



Santa Ana Unified School District

BOARD BYLAW NO: 9110

EFFECTIVE: 01/22/2019

SUBJECT: **Terms of Office**
CATEGORY: Board Bylaws
RESPONSIBLE OFFICE(S): Superintendent's Office

SCOPE:

The Governing Board shall consist of five members whose terms shall be staggered so that as nearly as practicable, one half of the members shall be elected in each year in which the Board's elections are regularly held. (Education Code 35012)(cf 9220 – Governing Board Elections)

The term of office for members elected in regular elections shall be four years, commencing on the second Friday in December following their election. (Education Code 5017) (cf. 9223 – Filling Vacancies; cf. 9224 – Oath of Affirmation; cf. 9250 – Remuneration, Reimbursement and Other Benefits)

POLICY:

Board members whose terms have expired shall continue to discharge the duties of the office until their successors have qualified by taking the oath of office. (Education Code 5017; Government Code 1302, 1360)

DESIRED OUTCOME:

If a regularly scheduled Board election date is changed due to consolidation with a statewide or municipal general election, the term of incumbent Board members shall be extended to align with the next applicable election. (Elections Code 10404.5)

IMPLEMENTATION GUIDELINES AND ASSOCIATED DOCUMENTS:

Legal Reference:

EDUCATION CODE

5000-5033 Election of school district board members
35010 Control of district
35012 Board members; number, election and terms
35107 Eligibility

ELECTIONS CODE

1302 Local elections, school district election
10400-10418 Consolidation of elections
14050-14057 California Voter Participation Rights Act

GOVERNMENT CODE

1302 Continuance in office until qualification of successor
1303 Exercising functions of office without having qualified
1360 Necessity of taking constitutional oath

ADOPTION AND REVISION HISTORY:

(Adopted: 10-00)