



Policy No.: P100-24-2	Type of Policy: Board Business
Policy Title: Candidate's Statement Cost	
Policy Description: Establish candidate's cost to file a candidate's statement for election to the District Board	
Approval Date: 4/7/2020	Last Review Date: 2024
Approval Resolution No.: 27-20	Next Review Date: 2028
Rescinded Resolution No.: 11-17	Rescinded Resolution Date: 3/21/2017

The purpose of this policy of the Board of Directors of Dublin San Ramon Services District is to establish the cost of the publication of a candidate's statement by a candidate for election to the District Board pursuant to Elections Code Section 13307, as specified in the Uniform District Election Law to which community services districts are subject in accordance with Government Code Section 61008, part of the Community Services District Law; the California Voting Rights Act, and the federal Voting Rights Act of 1965, as amended.

1. General

Each candidate at the General Election for the Office of Director of the District may file a candidate's statement, as provided for in Elections Code Section 13307, with the Elections Official in the County from whom the candidate obtains the nomination papers and other forms required for nomination to the Office of Director. A candidate in a dual-county election division (divisions may be located wholly in either Alameda or Contra Costa County, or partially in both) may also file a candidate's statement in the alternate County subject to the same limitations, and policies detailed in this policy. The candidate's statement may include the name, age, and occupation of the candidate and a brief description of no more than 200 words of the 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. The statement may be withdrawn, but not changed, during the period for filing nomination papers and until 5 p.m. of the next working day after the close of the nomination period.

2. Foreign Language Policy

The Elections Official shall provide a language translation of the candidate's statement when required by federal law, or Elections Code Section 13307(b).

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3. Advance Deposit and Payment

- a. Pursuant to Elections Code Section 13307(d), a local agency may estimate the total cost of printing, handling, translating, and mailing the candidate's statement filed pursuant to this section, including costs incurred as a result of complying with any applicable law, and may require each candidate filing a statement to pay the estimated pro-rata share. The collection of such amount is as described in subsections 3(b) and 3(c) below.
- b. **For candidates filing a candidate's statement for an election division that is located wholly in one County (Alameda or Contra Costa County),** the District Secretary is hereby authorized and directed to provide for collection, by the Elections Official, from each non-indigent candidate who files such a statement, a deposit in the amount of \$250 to represent the candidate's pro rata share as described in subsection 3(a) above and collection of such amount shall be a condition of having the candidate's statement included in the voter's pamphlet.
- c. **For candidates filing a candidate's statement for an election division that is located partially in both Counties (Alameda and Contra Costa County),** the District Secretary is hereby authorized and directed to provide for the collection, by the Elections Official of the candidate's home County (County in which the candidate resides), from each non-indigent candidate who files such a statement, a deposit in the amount of \$250 to represent the candidate's pro rata share as described in subsection 3(a) above. Collection of such amount shall be a condition of having the candidate's statement included in the voter's pamphlet.

The District Secretary is also hereby authorized and directed to waive collection by the Elections Official of the second County (County in which the candidate *does not* reside) of a deposit from a candidate wishing to file a candidate's statement, provided the candidate presents in person to the Elections Official the receipt showing payment of the required deposit to the first County and a copy of the candidate statement. Upon this verification, the second County will waive collection of a deposit and will include the statement in the voter's pamphlet. The second County is directed to bill the full cost of the candidate's statement directly to the District.

- d. If the actual costs in Alameda County or Contra Costa County exceed the deposit amount for the printing, handling, translating, and mailing of the candidate's statement in said County, then the proper officers of the District are hereby authorized and directed to pay the difference between the deposit amount and the actual cost to that County.
- e. If the actual cost of the candidate's statement in Alameda County or Contra Costa County is less than the deposit amount for the printing, handling, translating, and mailing of the candidate's statement in said County, then the District Secretary is hereby authorized and directed to make necessary arrangements to refund the amount of the deposit which exceeds said actual cost to the candidate.

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4. Indigent Candidates

- a. As provided in Elections Code Section 13309, a candidate who alleges to be indigent and unable to pay in advance the requisite deposit for submitting a candidate’s statement shall submit a certified statement of financial worth, and such other verifying documentation as the District shall reasonably require, to be used by the District in determining whether or not he or she is eligible to submit a candidate’s statement without payment of the deposit in advance. Upon receipt of a statement of financial worth, the District shall promptly determine, in its sole discretion, whether or not the candidate is indigent and shall notify the candidate in writing of its findings. If it is determined that the candidate is not indigent, the candidate shall, within three working days of the notification, either withdraw the candidate’s statement or pay the requisite deposit in accordance with the provisions of this policy.
- b. The proper officers of the District are hereby authorized and directed to pay the costs incurred by the District for printing, handling, translating, and mailing the statements for candidates determined by the District to be indigent.

5. Additional Materials

Other than the candidate’s statement, no candidate will be permitted to include additional materials in the sample ballot package.

6. Notice to Counties

The District Secretary shall provide this policy and a certified copy of the Resolution adopting this policy to the Elections Officials of the Counties of Alameda and Contra Costa. The District Secretary shall also provide this policy and the Resolution authorizing consolidation of the District Election with the November Statewide General Election to the Elections Officials of the Counties of Alameda and Contra Costa.

<p>Policy is current and no changes need to be adopted by the Board of Directors. <u>Status Quo Chronology:</u></p>	
<p>Date Adopted:</p>	
<p>April 7, 2020</p>	
<p>Reviewed by Committee or Board:</p>	<p>Date:</p>
<p>Board</p>	<p>April 2, 2024</p>