing the nomination papers.

**3-Word Profession/Occupation/Vocation:** No more than 3-words designating either the current principal profession, occupation or vocation of the candidate. If there is no current position, the candidate may use their profession, occupation or vacation for the year immediately preceding the filing period. All geographical names shall be considered one word. If more than one profession, occupation or vocation is listed, it shall be separated by a slash (/).

**Appointed Incumbent:** the phrase "Appointed Incumbent" may be used if:

- a. 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
- b. If 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 modified word "incumbent" or any words designating the office unmodified by the word "appointed". However, the phrase "appointed incumbent" shall not be required of a candidate who seeks reelection to an office which he or she holds and to which he or she was appointed, as a nominated candidate, in lieu of an election.

<b>Designations Not Accepted</b>	<p>No title or degree shall appear on the same line on a ballot as the candidate's name, either before or after, in the case of any election to any office. (EC 13106)</p> <p>Pursuant to EC 13107(b), neither the Secretary of State nor any other election official shall accept a designation of which any of the following would be true:</p> <ol style="list-style-type: none"> <li>1. Would mislead the voter.</li> <li>2. Would suggest an evaluation of a candidate, such as outstanding, leading, expert.</li> <li>3. Abbreviates the word "retired" or places it following any word or words that it modifies.</li> <li>4. Uses a word or prefix, such as "former" or "ex" which implies a prior status. Only exception is the word "retired".</li> <li>5. Uses the name of any political party.</li> <li>6. Uses a word or words referring to a racial, religious, or ethnic group.</li> <li>7. Refers to any activity that is prohibited by law.</li> </ol> <p>Ballot designations rejected under the above code sections, are discussed with the candidate and alternate designations are requested. In the event that the candidate fails to provide an alternate designation, no designation shall appear after the candidate's name.</p> <p>No designation given by a candidate shall be changed after the final date for filing nomination papers, except as specifically requested by the election official.</p>
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<b>Document</b>	<p><b>Candidate's Statement of Qualifications</b></p> <p>A statement written and paid for by the candidate describing his or her education and qualifications to be printed in the sample ballot. The statement must be paid for at the time of filing and must be filed concurrently with the Declaration of Candidacy. The statement may be withdrawn by 5:00 p.m. on the day following the filing deadline (March 8* or March 13, 2008 if extension applies). See detailed information on pages 29-32.</p>
<b>Who Files</b>	Optional for All Candidates
<b>Filing Period</b>	<p>February 11, 2008 to March 7, 2008</p> <p>Extended to March 12, 2008 if Incumbent fails to file by March 7. Open for anyone other than the Incumbent.</p>

<b>Document</b>	<b>Candidate Intention, Bank Account &amp; Campaign Disclosure Forms</b>  Periodic statements disclosing contributions and expenditures made to and by a candidate/committee. Statements must be filed at least once and possibly several times during an election cycle if more than \$1,000 is being raised or spent (including personal funds).
<b>Who Files</b>	All candidates must file either a short form or a long form depending on how much money will be raised or spent.
<b>Filing Period</b>	See filing schedule on page 35.

<b>Document</b>	<b>Code of Fair Campaign Practices</b>  Optional form that is completed by candidates for all elective offices which states that you shall conduct your campaign in a fair manner.
<b>Who Files</b>	Optional for All Candidates
<b>Filing Period</b>	February 11, 2008 to March 7, 2008 Extended to March 12, 2008 if Incumbent fails to file by March 7. Open for anyone other than the Incumbent.

<b>Document</b>	<b>Statement of Economic Interests (Form 700)</b>  Candidates for non-presidential office must disclose their interests in real property and income within the past 12 months in a Form 700. This form is filed as a candidate; within 30 days of assuming office and then annual each year thereafter, for as long as the candidates holds office. Candidates appointed to an office, must file this form within 10 days of their appointment.  The statement is not required if the candidate has filed such a statement within the past 60 days for the same jurisdiction.
<b>Who Files</b>	Candidates elected to office
<b>Filing Period</b>	File by close of nomination period (candidate). File within 30 days of assuming office (assuming office).

Document	<p><b>Statement of Write-In Candidacy</b></p> <p>Persons who did not file a Declaration of Candidacy and fulfill their nomination requirements to place their name on the ballot may run for an office on the ballot as a write-in candidate. To qualify as a write-in candidate, a person must file with the Elections Division the following documents:</p> <p style="padding-left: 40px;">Statement of Write-in Candidacy which shall contain the name, residence address and declaration of candidate stating that he or she is a write-in candidate, the title of the office for which he or she seeking and the date of the election.</p> <p>Write-in candidates are subject to the same requirements as other candidates with regard to campaign disclosure and statements of economic interests.</p> <p>Votes are only tabulated for qualified write-in candidates.</p>
Who Files	Any candidate who did not file during the normal filing period.
Filing Period	April 7, 2008 to May 20, 2008



## CANDIDATE'S

# STATEMENT OF QUALIFICATIONS

Each candidate for local non-partisan office may prepare and submit a Statement of Qualifications on the form provided by the County Clerk-Recorder. The statement is designed to acquaint voters with a candidate's qualifications for the office that he/she is seeking. This statement is incorporated into the county sample ballot at the candidate's expense, and is mailed to each registered voter eligible to vote for that contest.

If you are interested in submitting a Statement of Qualifications, you must have your statement typed and ready for submission upon the filing of your Declaration of Candidacy.

☛BOTH DOCUMENTS MUST BE FILED AT THE SAME TIME☚

Your statement should include your name, address, age, occupation and a 200 word (or more as authorized by a district) description of your education, qualifications and experience.

Statements may be withdrawn but not changed during the filing period and until 5:00 p.m. on the next business day following the close of the filing period (March 8, 2008\* or March 13, 2008, if extension applies).

In accordance with Elections Code Section 13311, all statements shall remain **CONFIDENTIAL** until the close of the nomination period. Following the close of the nomination period, there is a ten-day public examination period, whereby statements may be reviewed and copies obtained for a fee.

During the ten-day public examination period, any voter of the affected jurisdiction may take legal action to challenge the contents of a statement pursuant to Elections Code Section 13314. In addition, Elections Code Section 18351 provides that any candidate who knowingly makes a false statement of a material fact in a statement of qualifications, with the intent to mislead the voters in connection with his/her campaign, is punishable by a fine not to exceed \$1,000.00.

If you choose to file a Statement of Qualifications, you will be required to pay the estimated fee. Actual costs of the statement cannot be determined until the final printing bill is received. If the estimate is over the actual costs, the candidate will receive a refund. If the actual cost is more than estimated, the candidate will receive an invoice for the remaining amount due.

**IMPORTANT:** If a contest will not be placed on the ballot due to an insufficient number of nominees, the statement you submitted will not be printed and you will receive a refund of the fee paid. Please allow 1 to 2 weeks for receipt of your refund following the close of the nomination period.





## HOW TO PREPARE YOUR STATEMENT:

### **C**ONTENT

Be accurate. Documents will be printed as submitted. SPELLING, PUNCTUATION, AND GRAMMATICAL ERRORS WILL NOT BE CORRECTED BY THE ELECTIONS DIVISION.

Please **TYPE** your candidate statement. **DO NOT USE ALL CAPS.** Statements will be rejected if they are typed in all capital letters or if the statement is hard to read. Statements must be submitted on the form provided by the Elections Division. If you will be using a word processor to type your statement, you may attach a printed version of your statement to the cover page.

Double space your statement.

Candidates for nonpartisan offices shall not include the party affiliation of the candidate nor membership or activity in partisan political organizations.

Do not include your e-mail address or telephone number.

No statement shall contain any demonstrably false, slanderous or libelous statements.

Subheadings and deviations from the standardized heading will not be accepted.

The "Occupation" field in the candidate's statement is not governed by the laws and regulations pertaining to ballot designations. Occupation may be different than your ballot designation.

Submit the Original Statement, 1 copy and 1 electronic version on CD or diskette.

### **S**IZE

Statements are limited to 200 words, (or more Legislative Candidates only). See guidelines on how to count words on page 31.



All text will be formatted flush left - no indents will be allowed, except for bullets.

Statements are printed in uniform size, darkness and spacing.

**Bolding**, CAPITALIZING, underlining, and centering text are not permitted. If the statement contains any bolding, capitalizing (other than abbreviations or acronyms), underlining, and centering of text, the text will be converted to normal text without these attributes.

Notwithstanding the above guidelines, nothing shall be deemed to make any statement or author of the statement free or exempt from any civil or criminal action or penalty because of any false, slanderous, or libelous statements offered for printing.

As required by Law, all statements will be printed in both English and Spanish.



Punctuation is not counted.

All geographical names shall be counted as one word, which includes all areas that have political boundaries with an elected or appointed board are considered geographic areas by this office. (Example: City and County of Madera = 1 word).

Each abbreviation for a word, phrase, or expression, shall be counted as one word.

Hyphenated words that appear in any generally available dictionary shall be considered one word. Dates consisting of only a combination of digits shall be counted as one word. January 1, 2000 shall be counted as two words, whereas 1/1/00 shall be counted as one word.

Any number consisting of a digit or digits shall be considered as one word. Any number that is spelled, shall be considered as a separate word. "100" shall be counted as one word, whereas "one hundred" shall be counted as two words.



## P RICING

The following fees have been estimated for the cost of printing a Candidate's Statement of Qualifications in the various counties sample ballots:

OFFICE	DISTRICT	ESTIMATE
Member of the Assembly	25	\$703.00
Member of the Assembly	29	\$643.00
Judge of the Superior Court	Office 1 & 2	\$967.00
County Supervisor	3	\$487.00
County Supervisor	4	\$439.00

**Candidates may be required to print their statement in each county within the jurisdiction.** Candidates interested in filing a candidate's statement should contact each county to find out whether or not they must print and pay the fees associated with their statement in each of the listed counties. If so, you must forward your statement and the estimated fee to each respective county before the deadline.

**PAYMENT:** The statement may be paid for by check made payable to the County Clerk or cash if the candidate is using personal funds and will not be reimbursed through the committee. The fee shall be paid at the time the candidate files his/her Declaration of Candidacy. If the statement is withdrawn by 5:00 p.m. on March 8, 2008\* (or by March 13, 2008, if there is an extension), the fee will be refunded in full. Please allow 1 - 2 weeks for refund check.



## WHAT IS CAMPAIGN DISCLOSURE?

Campaign Disclosure is the method in which candidates file written documentation to outline their campaign contributions and expenditures to the public. All candidates for public office are required to file campaign disclosure statements. The type of statement you will need to file depends on the amount of contributions and expenditures you plan to make during your candidacy/incumbency.

The following is a summary of the guidelines to help you:

If you **do not plan on raising or spending more than \$1,000** for your campaign, and you are not going to form a controlled committee, you may file a one time statement that will satisfy your filing requirements for an entire calendar year. **That form is the Short Form 470.**

The Form 470 is filed by a candidate with his/her Declaration of Candidacy. Once filed, no additional campaign statements need be filed for that calendar year as long as total contributions received remains less than \$1,000 and total expenditures made remains less than \$1,000. If by some chance, you should exceed the \$1,000 threshold, you will need to file a Form 470 Supplement and follow the procedures as shown below. If you are elected to the office sought, you will be required to file some form of campaign disclosure for each year that you are in office.

If you **do plan on raising and spending more than \$1,000** for your campaign, you will need to organize a recipient committee and maintain detailed records to disclose your contributions and expenditures. To do this, follow the steps below:

1. Complete a Form 501 and file it with the County Clerk-Recorder.
2. Complete a Form 410 and file it with the Secretary of State and County Clerk-Recorder.
3. Complete and file a Form 460 at every reporting period before and after the election until you decide to terminate your committee. See filing schedule on page 35.

4. To terminate your committee, complete and file a Form 410 and Form 460 and file them with the Secretary of State and the County Clerk-Recorder.

A detailed description of each form can be found on pages 36-37. A copy of each form described in this section has been provided in your candidate packet. Please review all forms to familiarize yourself with these documents. You have been provided with forms to cover your initial filing requirements only.

Additional forms can be obtained at the County Clerk's office or by visiting the FPPC's website @ [www.fppc.ca.gov](http://www.fppc.ca.gov).



# CAMPAIGN DISCLOSURE FILING SCHEDULE

FILING DEADLINE	STATEMENT TYPE	PERIOD COVERED	DELIVERY METHOD
January 31, 2008	Semi-Annual	- to 12/31/07	*Personal *1st Class Mail
March 24, 2008	Pre-Election	1/1/08 to 3/17/08	*Personal *1st Class Mail
May 22, 2008	Pre-Election	3/18/08 to 5/17/08	*Personal *1st Class Mail
Within 24 hours	Late Contributions and Independent Expenditures of \$1,000 or More	5/18/08 to 6/02/08	*Personal *Guaranteed Overnight Mail *Fax
July 31, 2008	Semi-Annual	- to 6/30/08	*Personal *1st Class Mail

The period covered by any statement begins on the day after the closing date of the last statement filed, or **January 1**, if no previous statement has been filed.

This schedule does not apply to candidates that will not raise or spend more than \$1,000. Candidates spending less than \$1,000 must file a Form 470 by March 7, 2008.

Candidates with organized committees are required to file a Form 460 at each of the above filing periods. You will not be sent any further notification of the filing periods or due dates. In order to avoid penalties and fines, you must file each statement by the deadlines shown.

Except for deadlines that fall on a Saturday, Sunday, or an official state holiday, there is no provision in the law for extending a filing deadline. Late statements are subject to a \$10 per day late fine.

All statements are public documents.

# CAMPAIGN DISCLOSURE FORM DESCRIPTIONS:

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## FORM 501

### CANDIDATE INTENTION STATEMENT

A candidate for state or local office must file this form prior to solicitation or receipt of any contribution, or expenditure of any personal funds used for the election. You must file a separate Form 501 for each election, including re-election to the same office. State candidates please read Form 501 guidelines regarding voluntary expenditure limits.

Exception: this form is not required if you will not solicit or receive contributions from other persons and the only expenditures will be from your personal funds used for the filing fee and/or statement of qualifications in the sample ballot.

File the Form 501 with the County Clerk-Recorder. The form is considered filed the date it is postmarked or hand delivered.

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## FORM 410

### STATEMENT OF ORGANIZATION RECIPIENT COMMITTEE

A recipient committee is any individual (including an officeholder or a candidate), group of individuals, organization, or any other entity that receives contributions totaling \$1,000 or more during a calendar year. The term "contribution" includes monetary payments, loans and non-monetary goods or services.

The personal funds of a candidate or officeholder used in connection with seeking or holding elective office are contributions and are counted toward qualifying as a recipient committee. However, personal funds used to pay a filing fee or for the statement of qualifications, are not counted toward the \$1,000 threshold.

You must file the Form 410 within 10 days of receiving \$1,000 in contributions. The date this form is postmarked is the date it is considered filed. A recipient committee qualifying during the 16 days prior to an election in which it must file pre-election statements must file a Form 410 or the information required on a Form 410 by telegram or personal delivery within 24 hours of qualification with the County Clerk-Recorder. The Form 410 must also be filed with the Secretary of State within 10 days.

If you amend your committee in any way, you must file an amendment Form 410 within 10 days from the date of the change, and file it with the Secretary of State and the County Clerk-Recorder.

If during the 16 days prior to the election, a change occurs in the name of the committee, the treasurer or other principal officers, or the controlling candidate, an amendment must be filed with the County Clerk-Recorder within 24 hours of the change. The amendment must be sent by fax, telegram or personal delivery. This amendment must also be filed with the Secretary of State within 10 days.

All recipient committee must file disclosure statements until the termination requirements are met and the Form 410 Termination has been filed.

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#### FORM 460

##### RECIPIENT COMMITTEE CAMPAIGN STATEMENT

This form is for use by ALL candidates who have filed a Form 410. You will need to complete and file a Form 460 at all of the following reporting periods during your candidacy:

- Pre-election Statement
- Semi-annual Statement

The Form 460 must continue to be filed until such time as your disburse all funds and file a Form 410 Termination Statement.

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#### FORM 470

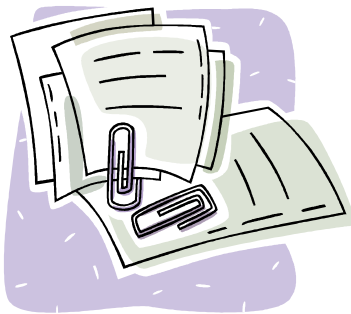
##### OFFICEHOLDER AND CANDIDATE CAMPAIGN STATEMENT SHORT FORM

The Form 470 is for use by officeholders and candidates who do not have a controlled committee and do not anticipate receiving contributions or making expenditures totaling \$1,000 in a calendar year.

Filing fees and the fee for a statement of qualifications are not counted towards the \$1,000 threshold.

If a Form 470 is filed with the Declaration of Candidacy, on or before the filing deadline for the first campaign statement required for the current calendar year, no additional campaign statements will be required. However, if during your campaign, your status changes and you do exceed the \$1,000 threshold, you will need to file a Form 470 Supplement.

The Form 470 Supplement must be completed and sent within 48 hours of receiving contributions or making expenditures totaling \$1,000 or more. The notice must be sent by telegram, guaranteed overnight service or fax. Regular mail may not be used. File the Form 470 Supplement with the County Clerk-Recorder and each candidate seeking the same office.





## REGISTRATION AND ELECTION DATA:

### Confidential Voter File

Pursuant to Elections Code Section 2187(g), 2188, and 2194, voter registration information is available to persons or groups for election, scholarly, journalistic, political purposes, or governmental purposes, as determined by the Secretary of State. Each written request to view, purchase or use voter registration information must be signed by the candidate.

### Permissible Usage

The California Code of Regulations, Division 7, Article 1, Section 19003, specifies permissible uses for any data obtained from voter registration files.

Permissible usage includes, but is not limited to:

- Using registration information for purposes of communicating with others in connection with any election;
- Sending communications, including but not limited to, mailings which campaign for or against any candidate or ballot measure in any election;
- Sending communications, including but not limited to, mailings by or in behalf of any political party; of candidates, elections, political party developments and related matters;
- Sending communications, including but not limited to, mailings, incidental to the circulation or support of, or opposition to any recall, initiative, or referendum petition;
- Sending of newsletters or bulletins by any elected public official, political party or candidate for public office;
- Conducting any survey of voters in connection with any election campaign;
- Conducting any survey of opinions of voters by any government agency, political party, elected official or political candidate for election or governmental purposes;
- Conducting an audit of voter registration lists for the purposes of detecting voter registration fraud;
- Soliciting contributions or services as part of any election campaign on behalf of any candidate for public office or any political party or in support of or opposition to any ballot measure;
- Any official use by any local, state, or federal government agency.



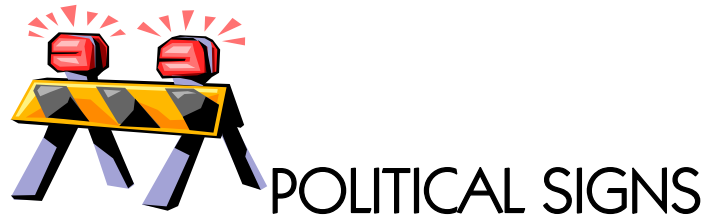
## Prohibited Usage

Prohibited usage includes:

- Any communication or other use solely or partially for any commercial purpose;
- Solicitation of contributions or services for any purpose other than on behalf of a candidate or political party or in support of or opposition of a ballot measure.
- Conducting any survey of opinions of voters other than those permitted by Section 19003.

**California Elections Code Section 18109 states:**

- “(a) it is a misdemeanor for any person in possession of information obtained pursuant to Article 5 (commencing with Section 2180) of Chapter 2 of Division 2, or Section 6254.4 of the Government Code, knowingly to use or permit the use of all or any party of that information for any purpose other than as permitted by law.
- (b) it is a misdemeanor for any person knowingly to acquire possession or use of voter registration information referred to in subdivision (a) without first complying with Section 2188.”



### **Outdoor Political Advertising - State Law**

Section 5405.3 of the State Outdoor Advertising Act (Business & Professions Code) authorizes the placing of “temporary political signs” separate and apart from the normal outdoor advertising controls. No political sign 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.

Temporary political signs are those that meet the following criteria:

- Encourages a particular vote in a scheduled election;
- Is placed not sooner than 90 days prior to the scheduled election and is removed within 10 days after the election;
- Is no larger than 32 square feet;
- Has had a “Statement of Responsibility” filed with the State Department of Transportation.

The law directs the Department of Transportation to remove signs that do not comply with the regulations before an election and to bill the responsible party for removal costs after the election.

Penal Code Sections 556, 556.1, and 556.3 provide that it is a misdemeanor for any person to place sign to advertise on public or private property (without consent); and that it shall be considered public nuisance.

### **Outdoor Political Advertising - Madera County Code**

Section 18.90.040 of Chapter 18.90 of Title 18 of the Madera County Code states that “No sign shall be placed upon any public property, including sidewalks, crosswalks, roads, curbs, lamp posts, hydrants, trees, utility poles, buildings, fences, and rights-of-way of any type, except such legal notices which are authorized by law to be so located. No sign shall project over any public property right-of-way.” This ordinance, number 525C, was enacted in April, 1994.



## ELECTIONEERING ON ELECTION DAY

### 100' Rule

Pursuant to Elections Code Section 18370, no person on Election Day shall, within 100 feet of a polling place:

- Circulate an initiative, referendum, recall or nomination petition or any other petition;
- Solicit a vote or speak to a voter on the subject of marking his/her ballot;
- Place a sign relating to voters' qualifications or speak to a voter on the subject of his/her qualifications except as provided in section 14240;
- Do any electioneering. This includes wearing buttons, T-shirts, stickers, etc., that promote a candidate or issue on the ballot.
- Photograph, videotape, or otherwise record a voter entering or exiting a polling place.

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

Elections Code Section 18541 provides that any person who violates the above provisions is punishable by imprisonment in county jail for not more than 12 months or state prison. Any person who conspires to violate this section is guilty of a felony.



## POLL WATCHING

Poll watchers are allowed at the polling place as long as they obey the law and election procedures. Persons observing the polls may:

- Inspect the Roster of Voters. Any such inspection, however, must be done without impeding, interfering, or interrupting the normal processing of voters.

- Inspect the Street Index which is updated hourly by poll workers reflecting which voters have voted. This list may not be removed by anyone other than the poll workers.

- Observe all activities at the polling place, including activities after the polls close, providing they do not interfere with the normal closing procedures.



## EXIT POLLING

The Secretary of State and Attorney General have reviewed the Electioneering provisions and have determined that these provisions do not apply to the Press and Media conducting “Exit Polls”. However, no one may interfere with the conduct of the election. News media are instructed to remain at least 25' from the entrance to the polls. The media may take pictures or run a television camera inside the polling place provided they respect the voters' privacy and do not interfere with voting. They may not speak to voters regarding how they are voting within 25' of the entrance to the polls.

# ELECTION NIGHT RESULTS

All ballots are tabulated in the office of the County Clerk-Recorder, located at:  
200 West 4<sup>th</sup> Street, Madera.

Unofficial results are posted on our website as they become available. Please visit: [www.madera-county.com](http://www.madera-county.com)

Vote by Mail Ballot results are released after the polls close at 8:00 p.m.



Results are also available by phone. The numbers to call are:

559-675-7720

559-675-7721

559-675-7724

or toll free 1-800-435-0509

Results on election night are not provided in a precinct by precinct format. For more detailed unofficial results, you may order a precinct by precinct summary on the next day following the election.

All results on election night are **UNOFFICIAL**. The official results will not be certified until the completion of the official canvass.



## OFFICIAL CANVASS

The Official Canvass will commence on Thursday, June 5, 2008 and shall continue daily, excluding weekends and holidays, for no less than 6 hours per day, until completed. The County Clerk-Recorder staff has 28 days to complete the Official Canvass.

Upon completion of the Official Canvass, the County Clerk-Recorder shall produce a Certification of Results and Statement of the Vote.



## RESOURCES:

Elections Division  
200 West 4<sup>th</sup> Street  
Madera CA 93637  
559-675-7720 or 800-435-0509  
55-675-7870 fax  
[www.madera-county.com](http://www.madera-county.com)

Fair Political Practices Commission  
428 J Street, Room 450  
or  
PO Box 807  
Sacramento CA 95814  
866-275-3772  
916-322-3711 fax  
[www.fppc.ca.gov](http://www.fppc.ca.gov)

Secretary of State - Elections Division  
1500 11<sup>th</sup> Street, 5<sup>th</sup> Floor  
Sacramento CA 95814  
916-657-2166  
916-653-3214 fax  
[www.ss.ca.gov\\_](http://www.ss.ca.gov_)

Secretary of State - Political Reform Division  
1500 11<sup>th</sup> Street, Room 495  
Sacramento CA 95814  
916-653-6224  
[www.ss.ca.gov/prd/prd/htm](http://www.ss.ca.gov/prd/prd/htm)