



**Candace J. Grubbs, County Clerk-Recorder/Registrar of Voters**

**Hall of Records | 155 Nelson Avenue Oroville, CA 95965**

**Elections Division**

**Tel: 530-552-3400 | Toll free in Butte County: 1-800-894-7761 | Fax: 530-538-6853**

**Email: elections@buttecounty.net | Website: www.buttevotes.net | Twitter: @ButteVotes**

Summary of Qualifications and Requirements at the  
September 20, 2022 Landowner District Election for the proposed office of

# Tuscan Water District Board Director

Number of Positions to be Elected	Term of Office	Filing Fee
9	until Dec. 5, 2025	\$0.00

I. Assuming Office; Term of Office

If approved by the landowner/voters, district formation becomes effective when LAFCO records a certificate of completion with the Butte County Recorder’s Office (Govt. Code § 57202) and the newly-elected directors may take office as soon thereafter as they qualify (i.e., receive a certificate of election from the County; take and sign the oath of office). (Wat. Code § 34701; Govt. Code § 57139.) The initial nine at-large directors elected at the formation election will serve an initial term of office expiring on December 5, 2025. (Elec. Code § 10505(b).) The new district board, LAFCO, and County of Butte shall establish nine voting divisions under Wat. Code §§ 35025-35031 during that initial term as required by LAFCO. The November 2025 election shall be conducted based on the new voting divisions with one director to be elected from each division. The nine directors taking office in December 2025 shall meet as soon as practicable after taking office and classify themselves by lot into two classes, with one class of five directors having a term of office of four years and a second class of four directors having a term of office of two years. The class of directors with the 2-year term shall hold office until December 3, 2027 and the class of directors with the 4-year term shall hold office until December 7, 2029. (Elec. Code § 10505(c).) Thereafter, the term of office is four years for each director. (Elec. Code § 10507; Wat. Code § 34705.)

II. Qualifications

Every candidate shall:

A. Not have been convicted of a felony involving accepting or giving, or offering to give, any bribe, the embezzlement of public money, extortion or theft of public money, perjury, or conspiracy to commit any of those crimes. 20

B. Be one of the following:

- i. A holder of title to land within the district. (A “holder of title” means the owner of record of the fee title to land. (Wat. Code § 34026.))
- ii. The legal representative of a holder of title to land within the district. (A “legal representative” means (a) a duly appointed and acting guardian, executor, or administrator of the estate of a holder of title to land, or (b) a person duly authorized to act for, and on behalf of, a holder of title to land that is not a natural person. (Wat. Code § 34030.))

- iii. A representative designated by a holder of title to land within the district, if the holder has filed with the County elections official written evidence of that designation. Water Code 34700

### III. Requirements

#### A. Nomination Documents

Between May 30, 2022 (E-113) and June 24, 2022 (E-88), obtain nomination documents from this office. Nomination documents include a Declaration of Candidacy that must be executed by the candidate. 333, 8020, 8040, 8041

##### 1. Declaration of Qualification for Office

File with this office a "Declaration of Qualification" form and provide documentation showing you meet the qualifications for this office. The declaration and documentation shall be filed at the same time you file the Declaration of Candidacy. 13.5

##### 2. Declaration of Candidacy

a. The Declaration of Candidacy shall be obtained from, and filed in this office. 8040, 8064

b. All candidates must subscribe to the Oath or Affirmation provided under Section 3 of Article XX of the Constitution printed on the Declaration of Candidacy. 200

c. Once the Declaration of Candidacy has been filed, it may not be withdrawn. 8800

##### 3. Code of Fair Campaign Practices

a. At the time the candidate is issued nomination documents a copy of the Code of Fair Campaign Practices will be provided. The candidate must review and decide whether they are going to subscribe to the Code. 20440

b. 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. 20400

c. In no event shall a candidate for public office be required to subscribe to or endorse the code. 20444

- d. The Code of Fair Campaign Practices pursuant to this chapter is a public record open for public inspection. The elections official shall accept, at all times prior to the election, all completed forms that are properly subscribed to by a candidate for public office and shall retain them for public inspection until 30 days after the election  
20442, 20443

## B. Campaign Finance

Any individual who intends to be a candidate for elective office shall:

### 1. Candidate Intention Statement

File with this office a Candidate Intention Statement (Form 501) for the specific office sought. A separate Form 501 must be filed for each election, including re-election to the same office. This statement shall be signed under penalty of perjury and filed any time prior to the solicitation or receipt of any contribution or loan, including expenditures made from personal funds used for campaign purposes.  
GC 85200

### 2. Campaign Contribution Account

- a. A Statement of Organization – Recipient Committee (Form 410) shall be filed anytime with the Secretary of State’s Political Reform Division within 10 days of qualifying as a committee by receiving contributions totaling \$2,000 or more in a calendar year.  
GC 82013(a), 84101

- b. Establish one campaign contribution account at an office of a financial institution located in California after filing the Candidate Intention Statement.  
GC 85201(a)

- 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.  
GC 85201(c)

- d. Any personal funds, which will be used to promote the election of the candidate, shall be deposited in the account prior to the expenditure.  
GC 85201(d)

- e. All campaign expenditures shall be made from the account.  
GC 85201(e)

### 3. Exceptions

- a. Parts 1 and 2(d) and (e), above, do not apply to a candidate’s payment of a filing fee and candidate’s statement of qualifications fee from his or her personal funds.  
GC 85200, 85201(f)

- b. Part 2, above, does not apply if the candidate does not receive contributions and makes campaign expenditures from personal funds of less than \$2,000 in a calendar year, excluding payment of filing fee and candidate’s statement of qualifications.  
GC 85201(g)

- c. An individual who raises contributions from others for his or her campaign, but who raises or spends less than \$2,000 in a calendar year, shall establish a campaign contribution account but is not required to file a Statement of Organization (Form 410) or other statement of bank account information.  
GC 85201(h)

C. Ballot Designation Worksheet

1. Each candidate who submits a ballot designation shall file a completed ballot designation worksheet that supports the use of that ballot designation. The ballot designation worksheet shall be filed with this office at the same time that the candidate files the Declaration of Candidacy. 13107.3
2. The designation shall remain the same for all purposes of both the Primary and General elections, unless the candidate, at least 98 days prior to the General Election, requests in writing a different designation which the candidate is entitled to use at the time of the request. The written request must be accompanied by a ballot designation worksheet. 13107(e)

D. Statement of Economic Interests (Form 700)

Each candidate must file a Statement of Economic Interests (Form 700) with this office disclosing investments, interests in real property, and any income received during the immediately preceding 12 months pursuant to the requirements of the Political Reform Act of 1974, as amended. GC 87200, 87201, 87500

This statement is to be filed between July 13, 2020 (E-113) and August 7, 2020 (E-88). It is not required if the incumbent has filed such statements within the past 60 days for the same jurisdiction. GC 87201

IV. General Information

- A. Candidates may authorize a representative to obtain and file Declaration of Candidacy and other nomination documents. The authorization must be in writing from the candidate and include:
- Name of Representative;
  - Wording to authorize the representative to act on candidate's behalf;
  - Date of Request;
  - Candidate's signature 8028
- B. Candidates may download all the latest campaign information from the Fair Political Practices Commission's (FPPC) website at [www.fppc.ca.gov](http://www.fppc.ca.gov) or contact by phone 916-322-5660 or 866-275-3772.
- C. Refer to the Election Calendar for important dates.

**Important Notice**

This information sheet of candidate qualifications and procedures is for general information only and does not have the force and effect of law, regulation or rule. In case of conflict, the law, regulation or rule will apply.