

1 **1111 THE BOARD OF TRUSTEES**

2

3 Election

4 Elections conducted by the district are non-partisan elections governed by the general election laws  
5 as found in Titles 13 & 20 of the Montana Code Annotated. The ballot at such elections may include  
6 candidates for trustee positions, various public policy propositions and advisory questions.

7 Board elections shall be held on the first (1st) Tuesday after the first (1st) Monday in May of each  
8 year. Any person who is a qualified voter of the District is legally qualified to become a trustee. A  
9 declaration of intent to be a candidate must be submitted to the Cascade County Elections Office at  
10 least forty (40) days before the regular school Election Day at which the person is to be a candidate.  
11 If there are different terms to be filled, the term for which each candidate is nominated shall be also  
12 be indicated. Any person seeking to become a write-in candidate must file a declaration of intent no  
13 later than 5:00 p.m. on the day before the ballot certification deadline in 20-20-401, MCA.

14 If the number of candidates filing for vacant positions or filing a declaration of intent to be a write-in  
15 candidate is equal to or less than the number of positions to be elected, the trustees may give notice  
16 no later than thirty (30) days before the election that a trustee election will not take place. If the  
17 trustee election is not held, the trustees shall declare the candidates elected by acclamation and issue  
18 a "certificate of election" to each candidate.

19 A candidate intending to withdraw from the election shall send a statement of withdrawal to the  
20 Cascade County Elections Administrator (Clerk & Recorder) containing all information necessary to  
21 identify the candidate and the office for which the candidate has filed. The statement of withdrawal  
22 must be acknowledged by the Cascade County Election Administrator. A Candidate may not withdraw  
23 after 5:00 p.m. the day before the ballot certification deadline in 20-20-401, MCA.

24 The ballot certification deadline in 20-20-401, MCA is not less than 30 days before an election.

25 In the event of an unforeseen emergency occurring on the date scheduled for the funding election,  
26 the district will be allowed to reschedule the election for a different day of the calendar year.

27 In years when the Legislature meets in regular session or in a special session that affects school  
28 funding, the trustees may order the election on a date other than the regular school election day in  
29 order for the electors to consider a proposition requesting additional funding under § 20-9-353, MCA.

30 Legal Reference:

31 § 20-3-304, MCA Annual election

32 § 20-3-305, MCA Candidate qualification and nomination

33 § 20-3-324(4), MCA Powers and duties

34 § 20-20-301, MCA Qualifications of elector

35 § 20-3-344, MCA Nomination of candidates by petition in first-class elementary districts

36 § 20-3-313, MCA Election by acclamation – notice

37 § 13-10-211, MCE Declaration of intent for write-in candidates

38 § 20-3-322, MCA Meetings and quorum

39 § 20-9-353, MCA Additional financing for general fund – election for authorization to impose

40 § 20-20-105, MCA Regular school election day and special school elections – limitation – exception

41 § 20-20-204, MCA Election Office

42 § 20-3-322(5), MCA Meetings and quorum (unforeseen emergency definition)

43 § 20-20-108, MCA Rescheduling of School Election

44 Policy History:

45 Adopted on: November 12, 2001

46 Revised on: November 25, 2013

47 Revised on: January 11, 2015