



## DELTA COUNTY, COLORADO

TERI A. STEPHENSON, COUNTY CLERK & RECORDER

COUNTY COURTHOUSE · 501 PALMER STREET · SUITE 211 · DELTA · COLORADO · 81416

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[www.deltacounty.com](http://www.deltacounty.com)

# Delta County

## 2021 School District Board Candidate

### *INTRODUCTION*

This information packet was prepared to serve the electors of Delta County as a general guide concerning the filing of petitions to nominate candidates for the Director of Delta County Board of Education, District's 1 (precincts 1-4), and District 5 (precincts 17-20) for the November 2, 2021 Coordinated Election. The information in this packet generally describes the procedures required for any candidate who wishes to run for the office of School Board Director for School District 50J.

The requirements for the nomination and qualification of candidates for School Board Director are detailed in C.R.S. 22-31-101. Election procedures for School Board elections are governed by Title 1 of Colorado Revised Statutes.

We also encourage you to become familiar with the requirements of Article XXVIII of the Colorado Constitution; Campaign and Political Finance, Title 1, Article 45, C.R.S. Fair Campaign Practices Act; and Title 1, Article 4, C.R.S.

Candidates are responsible for filing campaign finance through the Secretary of State's online reporting system (TRACER). Find more information on the Colorado Secretary of State website, [www.sos.state.co.us](http://www.sos.state.co.us).

If you have any additional questions regarding your candidate qualifications, access to the ballot or other requirements for running for office, please contact our Elections Department at (970)874-5903 Monday through Friday 8:00 a.m. to 4:30 p.m. or by e-mail at [elections@deltacounty.com](mailto:elections@deltacounty.com). If you require advice or an interpretation concerning legal requirements, we suggest that you contact a private attorney. **The Office of the Clerk and Recorder cannot provide legal advice.**

## **Regular Biennial School Board Election**

School Board elections are held on the first Tuesday in November in each odd-numbered year. They are “coordinated” elections. A coordinated election is defined by law as an election where more than one political subdivision with overlapping boundaries or the same electors holds an election on the same day, and the County Clerk and Recorder is the coordinated election official for the political subdivision. This means there may be local or state initiatives or referenda on the same ballot containing candidates for School Board Directors.

### **Conduct of the Election**

The Delta County Elections Department conducts and supervises the school district elections for School District 50J. The Elections Department oversees candidate nomination and acceptance of nomination, preparing for and conducting the election, as well as providing election results.

### **Requirements for School District Board of Director Nominations**

Anyone who desires to have his or her name placed on the ballot as a candidate for the office of School District Board Director must file a written Statement of Intent, a completed Nomination Petition and an Affidavit of Candidate: Qualifications and Acceptance. The statement of intent form is included in this packet.

#### **Step 1 – Eligibility and Qualifications**

Be sure you are qualified to run for the office you seek.

- Candidates must be registered electors. Any candidate for the office of School District Director must be a registered elector of the overall school district for at least twelve consecutive months prior to the election. (See C.R.S. 22-31-107 and 1-4-803(5))
- A candidate for School Board Director must be a resident of the director district that he or she seeks to represent. (See C.R.S. 22-31-107(1))
- Any person who has been convicted of a sexual offense against a child is not eligible for the office of director of a school district. If a person becomes ineligible for this reason while serving as a School District Director, a vacancy shall be deemed to exist. (See C.R.S. 22-31-107(5))

#### **Step 2 – File a Statement of Intent**

Potential candidates for the office of School District Board Director first must file a written Statement of Intent no later than sixty-seven days before the date of the election. (See C.R.S. 22-31-107(2)) This deadline is 4:30 p.m., August 27, 2021. This form is attached to this packet or available at the County Clerk and Records office.

The completed form must be filed with the Delta Elections Department, 501 Palmer St. Ste 211 Delta Co 81416.

### **Step 3 – Obtain Printed Petition Forms**

- The Delta Elections Department will provide school board election petition sections at no charge to any candidate who requests them. Petition sections are available beginning the first week of August at the Delta Clerk and Records Office 501 Palmer St. Ste 211 Delta. The candidate’s name and the title of the specific office and district sought must be filled in on each page of each petition section circulated.

### **Step 4 – Circulate Petitions**

Candidates for School District Board Director may circulate the approved nomination petition for signatures beginning on the ninetieth day before the election. The first date candidates may begin to circulate petitions is August 4, 2021.

A petition to place the name of a candidate on the ballot for Delta County School District Board of Directors is required to be signed by at least fifty (50) eligible electors from throughout the school district. (See C.R.S. 1-4-803(1)(a))

Petitioners are strongly advised to collect additional signatures well over the number required in the event that any signatures are rejected by the Elections Department.

Circulators of the petition must:

- Be at least 18 years of age at the time of the petition circulation
- Be a citizen of the United States
- Personally circulate the petition section
- Have all signers sign the petition in their presence
- Solicit signatures from only eligible electors
- Give each signer the opportunity to read and understand the petition
- Not pay or permit payment of any kind to any signer for the purpose of obtaining a signature
- Sign and have notarized an Affidavit of Circulator, which must be attached to each completed petition section

Unless physically unable, all signers of the petition must:

- Print the current date
- Print their name
- Print their residential address
- Sign their name

Any person, except a circulator, may assist an elector who is physically unable to sign the petition in completing the information on the petition as required by law. On the petition, immediately following the name of the elector, the person providing assistance must sign their name and state that the assistance was given to the elector. (See C.R.S. 1-4-904(4))

Failure to circulate petition section(s) and properly complete them with the required information, including but not limited to; circulator affidavits, in accordance with applicable provisions of Law and Colorado Secretary of State Rules may result in the rejection or invalidation of a petition section or sections.

### **Step 5 – File Completed Petitions**

The nomination petition must be filed with the Elections Department no later than sixty-seven days before the election date. (See C.R.S. 1-4-803(2)) This deadline is 4:30 p.m., August 27, 2021. All petition sections must be turned in together at one time. Petitioners are advised to turn in petitions as early as possible in the statutory timeframe to allow time to cure an insufficiency, if needed, prior to the final deadline.

After petition circulation has been completed, the circulator must sign and have notarized the Affidavit of Circulator contained in each of the petition sections that he or she personally circulated. Any signatures added to a petition section after the affidavit has been executed are invalid. (See C.R.S. 1-4-905(3))

Every nominating petition must be accompanied by a notarized Affidavit of Candidate Qualifications and Acceptance. This affidavit must include the full name of the candidate as the candidate wishes it to appear on the ballot and the candidate's full residential address. (See C.R.S. 1-4-906)

### **Step 6 – Determination of Sufficiency**

After completed petitions have been submitted to the Elections Department:

- The Elections Department will verify every petition signature and all information against voter registration records in accordance with Colorado Law and Secretary of State Rules (See C.R.S. 1-4-908 and SOS Rule 15)
- After review, the Elections Department will notify the candidate of the number of valid signatures confirmed and whether the petition is sufficient or insufficient
- If the petition is deemed sufficient, the Elections Department will issue to the candidate a Statement of Sufficiency (See C.R.S. 1-4-912)
- If the petition is deemed insufficient, the Elections Department will notify the candidate of the insufficiency and of what steps, if any, are available to cure the insufficiency prior to the sixty-seventh day deadline (See C.R.S. 1-4-912 C.R.S. 22-31-107 (2))

### **Step 7 – Protest of Nomination**

A petition of nomination that has been verified and appears to be sufficient under applicable Law shall be deemed valid unless a petition for a review of the validity of the petition is filed with the district court within five days after the Statement of Sufficiency has been issued. (See C.R.S. 1-1-113 and 1-4-909(1))

If the Elections Department determines that a petition is insufficient, the candidate named in the petition may petition the district court within five days for a review of the determination. (See C.R.S. 1-1-113 and 1-4-909(1.5))

### **Step 8 – Determination of Ballot Order**

- Once sufficiency has been completed for all petitions, the order in which candidates names appear on the ballot will be determined by lot. (See C.R.S. 1-5-406)
- The lot drawing will be held at a public meeting at the Delta Clerk and Records office. Candidates will be notified date and time of the meeting.

## Important Dates

<b>Date</b>	<b>Event</b>	<b>Reference</b>
<b>August 4, 2021</b>	First day a candidate for the office of school district may circulate a nomination petition	1-4-803(1)(b)
<b>August 27, 2021</b>	Last day for candidates for the office of school district director to file a nomination petition	1-4-803(2)
<b>September 3, 2021</b>	Lot Drawing must be complete	
<b>September 18, 2021</b>	Ballots will be mailed to all military and overseas electors	1-8.3-110 (1)
<b>October 11-15, 2021</b>	Ballots will be mailed to all active voters	1-7.5-107(3)(a)
<b>October 25, 2021</b>	In person voting begins at the Delta County Courthouse	1-7.5-107(4.5)(c)
<b>November 2, 2021</b>	In person voting available at the North Fork Annex, Hotchkiss	
<b>November 2, 2021</b>	Election Day	



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## STATEMENT OF INTENT

### Delta County School District Director

This is to certify that I, \_\_\_\_\_,  
(Print Name)

Herby give notice of my intention to become a candidate for the office of School District Director of District 50J, Director District # \_\_\_\_\_, in the County of Delta, State of Colorado, for the term of four (4) years at the next Coordinated Election to be held on November 2, 2021

\_\_\_\_\_  
(Residential Address)

\_\_\_\_\_  
(City, State, Zip) (Phone Number)

\_\_\_\_\_  
(Mailing address, if different from above)

\_\_\_\_\_  
(Signature of Candidate) (Date)

Note: This form it to be filed with the Delta County Elections Division, 501 Palmer St. Ste 211 Delta Co 81416, or North Fork Annex, 196 W. Hotchkiss Ave. Hotchkiss Co 81419 and a copy will be sent to the Delta County School Board Designated Election Official and the Delta County School District.