

1 1111 THE BOARD OF TRUSTEES

2 Election

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

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

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

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

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

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

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

29 Legal Reference:

30 § 20-3-304, MCA Annual election

31 § 20-3-305, MCA Candidate qualification and nomination

32 § 20-3-324(4), MCA Powers and duties

33 § 20-20-301, MCA Qualifications of elector

34 § 20-3-344, MCA Nomination of candidates by petition in first-class elementary districts

35 § 20-3-313, MCA Election by acclamation – notice

36 § 13-10-211, MCE Declaration of intent for write-in candidates

37 § 20-3-322, MCA Meetings and quorum

38 § 20-9-353, MCA Additional financing for general fund – election for authorization to impose

39 § 20-20-105, MCA Regular school election day and special school elections – limitation – exception

40 § 20-20-204, MCA Election Office

41 § 20-3-322(5), MCA Meetings and quorum (unforeseen emergency definition)

42 § 20-20-108, MCA Rescheduling of School Election

- 1 Policy History:
- 2 Adopted on: November 12, 2001
- 3 Revised on: November 25, 2013
- 4 Revised on: January 11, 2015