

**JUNE 8, 2010
PRIMARY ELECTION**

CANDIDATES GUIDE



We compiled this guide in order to help you, the candidate, meet the deadlines and understand the requirements of candidacy. It is distributed with the understanding that the County Clerk is not rendering legal advice and therefore the Candidates Guide is not to be a substitute for legal counsel for the individual or candidate using it. In case of conflict, the law, regulation or rule will apply. If you have any questions please contact the Inyo County Clerk 's office at 878-0224, 876-5559, 873-8481, or (800) 447-4696.

CANDIDATES FILING DATES FOR: COUNTY BOARD OF SUPERVISORS, COUNTY OFFICES, COUNTY CENTRAL COMMITTEES & COUNTY BOARD OF EDUCATION

| COUNTY OFFICES ELECTION CALENDAR – JUNE 8, 2010 | |
|---|---|
| <p>Jan. 4* - Feb. 25, 2010</p> <p>(E-158 to E-103)</p> <p><small>*January 1 falls on holiday, so the date is extended to the next business day</small></p> | <p>Signatures in Lieu of Filing Fees</p> <p>Period for all state, legislative and county candidates to circulate and file their petitions for signatures in lieu of filing fees for the Primary Election</p> |
| <p>Feb. 16* - March 12, 2010</p> <p>(E-113 to E-88)</p> <p><small>*February 15 falls on holiday, so the date is extended to the next business day</small></p> | <p>Candidate Nomination Period</p> <p>Period for all candidates to file their Declarations of Candidacy and to circulate and file their Nomination Papers</p> |
| <p>Feb. 16* - March 12, 2010</p> <p>(E-113 to E-88)</p> <p><small>*February 15 falls on holiday, so the date is extended to the next business day</small></p> | <p>Candidate's Statement of Qualification</p> <p>Between these dates candidates for county, judicial, and state legislative offices may prepare a statement of qualifications, not to exceed 200 words, to be included in the Voters Information Pamphlet.</p> |
| <p>March 13 – March 17, 2010</p> <p>(E-87 to E-83)</p> | <p>Extension of Filing Period</p> <p>Extension of filing period if incumbent has not filed by 5:00 P.M. on March 12, 2010 (incumbent may not file during extension)</p> |

CANDIDATES FILING DATES FOR: Superior Court Judge

| JUDICIAL ELECTION CALENDAR – JUNE 8, 2010 | |
|---|--|
| <p>Jan. 4* - Feb. 10, 2010</p> <p>(E-158 to E-118)</p> <p><small>*January 1 falls on holiday, so the date is extended to the next business day</small></p> | <p>Signatures in Lieu of Filing Fees</p> <p>Period for all judicial candidates to circulate and file their petitions for signatures in lieu of filing fees for the Primary Election</p> |
| <p>Feb. 1 – Feb. 10, 2010</p> <p>(E-127 to E-118)</p> | <p>Declaration of Intent</p> <p>Period for Judicial Candidates to file their Declaration of Intention and petitions for signatures in lieu of filing fees. The deadline is extended until February 15, 2010 if the incumbent does not file by February 10, 2010 (incumbent may not file during the extension)</p> |
| <p>Feb. 16* - March 12, 2010</p> <p>(E-113 to E-88)</p> <p><small>*February 15 falls on holiday, so the date is extended to the next business day</small></p> | <p>Candidate Nomination Period</p> <p>Period for all candidates to file their Declarations of Candidacy and to circulate and file their Nomination Papers</p> |
| <p>Feb. 16* - March 12, 2010</p> <p>(E-113 to E-88)</p> <p><small>*February 15 falls on holiday, so the date is extended to the next business day</small></p> | <p>Candidate's Statement of Qualification</p> <p>Between these dates candidates for county, judicial, and state legislative offices may prepare a statement of qualifications, not to exceed 200 words, to be included in the Voters Information Pamphlet.</p> |
| <p>March 13 – March 17, 2010</p> <p>(E-87 to E-83)</p> | <p>Extension of Filing Period</p> <p>Extension of filing period if incumbent has not filed by 5:00 P.M. on March 12, 2010 (incumbent may not file during extension)</p> |

LOCAL CANDIDATE'S FILING FEES JUNE 8, 2010 PRIMARY ELECTION

(E.C. §8104 ET SEQ.)

| COUNTY OFFICE | % OF ANNUAL SALARY | FILING FEES | SIGNATURES IN LIEU OF FEES | VALUE EACH |
|-------------------------|--------------------|-------------|----------------------------|------------|
| Supervisor, 1st Dist. | 1.00% | \$497.76 | 216 | 2.30444 |
| Supervisor, 3rd Dist. | 1.00% | \$497.76 | 229 | 2.17362 |
| Assessor | 1.00% | \$918.48 | 955 | .96175 |
| Auditor | 1.00% | \$1,010.28 | 955 | 1.05788 |
| Clerk-Recorder | 1.00% | \$859.68 | 955 | .90018 |
| Coroner | 1.00% | \$192.00 | 768 | .25 |
| District Attorney | 1.00% | \$1,212.12 | 955 | 1.26923 |
| Public Administrator | 1.00% | \$620.16 | 955 | .64938 |
| Supt. Of Schools | 1.00% | \$1,122.33 | 955 | 1.17521 |
| Superior Court Judge | 1.00% | \$1,787.89 | 955 | 1.87213 |
| Treasurer/Tax Collector | 1.00% | \$918.48 | 955 | .96175 |
| Sheriff | 1.00% | \$1,027.08 | 955 | 1.07547 |

| SCHOOL OFFICE | % OF ANNUAL SALARY | FILING FEES | SIGNATURES IN LIEU OF FILING FEES | VALUE EACH |
|------------------------|--------------------|-------------|-----------------------------------|------------|
| Co. Brd. Of Ed. Area 1 | None | None | None | None |
| Co. Brd. Of Ed. Area 2 | None | None | None | None |
| Co. Brd. Of Ed. Area 3 | None | None | None | None |
| Co. Brd. Of Ed. Area 5 | None | None | None | None |

| COUNTY CENTRAL COMMITTEE | % OF ANNUAL SALARY | FILING FEES | SIGNATURES IN LIEU OF FILING FEES | VALUE EACH |
|--------------------------|--------------------|-------------|-----------------------------------|------------|
| Member | None | None | None | None |

NUMBER OF SIGNATURES OF SPONSORS REQUIRED

(E.C. §8062)

| OFFICE | MINIMUM | MAXIMUM |
|------------------------------------|-------------------------------------|---------|
| County Board of Supervisors | 20 | 40 |
| County Offices | 20 | 40 |
| County Central Committee* | 20 | 40 |
| County Board of Education | None, Declaration of Candidacy only | |
| Superior Court Judge (6-year term) | 20 | 40 |

**When any political party has less than 50 voters in the state or in the county or district in which the election is to be held, one-tenth of the number of voters in the party.*

In all cases it is suggested that more than the minimum number of signatures be obtained so that in case any are marked "Not Sufficient" there will be enough "Sufficient" signatures remaining to validate the petition.

APPORTIONMENT OF COUNTY CENTRAL COMMITTEES

(E.C. §7200, 7400, 7650, 7770)

| PARTY | NUMBER OF MEMBERS TO BE ELECTED FROM EACH SUPERVISOR DISTRICT | | | | | TOTAL MEMBERS |
|-------------------------|---|-----|-----|-----|-----|------------------|
| | 1ST | 2ND | 3RD | 4TH | 5TH | |
| DEMOCRATIC | 5 | 4 | 5 | 4 | 4 | 22 |
| REPUBLICAN | 5 | 4 | 6 | 5 | 3 | 23 |
| GREEN | | | | | | |
| AMERICAN INDEPENDENT | | | | | | |
| PEACE & FREEDOM | | | | | | |
| LIBERTARIAN | 5 MEMBERS TO BE ELECTED AT LARGE | | | | | |

**STATE CANDIDATES' FILING FEES AND NUMBER OF SPONSORS' SIGNATURES REQUIRED
JUNE 8, 2010 PRIMARY ELECTION**

Required Filing Fees, In-Lieu Signatures, and Nomination Signatures The number of signatures required, and their respective monetary values, for federal, state constitutional, legislative, or judicial candidates who plan to gather signatures in lieu of filing fees under the provisions of Elections Code section 8106(a)(6) are below.

| Office | Salary¹ | Filing Fee (% of salary)¹ | In-Lieu Signatures² | Value of each Signature² | Nomination Signatures |
|---|---------------------------|---|---------------------------------------|--|------------------------------|
| Governor | \$173,986.75 | \$3,479.74 (2%) | 10,000 | \$.347974 | 65-100 |
| Lieutenant Governor | \$130,489.88 | \$2,609.80 (2%) | 10,000 | \$.26098 | 65-100 |
| Secretary of State | \$130,489.88 | \$2,609.80 (2%) | 10,000 | \$.26098 | 65-100 |
| Controller | \$139,189.26 | \$2,783.79 (2%) | 10,000 | \$.278379 | 65-100 |
| Treasurer | \$139,189.26 | \$2,783.79 (2%) | 10,000 | \$.278379 | 65-100 |
| Attorney General | \$151,126.82 | \$3,022.54 (2%) | 10,000 | \$.302254 | 65-100 |
| Insurance Commissioner | \$139,189.26 | \$2,783.79 (2%) | 10,000 | \$.278379 | 65-100 |
| Member, State Board of Equalization (All Districts) | \$130,489.88 | \$1,304.90 (1%) | 5,220 | \$.24998 | 40-60 |
| United States Senator | \$174,000 | \$3,480 (2%) | 10,000 | \$.348 | 65-100 |
| Member of the House of Representatives | \$174,000 | \$1,740 (1%) | 3,000 | \$.58 | 40-60 |
| Member of the State Senate | \$95,290.56 | \$952.91 (1%) | 3,000 | \$.317637 | 40-60 |
| Member of Assembly | \$95,290.56 | \$952.91 (1%) | 1,500 | \$.635273 | 40-60 |
| Supreme Court (Chief Justice) | \$228,856 | \$4,577.12 (2%) | 10,000 | \$.457712 | None |
| Supreme Court (Associate Justice) | \$218,237 | \$4,364.74 (2%) | 10,000 | \$.436474 | None |
| Court of Appeal (All Justices) | \$204,599 | \$2,045.99 (1%) | 10,000 | \$.204599 | None |
| Superintendent of Public Instruction | \$151,126.82 | \$3,022.54 (2%) | 10,000 | \$.302254 | 65-100 |

¹ Salaries and filing fees are based on salaries as of December 7, 2009. ² For partisan state offices, the number of in-lieu signatures required and the monetary value of each in-lieu signature listed above apply only to Democratic and Republican party candidates.

QUALIFICATIONS FOR LOCAL OFFICE

NOTICE

Many local offices have education and/or certification requirements for holding the office. This publication contains **ONLY** the requirements for getting a candidate's name on the ballot. We urge all candidates to research the statutes pertaining to the office in which he or she is interested.

Section 1 - County or District Office
Section 2 - Board of Supervisors
Section 3 - County Board of Education
Section 4 - Assessor

LOCAL OFFICES – NONPARTISAN

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 such a successful candidate and neither the name nor the office appears on the November ballot (E.C. §8140)

SECTION 1 - COUNTY OR DISTRICT OFFICE

A candidate for a county or district office (except Superior Court Judge) must be 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. (G.C. §24001)

All candidates for Board of Supervisors, District Attorney, Superior Court Judge and Treasurer Tax Collector must complete and file a Form 700 - Statement of Economic Interests by the close of the filing period (MARCH 12, 2010). (G.C. §87201)

Pursuant to E.C. §13.5, candidates for the following offices are required to file a declaration under penalty of perjury that he or she meets the statutory qualifications for the office:

- ❖ County Auditor (G.C. §26945 & 26946) - see page 9
- ❖ County District Attorney (G.C. §24001 & 24002) - see page 10
- ❖ County Sheriff (G.C. §24004.3) - see page 11

- ❖ County Superintendent of Schools (Ed.C. §1205-1208) -see page 12
- ❖ Judge of the Superior Court (Calif. Cst. Art. VI §15) - see page 13
- ❖ County Treasurer-Tax Collector (G.C. §27000.7) - see page 14

SECTION 2 - BOARD OF SUPERVISORS

“...[E]ach member shall have been a registered voter of the district which he seeks to represent for at least 30 days immediately preceding the deadline for filing nomination documents for the office of supervisor, and shall reside in the district during his incumbency.” (G.C. §25041)

SECTION 3 - COUNTY BOARD OF EDUCATION

Any registered voter who shall be a registered voter of the district which he or she represents, is eligible to be a member of the county board of education except the county superintendent of schools, any member of his staff, or any employee of a school district. (Ed. C. §1006)

SECTION 4 – ASSESSOR

No person shall exercise the powers or duties of the office of assessor unless he or she holds a valid appraiser’s certificate issued by the State Board of Equalization. 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.

These requirements do not apply to any person holding the office of assessor on January 1, 1997. (G.C. §24002.5)

DECLARATION UNDER PENALTY OF PERJURY
OF QUALIFICATIONS FOR THE OFFICE OF **COUNTY AUDITOR**
(Elections Code §13.5, Code of Civil Procedure §2015.5)

In accordance with Section 13.5 of the California Elections Code I am required to accompany my Declaration of Candidacy, nomination papers, or statement of write-in candidacy, as the case may be, with documentation establishing that I meet the qualifications for the Office of County Auditor established by Government Code Sections 26945 and 26946. In lieu of submitting other documentation of those qualifications, I hereby submit and declare under penalty of perjury that I possess the qualifications established for the office of County Auditor by those Government Code Sections.

Specifically, I further declare under penalty of perjury that I: *(Must possess at least one)*

_____ Possess a valid certificate issued by the California Board of Accountancy under Chapter 1 (commencing with Section 5000) of Division 3 of the Business and Professions code showing me to be, and a permit authorizing me to practice as, a certified public accountant or as a public accountant.

_____ 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 have 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.

_____ Possess a certificate issued by the Institute of Internal Auditors showing me to be a designated professional internal auditor, with a minimum of 16 college semester units, or their equivalent, in accounting, auditing, or finance.

_____ Served as county auditor, chief deputy county auditor, or chief assistant county auditor for a continuous period of not less than three years.

Executed on _____ (date), at _____ (place).

(Signature)

(Print Name)

DECLARATION UNDER PENALTY OF PERJURY
OF QUALIFICATIONS FOR THE OFFICE OF **COUNTY DISTRICT ATTORNEY**
(Elections Code §13.5, Code of Civil Procedure §2015.5)

In accordance with Section 13.5 of the California Elections Code I am required to accompany my Declaration of Candidacy, nomination papers, or statement of write-in candidacy, as the case may be, with documentation establishing that I meet the qualifications for the Office of County District Attorney established by Government Code Sections 24001 and 24002. In lieu of submitting other documentation of those qualifications, I hereby submit and declare under penalty of perjury that I possess the qualifications established for the office of County District Attorney by those Government Code Sections.

Specifically, I further declare under penalty of perjury that I: *(Both must be true)*

_____ **Am a registered voter of the county in which the duties of the office are to be exercised..**

And

_____ **Have been admitted to practice in the Supreme Court of the State of California.**

Executed on _____ (date), at _____
(place).

(Signature)

(Print Name)

DECLARATION UNDER PENALTY OF PERJURY
OF QUALIFICATIONS FOR THE OFFICE OF **COUNTY SHERIFF**
(Elections Code §13.5, Code of Civil Procedure §2015.5)

In accordance with Section 13.5 of the California Elections Code I am required to accompany my Declaration of Candidacy, nomination papers, or statement of write-in candidacy, as the case may be, with documentation establishing that I meet the qualifications for the Office of County Sheriff established by Government Code Section 24004.3. In lieu of submitting other documentation of those qualifications, I hereby submit and declare under penalty of perjury that I possess the qualifications established for the office of County Sheriff by that Government Code Section.

Specifically, I further declare under penalty of perjury that I: *(Must possess at least one)*

_____ Possess an active or inactive advanced certificate issued by the Commission on Peace Officer Standards and Training.

_____ Have had 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 has been accomplished within five years prior to the date of filing, and possess a master=s degree from an accredited college or university.

_____ Have had 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 has been accomplished within five years prior to the date of filing, and possess a bachelor=s degree from an accredited college or university.

_____ Have had 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 has been accomplished within five years prior to the date of filing, and possess an associate in arts or associates in science degree, or the equivalent, from an accredited college.

_____ Have had 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 has been accomplished within five years prior to the date of filing, and possess a high school diploma or the equivalent.

_____ Held the office of sheriff on January 1, 1989.

Executed on _____ (date), at _____ (place).

(Signature)

(Print Name)

DECLARATION UNDER PENALTY OF PERJURY
OF QUALIFICATIONS FOR THE OFFICE OF **COUNTY SUPERINTENDENT OF
SCHOOLS**

(Elections Code §13.5, Code of Civil Procedure §2015.5)

In accordance with Section 13.5 of the California Elections Code I am required to accompany my Declaration of Candidacy, nomination papers, or statement of write-in candidacy, as the case may be, with documentation establishing that I meet the qualifications for the Office of County Superintendent of Schools established by Education Code Sections 1205 through 1208. In lieu of submitting other documentation of those qualifications, I hereby submit and declare under penalty of perjury that I possess the qualifications established for the office of County Superintendent of Schools by those Education Code Sections.

Specifically, I further declare under penalty of perjury that I: *(Must possess at least one)*

_____ **Possess a valid certification document authorizing administrative services.**

Or

_____ **Possess a valid elementary administrative credential and a valid secondary administrative credential.**

Executed on _____ (date), at _____ (place).

(Signature)

(Print Name)

DECLARATION UNDER PENALTY OF PERJURY
OF QUALIFICATIONS FOR THE OFFICE OF **JUDGE OF THE SUPERIOR COURT**
(Elections Code §13.5, Code of Civil Procedure §2015.5)

In accordance with Section 13.5 of the California Elections Code I am required to accompany my Declaration of Intention, Declaration of Candidacy, nomination papers, or statement of write-in candidacy, as the case may be, with documentation establishing that I meet the qualifications for the Office of Judge of the Superior Court established by Section 15 of Article VI of the California Constitution. In lieu of submitting other documentation of those qualifications, I hereby submit and declare under penalty of perjury that I possess the qualifications established for the office of Judge of the Superior Court by that Section of the Constitution.

Specifically, I further declare under penalty of perjury that I: *(At least one must be true)*

_____Have been a member of the State Bar for 10 years immediately preceding today's date,

Or

_____Have served as a judge of a court of record in this State.

Executed on _____ (date), at _____
(place).

(Signature)

(Print Name)

DECLARATION UNDER PENALTY OF PERJURY
OF QUALIFICATIONS FOR THE OFFICE OF COUNTY TREASURER-TAX
COLLECTOR

(Elections Code §13.5, Code of Civil Procedure §2015.5)

In accordance with Section 13.5 of the California Elections Code I am required to accompany my Declaration of Candidacy, nomination papers, or statement of write-in candidacy, as the case may be, with documentation establishing that I meet the qualifications for the Office of County Treasurer-Tax Collector established by Government Code Section 27000.7. In lieu of submitting other documentation of those qualifications, I hereby submit and declare under penalty of perjury that I possess the qualifications established for the office of County Treasurer-Tax Collector by that Government Code Section.

Specifically, I further declare under penalty of perjury that I: *(Must possess at least one)*

_____ Have served in a senior financial management position in a county, city, or other public agency dealing with similar financial responsibilities for a continuous period of not less than three years, including, but not limited to, treasurer, tax collector, auditor, auditor-controller, or the chief deputy or an assistant in those offices.

_____ Possess a valid baccalaureate, masters, or doctoral degree from an accredited college or university in any of the following major fields of study: business administration, public administration, economics, finance, accounting, or a related field, with a minimum of 16 college semester units, or their equivalent, in accounting, auditing, or finance.

_____ Possess a valid certificate issued by the California Board of Accountancy pursuant to Chapter 1 (commencing with Section 5000) of Division 3 of the Business and Professions Code, showing me to be, and a permit authorizing me to practice as, a certified public accountant.

_____ Possess a valid charter issued by the Institute of Chartered Financial Analysts showing me to be designated a Chartered Financial Analyst, with a minimum of 16 college semester units, or their equivalent, in accounting, auditing, or finance.

_____ Possess a valid certificate issued by the Treasury Management Association showing me to be designated a Certified Cash Manager, with a minimum of 16 college semester units, or their equivalent, in accounting, auditing, or finance.

_____ Was duly elected or appointed as a county treasurer, county tax collector, or county treasurer-tax collector prior to January 1, 1998.

Executed on _____ (date), at _____ (place).

(Signature)

(Print Name)

PROCEDURES NECESSARY FOR CANDIDATES TO GET ON THE BALLOT

SECTION 1 - SIGNATURES IN LIEU OF FILING FEE

SECTION 2 - DECLARATION OF INTENTION - JUDICIAL OFFICES

SECTION 3 - DECLARATION OF CANDIDACY

SECTION 4 - NOMINATION PAPERS

SECTION 5 - CIRCULATORS

SECTION 6 - BALLOT DESIGNATIONS

SECTION 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 to run for office. The signatures submitted may cover all or a prorated portion of the filing fee. That portion of the filing fee not covered by the signatures must be paid in full before the nomination papers may be filed.

On Monday, **January 4, 2010*** (**January 1, 2010 falls on a holiday so the date is extended to the next business day**), the County Clerk shall, upon request, furnish forms to each candidate for securing signatures in lieu of paying the required filing fee. Forms may be picked up at the County Clerk's Office in Independence between the hours of 8:00 A.M. and 5:00 P.M.

All Candidates must submit and file all signatures in lieu of filing fee with the County Clerk, Elections Department, no later than **Thursday, February 25, 2010**.

When the candidate files the in-lieu-filing-fee petition, the County Clerk shall count all valid signatures appearing on the petition toward the number of signatures required for the candidate's nomination paper. If the candidate's in-lieu-filing-fee petition contains the number of valid signatures required for his or her nomination paper, the County Clerk shall not require the candidate to circulate a nomination paper to be signed by qualified registered voters. NOTE: The candidate is still required to file a Declaration of Candidacy during the nomination period. (E.C. §8020, 8040, 8041, 8062, 8106)

Candidates who submit in-lieu-filing fee petitions that do not contain the number of signatures required for their nomination papers are still entitled to file nomination papers during the nomination period. The number of valid signatures on the in-lieu-filing-fee petition may be applied to and combined with the valid number of signatures on the nomination paper to satisfy the signature requirement for the office.

SECTION 2 - DECLARATION OF INTENTION - JUDICIAL OFFICES

Candidates for a judicial office are required to file a Declaration of Intention to become a candidate prior to filing their nomination documents.

The Declaration of Intention is obtained from and must be filed with the county elections official of the county in which the candidate is a resident. The Declaration of Intention must be filed during the period of **February 1, 2010** through **February 10, 2010**. The nonrefundable filing fee for the office must be paid at the time the Declaration of Intention is filed. Payment may be paid by check, or a combination of check and in-lieu signatures

The deadlines are extended until **February 16, 2010*** (**February 15, 2010 falls on a holiday so the date is extended to the next business day**) if the incumbent doesn't file by **February 10, 2010**. (E.C. §8104, 8105, 8023)

SECTION 3 - DECLARATION OF CANDIDACY

No candidate's name shall be printed upon the primary ballot unless he/she files a Declaration of Candidacy in the office of the County Clerk, Elections Department, between the dates of **FEBRUARY 16, 2010*** (**February 15, 2010 falls on a holiday so the date is extended to the next business day**) through **MARCH 12, 2010** by 5:00 P.M. At the time of applying for this form, the candidate states the office for which he/she is running and must pay the filing fee, or submit petitions in-lieu of filing fee. **Filing fees must be paid by check.** The payee is the County Clerk. Filing fees are not refundable in the event that the candidate fails to qualify as a candidate. Only forms issued by the County Clerk may be used.

(a) Except as provided in subdivision (b) below, a candidate shall not remove a Declaration of Candidacy form from the office of the County Clerk, and the County Clerk shall require all candidates filing a Declaration of Candidacy to execute the form in the office of the County Clerk.

(b) 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 Clerk 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 Clerk of the county of the candidate's residence by the 88th day, **MARCH 12, 2010**, prior to the direct primary election. The County Clerk shall retain such statement.

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 candidacy under such name. If a candidate changes his/her name within one year of any election, his/her new name shall not appear upon the ballot unless the change was made by marriage or decree of court of competent jurisdiction.(E.C. §8028, 8101, 13104)

SECTION 4 - NOMINATION PAPERS

After a candidate files his/her Declaration of Candidacy and pays his/her filing fee or submits signatures, as stated in Section 4 above, the County Clerk will issue nomination papers. The required numbers of signatures on the nomination paper are to be obtained by either the candidate or appointed circulators of the candidate before filing.

All nomination papers for the direct primary election must be left with the Elections Department not later than **FRIDAY, MARCH 12, 2010**, for examination and filing or for examination and certification and forwarding to the Secretary of State, as the case may be. This closing date, the last day to file, is on a Friday and the office of the Elections Department will close promptly at 5:00 P.M., after which no nomination papers will be received unless the incumbent does not file, in which case there is an extension of time.

Nomination papers for a Non-Partisan office must be signed by voters residing within the district.

Each signer of a nomination paper can sign only as many nomination papers as there are places to be filled for such office. No more sponsors shall be secured for any candidate than the maximum nor less than the minimum required for the office.

Each elector must sign his/her name on the nomination papers in the presence of the circulator, and must write in his/her place of residence. It is important that the signer write in the above requirements. The precinct designations will be added by the Elections Department after filing.

When the desired number of signatures of sponsors has been obtained, the circulator must swear to the affidavit appearing at the end of each section of the nomination paper and return all sections to the candidate to be left by him/her with the Elections Department. **This "Declaration of Circulator" must be done in the circulator's own writing.**

No fee whatsoever shall be collected by any office for verifying any nomination document or circulator's affidavit.

All nomination papers for the primary shall be left for examination or filed in the Elections Department not later than 5:00 P.M. **MARCH 12, 2010**, unless there is an extension of time if the incumbent does not file. The County Clerk will transmit those that are to be filed in the office of the Secretary of State within 5 days after being left for examination.

The County Clerk will not accept for filing any declaration or nomination papers unless all blanks therein are filled and will mark as "Non-Sufficient" any signature that does not appear in the same handwriting as appears on the affidavit of registration in his/her office or in which the declaration of party affiliation is not in accordance with the declaration of party affiliation in such affidavit of registration if for a partisan office.

The County Clerk is not responsible for an excess or lack of publicity. All filing information is given to the newspapers and radio when the reporters call.

It is suggested that the prospective candidates for the coming election obtain the necessary forms from the Elections Department as soon as possible on or after the first day to circulate and file (**FEBRUARY 16, 2010* - February 15, 2010 falls on a holiday so the date is extended to the next business day**) and that the papers be filed as soon as completed so that any irregularities may be corrected before the last filing date. If the papers are found to be "Non-Sufficient", no additions or corrections can be made after 5:00 pm, **MARCH 12, 2010**, unless there is an extension of time if the incumbent does not file. The Elections Department will gladly assist any candidate in the proper preparation of nomination papers. (E.C. §8066, 8068)

SECTION 5 - CIRCULATORS

A candidate may circulate and obtain sponsors' signatures for his/her own candidacy or he/she may appoint one or more circulators to secure signatures of sponsors on his/her nomination papers. A circulator appointed by a candidate shall be a voter of the district.

None of the signatures on the nomination papers shall be obtained by either a County Clerk or any of his/her deputies, with the exception of the incumbent for the office of County Clerk.

Signers of nomination papers for partisan office must be the same political party as that for which the candidate seeks nomination in order for the signature to be sufficient. (E.C. §8042, 8065, 8066)

SECTION 6 - BALLOT DESIGNATIONS

The candidate may request a ballot designation to appear under his/her name on the ballot, but are not required to and may leave the space for such designation blank. In order to notify the Elections Official of the candidate intention if no occupation is desired on the ballot under his/her name, the word "None" must be written on the application in the appropriate space. "None" will not appear on the ballot.

A candidate who wishes to have a ballot designation appear under his/her name on the ballot may choose ONLY ONE of the following:

| Office Title | |
|--|---|
| Words designating the elective city, county, district, state or federal office which the candidate holds at the time of filing the nomination papers to which he or she was elected by vote of the people, or to which he or she was appointed, in the case of a superior court judge. | <i>Examples:</i> Representative in Congress, 19 th District Member of the Board of Supervisors |
| Incumbent | |
| The word "incumbent" if the candidate is a candidate for the same office which he or she holds at the time of filing the nomination papers, and was elected to that office by a vote of the | <i>Example:</i> Incumbent |

| | |
|---|---|
| people, or, in the case of a superior or municipal court judge, was appointed to that office. | |
| Appointed Incumbent | |
| 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, 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 unmodified word “incumbent” or any words designating the office unmodified by the word “appointed.“ | <i>Examples:</i> Appointed Incumbent Appointed Governing Board Member Appointed City Council Member |
| Principal Occupation, Vocation, or Profession in 3 Words or Less | |
| The candidate may use a generic form of their principal profession, vocation, or occupation in <u>no more than three words</u> . Note: California geographical names will be considered one word. See the following for Restrictions on Occupational Designations . | <i>Examples of acceptable designations:</i> Farmer, school teacher, small business owner, legislator <i>Examples of acceptable designations denoting a vocation:</i> Housewife, homemaker, parent, mother, father <i>Examples of unacceptable designations:</i> Sunkist Farmer, Owner of McDonald’s |
| NO MISLEADING DESIGNATIONS: The designation must not mislead the voter. No acronyms | <i>Example:</i> You cannot use “teacher” if you only volunteer teaching Sunday School at church and are not a credentialed teacher |
| NO STATUSES: The designation must be the candidate’s principle occupation or vocation and cannot be a status. | <i>Example of unacceptable designations:</i> Activist, taxpayer, patriot, concerned citizen, husband, wife, or veteran |
| NO ABBREVIATION OF THE WORD “RETIRED” No abbreviation of the word “retired” may be used and “retired” may not be placed following any word or words it modifies. | <i>Examples of acceptable designations:</i> Retired Police Officer <i>Examples of unacceptable designations:</i> Ret. Police Officer Police Officer, Retired |
| NO PREFIXES: No prefix that indicates prior status may be used, except for the word “retired” (see above). | <i>Examples of unacceptable designations:</i> Former Surgeon Ex-School Principal |

| | |
|--|--|
| <p>NO POLITICAL PARTY: The name of a political party may not be used, whether or not it has been qualified for the ballot. Note: Central Committee candidates are the exception to this rule.</p> | <p><i>Examples of unacceptable designations:</i> Republican Legislator Democratic Congressman</p> |
| <p>NO UNLAWFUL ACTIVITIES: No references related to any activity, which is prohibited by law, may be used.</p> | <p><i>Examples of unacceptable designations:</i> Drug Dealer</p> |
| <p>NO RACIAL, RELIGIOUS, OR ETHNIC GROUP: No words may be used that refer to a racial, religious or ethnic group.</p> | <p><i>Examples of acceptable designation:</i> Priest</p> <p><i>Examples of unacceptable designation:</i> Catholic Priest</p> |

(Elections Code section 13107 & Cal Regulation 20710 et seq.)

Notice of Unacceptable Designations

If an election official finds an occupational designation to be in violation of the above restrictions, the candidate will be notified by certified mail.

The candidate must come to the elections office and provide an alternative designation within three days from the date of receipt of the notice. If he/she fails to provide an alternative designation within this time, the candidate's name will appear on the ballot without a designation.

CANDIDATE'S STATEMENT OF QUALIFICATIONS

(NONPARTISAN OFFICES ONLY)

SECTION 1 - TIME FOR FILING

SECTION 2 - COST OF STATEMENT

SECTION 3 - LAWS REGARDING STATEMENTS

SECTION 4 - SCHEDULE OF COSTS: ESTIMATES

SECTION 1 - TIME FOR FILING

The Candidate's Statement of Qualifications **must be filed on a form provided by the County Clerk at the time of filing nomination papers.**

The Candidate's Statement of Qualifications 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.(E.C. §13307)

SECTION 2 - COST OF STATEMENT

All costs in handling of the statement must be paid by each candidate. (E.C. §13307)

SECTION 3 - LAWS REGARDING STATEMENTS

Each candidate for elective office in any local agency, city or county or district may prepare a candidate's statement on an appropriate form provided by the County Clerk. Such statement may include the name, age and occupation of the candidate and brief description of no more than 200 words, of the candidate's education and qualifications expressed by the candidate himself/herself. Such statement shall not include the party affiliation of the candidate, nor membership or activity in partisan political organizations.

The candidate's statement shall be filed in the office of the County Clerk when his/her 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 candidate's statement shall be filed in the Office of the County Clerk 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.

The clerk shall send to each voter together with the sample ballot, a voter's pamphlet that contains the written statements of each candidate that is prepared pursuant to this section. 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 such 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.C. §13307)

SECTION 4 - SCHEDULE OF COSTS: ESTIMATE

Deposit of this amount must be made at the time of filing candidate's statement of qualifications with clerk.

| | |
|-----------------------------|----------|
| ❖ 1st Supervisor District | \$350.00 |
| ❖ 3rd Supervisor District | \$350.00 |
| ❖ County Offices | \$750.00 |
| ❖ Superior Court Judge | \$750.00 |
| ❖ County Board of Education | \$350.00 |

If a candidate is interested in having their Statement of Qualifications translated into a language other than English, they will need to contact the Election's Department prior to submitting the statement for instructions and an estimate of additional fees.

These are only estimated costs. Actual charges may be more or less depending on actual printing charges, number of pamphlets required and number of candidates using the service and appearing on the same ballot pamphlet.

We will bill you for any additional charges, or refund any excess deposit after the election.

REGULATIONS CONCERNING POLITICAL CAMPAIGNS

SECTION 1 - POLITICAL ADVERTISEMENT REQUIREMENT

SECTION 2 - SIMULATED BALLOT REQUIREMENT

SECTION 3 - MASS MAILING AT PUBLIC EXPENSE

SECTION 4 - REQUIREMENTS FOR MASS MAILING

**SECTION 5 - DISTRIBUTION OF PRECINCT POLLING PLACE
INFORMATION**

SECTION 6 - ELECTIONEERING NEAR POLLING PLACE

SECTION 7 - POLITICAL SIGNS

SECTION 1 - POLITICAL ADVERTISEMENT REQUIREMENT

Any paid political advertisement which refers to an election or to any candidate for state or local elective office and which is contained in or distributed with a newspaper, shall bear on each surface or page thereof, 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 "Paid Political Advertisement. "Such words shall be set apart from any other printed matter.

As used in this section "Paid Political Advertisement" shall mean, 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 state or local office. (E.C. §20008)



SECTION 2 - SIMULATED BALLOT REQUIREMENT

- a) Every simulated ballot or simulated sample ballot shall bear on each surface or page thereof, in type or lettering at least half as large as the type or lettering of such 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:

Notice to Voter (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 any such notice in any editorial or other statement appearing in a regularly published newspaper or magazine other than a paid political advertisement.

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

SECTION 3 - MASS MAILING AT PUBLIC EXPENSE

No newsletter or other mass mailing shall be sent at public expense. (G.C. §89001)

SECTION 4 - REQUIREMENT FOR MASS MAILING

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 are 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 in subdivision (a).
(G.C. §84305)

SECTION 5 - 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 which includes a designation of the voter's precinct polling place other than a precinct polling place listed for that voter in an official precinct polling place list which constituted the latest official precinct polling place list at some time not more than 30 days prior to such mailing or distribution. (E.C. §18302)

SECTION 6 - ELECTIONEERING NEAR POLLING PLACE

No person, on Election Day, or at any time that a voter may be casting a ballot, shall, within 100 feet of a polling place or an election official's office:

- 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 except as provided in Section 14240
- d) Do any electioneering

As used in this section "100 feet of a polling place" shall mean 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)

SECTION 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

Under provisions of the State Outdoor Advertising Act, signs may not be placed within the rights of way of any public road or highway or adjacent to a landscaped freeway; and signs may not be placed adjacent to a Federal-aid or Primary or an Interstate highway unless they are in compliance with the controls set forth in detail in this act. Before signs are placed in unincorporated areas within 660 feet of the right of way of a Federal-aid or Primary or an Interstate highway, a *Statement of Responsibility* (available from this office) must be completed and returned to the Department of Transportation district office. The Department of Transportation district office is prepared to answer any questions candidates may have about the state law regulating campaign signs. Candidates may contact Steven Wisniewski, District 9 Encroachment permits, Outdoor Advertising Inspector at 760-872-0790 or by e-mail at steve_wisniewski@dot.ca.gov for more information.

COUNTY

9.16.010 No person shall paint, post, attach or affix any handbill, dodger, notice, sign or advertisement upon or to any bridge, fence, building or other property belonging to the county, or any tree situated in any public highway of the county; and no person shall deface, mar or disfigure any bridge, fence, building or other structure belonging to the county; or any tree situated in any public highway of the county; by painting, cutting, scratching or breaking the same or attaching or affixing anything thereto.

9.16.020 No person shall erect, construct, place or maintain any signboard, billboard, sign or advertisement, in, over or on any public highway of the county.

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 any city ordinance.

CAMPAIGN DISCLOSURE REQUIREMENTS

SELECTED CAMPAIGN DISCLOSURE PROVISIONS OF THE POLITICAL REFORM ACT

ELECTION YEAR 2010

The Political Reform Act requires all candidates for state and local elective office, all state and local elected officeholders, proponents of state ballot measures and committees supporting or opposing state and local candidates and ballot measures, to file campaign statements disclosing contributions received and expenditures made.

The statutory requirements of the Political Reform Act are now contained in Sections 81000 through 91014 of the California Government Code. Information and assistance relating to campaign reporting obligations under the Act may be obtained from your local elections official or from the Technical Assistance Division of the Fair Political Practices Commission at the following address:

428 J Street
Sacramento, CA 95812-0807
(916) 322-5660
FAX (916) 322-3711
Website: www.fppc.ca.gov

WHEN TO FILE

Candidate Intention Statement (Form 501)

Prior to the solicitation or receipt of any contribution or loan, an individual who intends to be a candidate for an elective office shall file with the commission a statement signed under penalty of perjury of intention to be a candidate for a specific office.

For purposes of this section, "contribution" and "loan" do not include any payments from the candidate's personal funds for a candidate filing fee or a candidate statement of qualifications fee. (G.C. §85200)

Statement of Organization (Form 410)

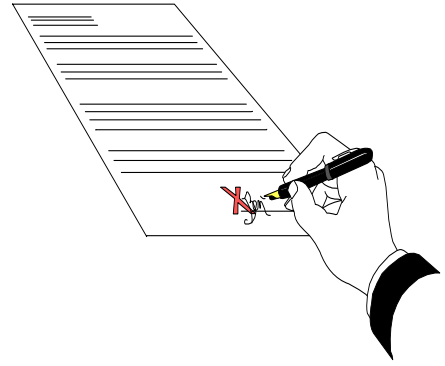
A recipient committee is any individual (including an officeholder or a candidate), group of individuals, organization or any other entity that receives contributions totaling \$1000 or more during a calendar year. Personal funds used to pay a candidate's filing fee or a fee for statement of qualifications to appear in the ballot is not counted toward the \$1000 threshold.

Every committee shall file with the Secretary of State a statement of organization **within 10 days** after it has qualified as a committee. The committee shall file the original of the statement of organization with the Secretary of State and shall also file a copy of the statement with the local filing officer (County Clerk). This must be done within 10 days of qualifying as a committee. The Secretary of State shall assign a number to each committee who files a statement of organization and shall notify the committee of the number.

If a committee meets the \$1000 threshold before the date of an election, but after the closing date of the last campaign statement, the committee shall file, by telegram or personal delivery within 24 hours of qualifying as a committee, the information required to be reported in the statement of organization. The information is required to be filed with the filing officer (County Clerk). A Form 410 must also be filed with the Secretary of State within 10 days.

- a) Upon the filing of the Form 501 - Candidate Intention Statement pursuant to Section 85200, the individual shall establish one campaign contribution account at an office of a financial institution located in the state.
- b) The name of the financial institution, the specific location, and the account number shall be filed with the commission as provided by subdivision (h).
- c) 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.
- d) Any personal funds that will be utilized to promote the election of the candidate shall be deposited in the account prior to expenditure.
- e) All campaign expenditures shall be made from the account.
- f) Subdivisions (d) and (e) do not apply to candidate's payment for a filing fee and statement of qualifications from his or her personal funds.

g) This section does not apply to a candidate who will not receive contributions and who will make expenditures from personal funds of less than one thousand dollars (\$1000) in a calendar year to support his or her candidacy. For purposes of this section, a candidate's payment for a filing fee and statement of qualifications shall not be included in calculating the total expenditures made.



h) Within ten (10) days after receiving or expending one thousand dollars (\$1000) in a calendar year, the candidate shall file a Form 410- Statement of Organization Recipient Committee and include the information required under subdivision (b).

l) A new bank account and committee must be established to run for a different office

THE FOLLOWING EXCEPTIONS APPLY TO FORMS 501 AND 410:

✓ **Forms 501 and 410 and establishment of a campaign bank account are not required if you do not solicit or receive contributions from others, and the only expenditures will be your personal funds for a filing fee and/or statement of qualifications that will appear in the voter pamphlet.**

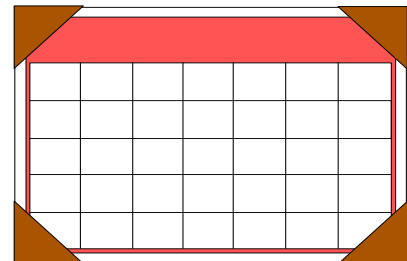
✓ **Form 410 is not required if you do not solicit or receive contributions from others, and you will expend personal funds totaling less than \$1000 in a calendar year on your campaign. Expenditures from personal funds for a filing fee and/or statement of qualifications that will appear in the voter ballot pamphlet are not counted toward the \$1000 expenditure threshold.**

**SUMMARY CHART
Forms 501 and 410**

| CANDIDATE ACTIVITY | FILE | |
|--|------------|------------|
| | 501 | 410 |
| Will <u>not</u> solicit and receive contributions from <u>others</u> and the <u>only</u> <u>expenditures</u> will be from <u>personal</u> funds for the filing fee and/or statement of qualifications in the ballot pamphlet | NO | NO |
| Will <u>not</u> receive contributions from <u>others</u> and total expenditures from personal funds will be less than \$1000 in a calendar year. | YES | NO |
| Will <u>not</u> receive contributions from <u>others</u> but will make expenditures from personal funds totaling \$1000 in a calendar year. | YES | YES |
| Will receive contributions from others and will make expenditures totaling: | | |
| Less than \$1000 | YES | NO |
| \$1000 or more | YES | YES |

Campaign Statements (Form 470 or 460)

All candidates and committees are required to file semi-annual campaign statements no later than January 31 and July 31, with the exception of judges or elected officers whose salaries are less than one hundred dollars (\$100) a month unless such judge or elected officer is a candidate or committee which receives contributions or makes expenditures during the applicable six month period.



In addition to the above semiannual campaign statement, candidates, elected officers, controlled committees and any committee formed primarily to support or oppose a candidate or a measure and all other committees that have made or received contributions of one thousand dollars (\$1000) or more must file campaign statements (**Form 460**) on the following dates:

| FILING DEADLINE | TYPE OF STATEMENT | PERIOD COVERED BY STATEMENT¹ | METHOD OF DELIVERY |
|------------------------|--|--|---|
| 2/01/2009 | Semi-Annual | ¹ -12/31/08 | ♦Personal Delivery ♦First Class Mail |
| 3/22/2010 | Pre-Election | 1/1/10 - 3/17/10 | ♦Personal Delivery ♦First Class Mail |
| 5/27/2010 | Pre-election | 3/18/10 - 5/22/10 | ♦Personal Delivery ♦Guaranteed ♦Overnight Service |
| Within 24 hours | Late Contributions ² and Late Independent Expenditures of \$1,000 or more | 5/23/10 - 6/7/10 | ♦Personal Delivery ♦Guaranteed ♦Overnight Service ♦Fax |
| 8/02/2010 | Semi-Annual | - 6/30/10 | ♦Personal Delivery ♦First Class Mail |

A short form (**Form 470**) is provided for candidates or officeholders who receive contributions of less than one thousand dollars (\$1000), and who make expenditures of less than one thousand dollars (\$1000), in a calendar year. Payments for a filing fee or for a statement of qualification is not included if these payments have been made from the candidate 's personal funds.

¹ 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.

²The recipient of a late in-kind contribution must file a late contribution report within 48 hours from the time the in-kind contribution is received.

Every candidate or officeholder who has filed a short form (**Form 470**), in connection with an election and who thereafter receives contributions or makes expenditures totaling one thousand dollars (\$1000), or more in a calendar year shall send written notification to the Secretary of State, the local filing officer, and each candidate contending for the same office within 48 hours of receiving or expending a total of one thousand dollars (\$1000). The written notification shall revoke the previously filed short form statement. The **Form 470 supplement** may serve as the written notification.

WHERE TO FILE

Candidate Intention Statement (Form 501)

File a Candidate Intention Statement, **Form 501**, with the filing officer who will receive your original campaign disclosure statements (Form 460) **before** you solicit or receive any contributions.

Local Candidates file with the Inyo County Clerk's Office.

The address is: Inyo County Clerk - Elections Division
P.O. Drawer F
Independence, CA 93526

State Candidates (including judicial candidates) file with the Secretary of State's Political Reform Division.

The address is: Secretary of State
Political Reform Division
P.O. Box 1467
Sacramento, CA 95812-1467

We would also like a copy of the **Form 501** for our records.

Statement of Organization Recipient Committee (Form 410)

File the original and one copy of the **Form 410** with the Secretary of State's Office, Political Reform Division.

The address is: Secretary of State
Political Reform Division
P.O. Box 1467
Sacramento, CA 95812-1467

File one copy of the **Form 410** with the Inyo County Clerk.

The address is: Inyo County Clerk - Elections Division
P.O. Drawer F
Independence, CA 93526

Campaign Statements (Form 470 or Form 460)

All Candidates, elected officers, committees and proponents of State ballot measures shall file two copies of the campaign statements as required by G.C. §84200 with the clerk of the county in which they are domiciled. A committee is domiciled at the address listed on its campaign statement unless it is domiciled outside California, in which case its domicile shall be deemed to be Los Angeles County for the purpose of this section. In addition campaign statements shall be filed at the following places:

County elected officers, and candidates for such offices, their controlled committees, committees formed or existing primarily to support or oppose candidates or local measures to be voted upon in any number of jurisdictions within one county shall file the original and one copy with the clerk of the county.

Judicial candidates file the original and one copy with the Secretary of State's Political Reform Division.

The address is: Secretary of State
Political Reform Division
P.O. Box 1467
Sacramento, CA 95812-1467

File two copies with the Inyo County Clerk's office.

The address is: Inyo County Clerk - Elections Division
P.O. Drawer F
Independence, CA 93526

For a complete discussion on where statewide candidates and officers and city candidates and officers file, refer to G.C. §84215.

Manuals

The Campaign Disclosure Manual for candidates (Manual 2) contains the most recent information on campaign disclosure requirements. The FPPC

website (www.fppc.ca.gov) has updated information for candidates and committees. Manual 2 is available to download from the FPPC website.

AFTER THE ELECTION

Officeholders, candidates and recipient committees do not automatically terminate; they may only terminate under the following circumstances:

- They have ceased to receive contributions and make expenditures; and
- They do not anticipate receiving contributions, repayments of outstanding loans made to others, or any other receipts in the future, and they do not anticipate making expenditures in the future; and
- They have eliminated or are declaring that they have no intention or ability to discharge all their debts, loans received, and other obligations; and
- They have no funds; and
- They have filed all required campaign statements disclosing all reportable transactions, including disposition of funds.

Form 410 Statement of Organization Recipient Committee (with Termination box checked as Statement Type on page 2)

Recipient committees must file an original and one copy of the **Form 410** - Statement of Organization Recipient Committee (check Termination box on page 2) with the Secretary of State, Political Reform Division, P.O. Box 1467, Sacramento, CA 94812-1467.

Committees must also file a copy of the **Form 410** - Statement of Organization Recipient Committee (check Termination box on page 2) along with an original and one copy of **Form 450** or **Form 460** with the Inyo County Clerk's Office.

The address is: Inyo County Clerk - Elections Division
P.O. Drawer F
Independence, CA 93526

SELECTED DEFINITIONS

(See Chapter 2 of Title 9 of the Government Code - the Political Reform Act of 1974 as amended - for additional definitions)

CANDIDATE

“Candidate” means an individual who is listed on the ballot or who has qualified to have write-in votes on his or her behalf counted by election officials, for nomination for or election to any elective office, or who gives his or her consent for any other person to receive a contribution or make an expenditure with a view to bringing about his or her nomination or election to any elective office, whether or not the specific elective office for which he or she will seek nomination or election is known at the time the contribution is received or the expenditure is made and whether or not he or she has announced his or her candidacy or filed a Declaration of Candidacy at such time. “Candidate” also includes any officeholder who is the subject of a recall election. An individual who becomes a candidate shall retain his or her status as a candidate until such time as that status is terminated pursuant to G.C. §84214. “Candidate” does not include any person within the meaning of Section 301(b) of the Federal Election Campaign Act of 1971. (G.C. §82007)

COMMITTEE

- “Committee” means any person or combination of persons who directly or indirectly does any of the following:
- Receives contributions totaling one thousand dollars (\$1000) or more in a calendar year.
- Makes independent expenditures totaling one thousand dollars (\$1000) or more in a calendar year; or
- Makes contributions totaling ten thousand dollars (\$10,000) or more in a calendar year to or at the behest of candidates or committees.

A person or combination of persons that becomes a committee shall retain its status as a committee until such time as that status is terminated pursuant to G.C. §84214. (G.C. §82013)

CONTRIBUTION

“Contribution“ means a payment, a forgiveness of a loan, a payment of a loan by a third party, or an enforceable promise to make a payment except to the extent that full and adequate consideration is received unless it is clear from the surrounding circumstances that it is not made for political purposes. An expenditure made at the behest of a candidate, committee or elected officer is a contribution to the candidate, committee or elected officer unless full and adequate consideration is received for making the expenditure.

The term “contribution“ includes the purchase of tickets for events such as dinners, luncheons, rallies and similar fundraising events; the candidate=s own money or property used on behalf of his or her candidacy; the granting of discounts or rebates not extended to the public generally or the granting of discounts or rebates by television and radio stations and newspapers not extended on an equal basis to all candidates for the same office; the payment of compensation by any person for the personal services or expenses of any other person if such services are rendered or expenses incurred on behalf of a candidate or committee without payment of full and adequate consideration.

The term “contribution“ further includes any transfer of anything of value received by a committee from another committee, unless full and adequate consideration is received.

The term “contribution“ does not include amounts received pursuant to an enforceable promise to the extent such amounts have been previously reported as a contribution. However, the fact that such amounts have been received shall be indicated in the appropriate campaign statement.

The term “contribution“ does not include a payment made by an occupant of a home or office for costs related to any meeting or fundraising event held in the occupant’s home or office if the costs for the meeting or fundraising event are five hundred dollars (\$500) or less.

Notwithstanding the foregoing definition of “contribution“ the term does not include volunteer personal services or payments made by any individual for his or her own travel expenses if such payments are made voluntarily without any understanding or agreement that they shall be, directly or indirectly, repaid to him or her.

A loan received by a candidate or committee is a contribution unless the loan is received from a commercial lending institution in the ordinary course of business, or it is clear from the surrounding circumstances that it is not for political purposes. (G.C. §82015. 84216)

ELECTIVE OFFICE

“Elective office“ means any state, regional, county, municipal, district or judicial office which is filled at an election. “Elective office“ also includes membership on a county central committee of a qualified political party. (G.C. §82023)

EXPENDITURE

“Expenditure“ means a payment, a forgiveness of a loan, a payment of a loan by a third party, or an enforceable promise to make a payment, unless it is clear from the surrounding circumstances that it is not made for political purposes. An expenditure is made on the date the payment is made or on the date consideration, if any, is received, whichever, is earlier. (G.C. §82025)

INDEPENDENT EXPENDITURE

“Independent expenditure“ means an expenditure made by any person in connection with a communication which expressly advocates the election or defeat of a clearly identified candidate or the qualification, passage or defeat of a clearly identified measure, or taken as a whole and in context, unambiguously urges a particular result in an election but which is not made to or at the behest of the affected candidate or committee. (G.C. §82031)

MEASURE

“Measure“ means any constitutional amendment or other proposition which is submitted to a popular vote at an election by action of a legislative body, or which is submitted or is intended to be submitted to a popular vote at an election by initiative, referendum or recall procedure whether or not it qualified for the ballot. (G.C. §82043)

CODE OF FAIR CAMPAIGN PRACTICES

FAIR CAMPAIGN PRACTICES

Each candidate for public office in this state is encouraged by the legislature to subscribe to the Code of Fair Campaign Practices. It is the ultimate intent of the Legislature that every candidate for public office in this state who subscribes to the Code of Fair Campaign practices will follow the basic principles of decency, honesty, and fair play in order that, after vigorously contested, but fairly conducted campaigns, the citizens of this state may exercise their constitutional right to vote free from dishonest and unethical practices which tend to prevent the full and free expression of the will of the voters.

The purpose in creating the Code of Fair Campaign Practices is to give voters guidelines in determining fair play and to encourage candidates to discuss issues instead of untruths or distortions. (E.C. §20400)

At the time an individual files his or her Declaration of Candidacy, nomination papers, or any other paper evidencing an intention to be a candidate for public office, the clerk shall give the individual a blank form of the Code of Fair Campaign Practices and a copy of this chapter. The clerk shall inform each candidate for public office that subscription to the code is voluntary. (E.C. §20440)

Every code subscribed to by a candidate for public office pursuant to this chapter is public record open for public inspection. (E.C. §20443)

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