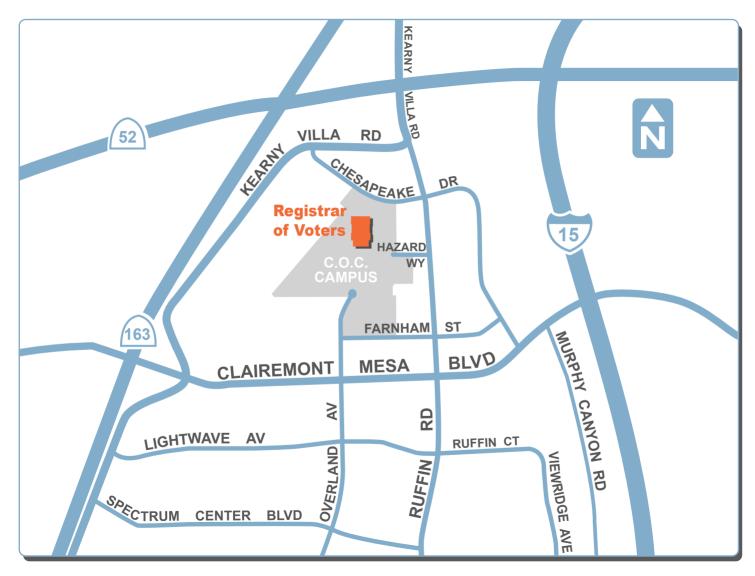
# Candidate Filing Guide

# April 8<sup>th</sup> **2025**





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# COUNTY OF SAN DIEGO – REGISTRAR OF VOTERS

5600 Overland Ave. Ste. 100 San Diego, California 92123 858-565-5800 sdvote.com

Office Hours: 8 a.m. to 5 p.m.; Monday through Friday (excluding state/county holidays)

# COUNTY BOARD OF SUPERVISORS DISTRICT ONE SPECIAL PRIMARY VACANCY ELECTION April 8, 2025

# INTRODUCTION TO THE ELECTION GUIDE

The purpose of this guide is to assist candidates in preparing for the Special Primary Vacancy Election in the County Board of Supervisors – District One on April 8, 2025. This guide summarizes the major provisions related to candidates running for office in San Diego County. Candidates and anyone interested in elective office may contact the Registrar of Voters for more detailed information.

For further information or more detailed explanations, please call the number listed below:

Candidate Filing/Financial Disclosure......858-505-7260

# NOTICE

No duty is imposed upon the Registrar of Voters to determine whether a candidate meets the requirements for holding office. The Declaration of Candidacy that each candidate must sign states that the candidate meets the statutory and/or constitutional qualifications for office including, but not limited to, citizenship, residency, and party preference, if applicable. Candidates and others using this Guide must bear full responsibility to make their own determinations as to all legal standards, duties and factual material contained therein.

# **FAQs**

# Q: How do I apply to run for office?

A: Visit Campaign Services Section located on the 2<sup>nd</sup> Floor or call 858-505-7260 for information on the offices up for election, qualifications, filing dates, and to determine if you are eligible to run for office.

# Q: How do I find my voting districts?

A: Visit sdvote.com and enter your voter information to check your voting districts.

# Q: Does it cost anything to run for office?

A: There is a filing fee of \$ 2,202.54, required of candidates running for board of supervisors district. (Candidates may incur additional cost for the optional Candidate's Statement.)

# Q: May I have someone pick up my paperwork?

A: Yes. However, we require the Authorization Form signed by the candidate. If the authorized person is also filing the candidate's nomination documents, the Declaration of Candidacy must be notarized.

### Q: What are the office hours to obtain nomination documents?

A: The Registrar of Voters Office will be open between 8 a.m. to 5 p.m., Monday through Friday, except on holidays. To make an appointment, please call 858-505-7260 or email <a href="mailto:CandidateFiling@sdcounty.ca.gov">CandidateFiling@sdcounty.ca.gov</a>.

### Q: How long will it take to complete documents?

A: The time frame varies and depends on how accurately the candidate completes required documents. To avoid delays especially on the deadline to file nomination forms, we recommend candidates file their documents early.

# Q: May I fax or email my official candidate filing documents?

A: No. The Registrar of Voters Office requires original signed forms.

# Q: Is it possible to correct the wording or spelling on a candidate statement after submission?

A: No. The statement may be withdrawn, but not changed. During the nomination filing period, you will be required to submit a signed written statement to withdraw your original statement then file a new statement. If you wish to withdraw your statement and not submit a new statement, you have until 5 p.m. of the next working day after the close of the nomination period. After this period, your statement cannot be withdrawn.

### Q: Can a candidate change their mind about running for office after filing nomination documents?

A: A candidate running for county board of supervisors district may not withdraw their declaration of candidacy after 5 p.m. on the 70<sup>th</sup> day prior to the special election.

### Q: What is the order of the candidates' names on the ballot?

A: The order of candidate names is determined by the "randomized alphabet" that is drawn by the Secretary of State on January 29, 2025.

# Q: Will I be able to find out who is running for office?

A: Yes. The Registrar of Voters Office will publish a daily list of candidates who have been issued and have filed nomination documents. This list will be updated by 6 p.m. Monday through Friday and can be found at <a href="mailto:sdvote.com">sdvote.com</a> under Candidates & Campaigns.

# **FAQs (Continued)**

# Q: Can I choose what languages my candidate statement will be printed in?

A: No. Our office is federally mandated to print our County Voter Information Pamphlets in five languages: Chinese, English, Filipino, Spanish, and Vietnamese.

### Q: Where can I research the contributions and/or expenditures of a committee?

A: You may visit <u>sdvote.com</u> and review the Campaign Disclosure Public Access portal for the County. Specific campaign finance disclosure forms are required to report election campaign contribution and expenditure activities. To view federal disclosure, please visit the Federal Election Commission's website (<u>fec.gov</u>). To view state disclosure, please visit the Secretary of State's website (<u>sos.ca.gov</u>). To view City disclosure, please view the City's website.

# Q: Can I e-File my financial forms with your office?

A: Yes. For information on our eCampaign portal, you may contact the Campaign Services Section by calling 858- 505-7260. This free online service is available to any local committee that is required to file campaign disclosure documents with our office.

### Q: Any helpful resources?

A: Yes. Candidates should familiarize themselves with resources found at the following sites: The California Secretary of State: <a href="mailto:sos.ca.gov">sos.ca.gov</a>, the Fair Political Practices Commission: <a href="mailto:fppc.ca.gov">fppc.ca.gov</a>, the Federal Voting Assistance Program: <a href="mailto:fvap.gov">fvap.gov</a>, and the California Elections Code (CA Legislative Information): <a href="mailto:legislature.ca.gov">leginfo.legislature.ca.gov</a>.

### Q: Can I request voter information?

A: Yes, voter registration information can be provided to any candidate for federal, state, or local office. An application, valid photo ID and payment are required. You may contact the Campaign Services Section for cost information by phone at 858-505-7260 or by email at <a href="mailto:rov@sdcounty.ca.gov">rovw@sdcounty.ca.gov</a>

# Q: How do I find out the election results?

A: On Election Night, results are available at <u>sdvote.com</u>. After Election Day, updated results will be posted on a schedule published by the Registrar of Voters. All results are unofficial until completion of the official canvass.

# Q: Payment Option - Credit Card Payments?

A: As a convenience for local candidates, the Registrar of Voters offers the option of paying by credit card. Using our public computers, you can charge the type of transaction you are paying for. Please note that there is a 2.19 percent fee for each transaction.

# Q: What is the Levine Act?

A: 2 C.C.R.§§ 18438-18438.8 sometimes referred to as the Levine Act, requires elected officials to recuse themselves in some circumstances from matters involving licenses, permits, or other entitlements for use if the official has accepted, solicited, or directed contributions of \$250 or more in the previous year from a participant in the license, permit, or entitlement for use or their agent. Candidates for elected office should scrupulously keep track of contributions over \$250 that they received, including the donor's identity and affiliations. Candidates should familiarize themselves with 2 C.C.R.§§ 18438-18438.8 and the Fair Political Practices Commission's interpretive regulations.

# KNOW OF AN ELECTION VIOLATION?

Here's Who to Call

In response to the many inquiries, we receive regarding possible election violations or fraud, a list has been compiled regarding who to contact for the various types of violations.

The San Diego County Registrar of Voters is **NOT** an enforcement agency and is therefore unable to investigate any violations. Reports of violations should be referred to the agencies listed below:

- False or misleading campaign materials: No agency enforcement; these issues are dealt with in court.
- Violations of the Political Reform Act (Title 9 of the California Government Code in Sections 81000 through 91015),
   i.e. mass mailing requirements; slate mailers; campaign disclosure; proper use of campaign funds; disclosure of economic interests: Contact the Fair Political Practices Commission at fppc.ca.gov, 866-275-3772.
- Election Fraud: Contact the District Attorney, 619-531-4051, or the California Secretary of State at sos.ca.gov, 916-657-2166.
- Unlawful Use of Public Funds, violations of the Elections Code, the Penal Code, or any laws other than the Political Reform Act: Contact the District Attorney, 619-531-4051, or the California State Attorney General at oag.ca.gov, 800-952-5225.
- Federal Campaigns, Congress, U.S. Senate, President of the United States, etc.: Contact the Federal Election Commission at fec.gov, 800-424-9530.
- Open Meeting Laws (Brown Act): Contact the District Attorney, 619-531-4051, or the California State Attorney General at oag.ca.gov, 800-952-5225.
- Local Ordinances: Contact your local city attorney or the District Attorney, 619-531-4051.
- Vandalism: Contact your local police department or the Sheriff, as appropriate.
- Requirements concerning campaign signs: See page number 18 in this Guide.

FEDERAL / STATE / LOCAL	. ENFORCEMENT OFFICES
Fair Political Practices Commission 1102 Q Street, Suite 3000 Sacramento, CA 95811 Phone: 866-275-3772 FAX: 916-322-0886 fppc.ca.gov	Secretary of State Political Reform Division 1500 11 <sup>th</sup> Street, Room 495 Sacramento, CA 95814-5701 Phone: 916-653-6224 sos.ca.gov
Federal Election Commission 1050 First St., NE Washington, DC 20463-0001 Phone: 800-424-9530 fec.gov For the hearing impaired, TTY 202-219-3336	Attorney General PO Box 944255 Sacramento, CA 94244-2550 Phone: 916-445-9555/800-952-5225 oag.ca.gov
San Diego County District Attorney's Office 330 West Broadway, Ste. 1020 San Diego, CA 92101-3827 Phone: 619-531-4051 FAX: 619-237-1351 sdcda.org	Federal Bureau of Investigation Federal Office Building 10385 Vista Sorrento Pkwy San Diego, CA 92121-2703 Phone: 858-320-1800 FAX: 858-587-2300

# CALENDAR OF EVENTS SPECIAL PRIMARY VACANCY ELECTION – APRIL 8, 2025

<b>D</b> ATE	DAYS BEFORE ELECTION	EVENT
Jan. 14, 2025	84	RESOLUTION CALLING SPECIAL ELECTION  On this date, the Board adopts a resolution calling for a special primary election to be held on Tuesday, April 8, 2025.  (County of San Diego Charter Sec. 401.4)
Jan. 15 to Jan. 17	83 to 81	SIGNATURES IN LIEU OF FILING FEE PETITIONS  Period for candidates to obtain forms from the county elections official for securing signatures in lieu of all or part of the filing fee. Signatures shall be applied to the signature requirement for the office on the Nomination Papers. (E.C. Sec. 8061, 8062)
Jan. 21	77	NOMINATION PERIOD – FIRST DAY  Nomination forms to be <u>issued</u> upon payment of filing fee (either by check, credit card and/or signatures in lieu of filing fee). (E.C. Sec. 8020)
Jan. 28	70	FINANCIAL AND CAMPAIGN DISCLOSURE Last day to submit Statement of Economic Interest – Form 700. (Gov. Code Sec. 87200-87203, 87500)
Jan. 28	70	NOMINATION PERIOD – LAST DAY  No later than 5 p.m. on this day, all candidates must file nomination papers and optional candidate statements of qualifications.  (County of San Diego Charter Sec. 401.4)
Jan. 29	69	CANDIDATE STATEMENTS OF QUALIFICATIONS WITHDRAWAL May be withdrawn, but not changed, until 5 p.m. Withdrawal request must be in writing and signed by the candidate. (E.C. Sec. 13307)
Jan. 29 to Feb. 7	69 - 60	REVIEW PERIOD FOR CANDIDATE STATEMENTS OF QUALIFICATIONS AND BALLOT DESIGNATIONS  During this period, Candidate Statements of Qualifications and Ballot Designations will be available for public examination. The Candidate Statements and Ballot Designations will be available at the Registrar of Voters' Office. During this timeframe, any person may file a writ of mandate or an injunction to require any or all of the material in a Candidate's Statement to be amended or deleted. For candidate names and ballot designation, a writ may also be filed. (E.C. Sec. 13313, 13314)
Jan. 29	69	RANDOM ALPHABET  There shall be a random drawing of the alphabet at 11 a.m. to determine the order in which candidates' names appear on the ballot. (E.C. Sec. 13113)
Feb. 10	57	WRITE-IN CANDIDATES – FIRST DAY First day for a person desiring to be a qualified write-in candidate to file the required documents with the Registrar of Voters. Note: For County office write-in rules and schedule please see page 14.  (E.C. Sec. 8601, County of San Diego Charter Sec. 401.4)
Feb. 17	50	ALL LEGAL CHALLENGES RESOLVED
Feb. 20	47	ELECTION MATERIALS FINALIZED & SENT TO PRINTER  Voter Information Pamphlet & ballot materials finalized and sent to printer in time for mailing deadlines.
Feb. 22	45	MILITARY AND OVERSEAS VOTERS Last day for county elections official to transmit ballots to military and overseas voters. (E.C. Sec. 3114)
Feb. 27	40	MAILING BEGINS FOR VOTER INFORMATION PAMPHLET AND SAMPLE BALLOT (ALSO AVAILABLE AT SDVOTE.COM)  First day for the county elections official to begin mailing the voter information pamphlet to each registered voter in the district. (E.C. Sec. 13300.7, 13303, 13305)

# CALENDAR OF EVENTS CONTINUED

March 10	29	MAIL BALLOT VOTING BEGINS  First day vote-by-mail ballots are available. All active voters in the district will receive a ballot in the mail during this week.  (E.C Sec. 3000.5 3001, 3003, 3010, 4005, 13300.7, 13303, 13305)
March 11	28	OFFICIAL BALLOT DROP BOXES OPEN 25 of the County's Official Ballot Drop Boxes open daily throughout the district until 8 p.m. Election Day. (E.C. Sec. 3025.5 4005)
March 24	15	VOTER REGISTRATION DEADLINE Last day to re-register or register to vote in this election. (E.C. Sec. 2102)
March 25	14	WRITE-IN CANDIDATES – LAST DAY  Last day for a person desiring to be a qualified write-in candidate to file the required documents with the Registrar of Voters. (E.C. Sec. 8601)  NOTE: County offices write-in rules and schedule please see page 14.
March 25 to April 8	14 - 0	CONDITIONAL VOTER REGISTRATION PERIOD  Voters who miss the registration deadline may register and vote. See details at <a href="mailto:sdvote.com">sdvote.com</a> (E.C. Sec. 2170)
March 29 to April 7	10 - 1	VOTE CENTERS OPEN (VOTE CENTER MODEL ONLY) 7 of the district's 13 Vote Centers open daily providing voters with ten consecutive days of in-person early voting. (E.C. Sec. 4005)
April 8	0	LAST DAY TO VOTE (ELECTION DAY)  13 Vote Centers open from 7 a.m. to 8 p. m. (Vote Center Model)  25 Official Ballot Drop Boxes open until 8 p.m.
DATE	DAYS AFTER ELECTION DAY	EVENT
May 8	30	CERTIFY RESULTS Certified results available after the official canvass is completed. Major elections (Primary or General of an even year, for example) may require 30 days; stand-alone or smaller elections require less time. (E.C. Sec. 15372)

# SAN DIEGO COUNTY BOARD OF SUPERVISORS

QUALIFICATIONS	The candidate shall be a U.S. citizen, registered voter of the district which the candidate seeks to represent for at least 30 days preceding the deadline for filing nomination documents for the office of supervisor and shall reside in the district during incumbency. (Gov. Code Sec. 25041)  No person may serve for more than two terms as Supervisor, regardless of district represented, after the effective date July 8, 2010. (San Diego County Charter Sec. 401.5)  See "General Qualifications" which also apply to this office.
HOW ELECTED	If only one candidate qualifies for the special primary election, that candidate shall be appointed to the vacancy by the remaining members of the Board for the unexpired term, shall serve exactly as if elected to such vacancy, and no special primary election or special general election to fill the vacancy shall be held. A candidate who receives a majority of all votes in the special primary election is elected to fill the vacancy for the unexpired term, and no special general election shall be held. In the event there are no more than two candidates for a vacancy, the office shall be voted upon at the special primary election, and no special general election shall be held. When no candidate receives a majority of all votes in the special primary election, a special general election shall be held on the twelfth Tuesday after the date of the special primary election. The two candidates who received the highest number of votes in the special primary election shall be the candidates in the special general election, and the one who receives the higher number of votes in the special general election is elected to fill the vacancy for the unexpired term. Write-in candidates are permitted to participate in the special primary election in accordance with the rules established by the county. However, no write-in candidates are permitted to participate in the special general election except as provided in Section 401.3 (San Diego County Charter Sec. 401.4)  Each member of the board of supervisors shall be elected by the district which he/she represents and not at-large. (Gov. Code Sec. 25040)
FILING FEE	\$2,202.54 (1% of annual salary)
STATEMENT OF QUALIFICATIONS FEE	\$3,502.00 (200-word limit)
NUMBER OF NOMINATING SIGNATURES	Requires 20 valid signatures. Candidates may submit up to 40 signatures for verification. (E.C. Sec. 8062 (a) (3))
SIGNATURES IN-LIEU OF FILING FEE	Signatures Required: 354 Value per Signature: \$6.22186441  Any portion of the signatures may be collected; they will be pro-rated at the value shown.

# GENERAL QUALIFICATIONS TO RUN FOR AND HOLD PUBLIC OFFICE

AGE/ CITIZENSHIP	A person is incapable of holding a civil office if at the time of his/her election or appointment he/she is not 18 years of age and a citizen of the state. (Gov. Code Sec. 1020)
REGISTERED VOTER/ DISTRICT RESIDENT	Unless otherwise specifically provided, no person is eligible to be elected or appointed to an elective office unless that person is a registered voter and otherwise qualified to vote for that office at the time that nomination papers are issued to the person or at the time of the person's appointment. (E.C. Sec. 201)
OF CRIMES	A person shall not be considered a candidate for, and is not eligible to be elected to, any state or local elective office if the person has 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. (E.C. Sec. 20)
NON- PARTISAN OFFICE	If a candidate is a candidate for a nonpartisan office, all reference to party affiliation shall be omitted on all forms required to be filed. (E.C. Sec. 8002)

# **INCOMPATIBILITY OF OFFICES**

The Political Reform Act does not prohibit any office holder from holding multiple public offices or seeking more than one elective office. For example, a deputy district attorney can hold the office of city council member, or a water board director may also be elected to a park and recreation district. There are, however, instances of holding more than one office that are considered incompatible.

There is no single statute that defines "incompatibility of offices". The common law doctrine of incompatibility of offices, however, prevents an elected official from holding two offices simultaneously <u>if the offices have overlapping</u> and <u>conflicting public duties</u>.

The courts have defined this concept as follows: "One individual may not simultaneously hold two public offices where the functions of the offices concerned are inherently inconsistent, as where there are conflicting interests, or where the nature of the duties of the two offices is such as to render it improper due to considerations of public policy for one person to retain both."

The State of California Attorney General's Office has issued many opinions of particular compatibility questions. Here are six examples of incompatible offices:

- 1. The offices of city councilman and school district board member where the city and the school district have territory in common;
- 2. Fire chief of a county fire protection district and member of the board of supervisors of the same county;
- 3. High school district trustee and trustee of an elementary school district which is wholly within the geographic boundaries of the high school district;
- 4. Water district director and a city council member,
- 5. Water district director and a school district trustee having territory in common; and
- 6. Deputy sheriff and county supervisor.

If you have a question about whether two public offices which you hold or seek to hold would be considered incompatible, contact the Attorney General's office at (916) 324-5437 or visit their website, <u>oag.ca.gov</u>. For further information about conflict of interest or incompatibility of offices, contact the Fair Political Practices Commission's website at fppc.ca.gov, or phone toll free 1-866-275-3772.

# **NOMINATION PROCESS**

All candidates desiring to have their name placed on the ballot are required to complete the nomination process.

CHECK QUALIFICATIONS	It is the candidate's responsibility to be certain they meet the qualifications for holding a particular office.
CANDIDATE MUST BE A REGISTERED VOTER	No person is eligible to be elected or appointed to an elective office unless that person is a registered voter and otherwise qualified to vote for that office at the time nomination papers are issued.
WHERE TO OBTAIN/FILE DOCUMENTS	All documents are available from the Registrar of Voters Office. Only the official documents may be used. Candidates or their authorized representatives will be given instructions on the procedures to be followed at the time nomination papers are issued. The documents must be filed with (returned to) <b>ONLY</b> the Registrar of Voters Office by the filing deadline.
IN LIEU PETITIONS	January 15 thru 17 – A candidate may submit petitions containing signatures of registered voters within the Supervisorial District 1 in lieu of paying the filing fee to run for office. The signatures submitted may cover all or a prorated portion of the filing fee.
NOMINATION PERIOD	January 21 thru 28 - Last day to file (return) nomination documents. Must be RECEIVED in the Office of the Registrar of Voters by 5 p.m. A postmark is NOT acceptable. (E.C. Sec. 10603)
FILING FEE	The non-refundable filing fee must be paid at the time Nomination Papers are issued. If a portion of the filing fee is paid with signatures in lieu, the remainder of the filing fee must be paid by check or with credit card.
APPLY EARLY	It is advisable for candidates to obtain nomination papers early during the filing period and to file them well in advance of the filing deadline so that any potential problems may be corrected within the deadlines.
AUTHORIZATION FOR CANDIDATE'S REPRESENTATIVE	A candidate may give written authorization for nomination papers to be issued to a representative. The authorization must include:  • the name of the representative(s),  • the candidate's name,  • candidate's residence address, phone number,  • the office sought, including the Division,  • language indicating that the candidate is aware that the nomination documents must be completed and filed no later than Jan. 28, and  • the candidate's signature.  The Registrar of Voters has prepared an "Authorization" form, which is available at sdvote.com but any reasonable facsimile will be accepted. The candidate must then personally sign the required nomination papers, either at the Registrar of Voters Office or before a notary public. A representative is NOT authorized to sign nomination papers.

# **DOCUMENTS ISSUED**

DECLARATION OF CANDIDACY	The document on which the candidate:  1. Declares candidacy for supervisorial district one,  2. Provides name and occupational designation as to appear on the ballot,  3. Provides their address and phone number, and  4. Sworn statement of eligibility and will accept the office, if elected. (E.C. § 10511)  This form must be witnessed by either a notary or a Registrar of Voters official.
CODE OF FAIR CAMPAIGN PRACTICES	A <u>voluntary</u> document a candidate may sign and file with the Registrar of Voters. (E.C. § 20440) "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." (E.C. § 20400)
FINANCIAL FORMS	Please follow the instructions given in the manuals and forms available from the Campaign and Financial Section of the Registrar of Voters Office. Statement of Economic Interests – Form 700 must be filed by the candidate filing deadline. Forms can also be downloaded from the Fair Political Practices Commission website: <a href="mailto:fppc.ca.gov">fppc.ca.gov</a> (Click on "View All Forms")
CANDIDATE STATEMENT	The optional document on which a candidate may write a statement to be mailed to the voters. (E.C. § 13307)
BALLOT DESIGNATION WORKSHEET	This form is <u>REQUIRED</u> for all candidates who want to have a "ballot designation" printed under their name on the ballot. On this form the candidate will provide justification and documents (if any) to allow the specific designation requested. (E.C. § 13107)

# **CANDIDATE STATEMENT OF QUALIFICATIONS GUIDELINES**

(Elections Code Section 13307 Excerpts)

·	(Elections Code Section 13307 Excelpts)
FILING PERIOD	The statement shall be filed in the Registrar of Voters Office when nomination documents are returned for filing.
CONTENTS	The statement may contain the name, age and occupation of the candidate and a brief description of no more than 200 words of the candidate's education and qualifications expressed by the candidate
CONTENT RESTRICTIONS	Candidate statements shall be limited to a recitation of the candidate's own personal background and qualifications and shall not in any way make reference to other candidates or to another candidate's qualifications, character, or activities. The candidate statement shall not include the party affiliation of the candidate, nor membership or activity in partisan political organizations. Candidate photographs are not permitted. The Registrar of Voters shall not print or circulate any statement which violates Election Code sections 13307 or 13308.
COST	Candidate statements are paid for at the time they are filed. All money is held in a Trust Fund and if, for any reason, the statement is not printed, the money will be refunded. The cost is calculated to recover expenses for translation into four languages, typesetting, printing, addressing, labor, and mailing, of the candidate statements. Candidate statements may be paid by check or with credit card.
PUBLIC REVIEW PERIOD	During the 10-calendar-day examination period following the deadline for submission of the statement any voter of the jurisdiction, or the Registrar of Voters, may seek a writ of mandate or an injunction requiring any or all the material to be amended or deleted. Any court challenges must be resolved 50 days (February 17, 2025) before Election Day in order for there not to be any delays in printing the ballot and impacting the administration of the election.
LIABILITY	Nothing in this section shall be deemed to make any such statement or the authors thereof free or exempt from any civil or criminal action or penalty because of any false, slanderous or libelous statements offered for printing or contained in the Voter Information Pamphlet.

# CANDIDATE STATEMENT OF QUALIFICATIONS GUIDELINES CONTINUED

	Candidates are asked to <u>TYPE</u> their statement <b>SINGLE SPACED</b> in <b>BLOCK PARAGRAPHS</b> on a form provided by the Registrar of Voters.
	The following WILL NOT be permitted:
	* Handwritten statement
	* Extra exclamation points
	* Lists, Tables
FORMAT	* Italics * Underlines
FORWAI	* Bold * ALL CAPITAL LETTERS
	All statements must be submitted on or attached to the candidate statement form provided. San Diego Registrar of Voters requires you to email a word doc to:  Candidatefiling@sdcounty.ca.gov and bring your printed signed candidate statement. If there are any discrepancies between the hard copy and the electronic copy, the hard copy will prevail.  The statement will be printed in 8-point type in the voter information pamphlet.
	Only the candidate's name, age and occupation will be printed in 10-point type.
	CANDIDATES ARE THEREFORE ADVISED TO CAREFULLY CHECK THEIR STATEMENTS FOR ERRORS IN SPELLING, PUNCTUATION AND GRAMMAR.
	The Registrar of Voters is authorized to reformat the statement to fit in the Voter Information Pamphlet.
	The candidate's statement shall not include the party affiliation of the candidate, nor
RESTRICTIONS	membership or activity in partisan political organizations for non-partisan contests.
	Candidate's photographs are not permitted.
WITHDRAWAL	The statement may be withdrawn, but not changed, until 5 p.m. of the next business day after the close of the nomination period. (E.C. Sec. 13307 (3))
CONFIDENTIAL	The candidate statements shall remain confidential until the close of the nomination period. (E.C. Sec. 13311)
WORD COUNT	<ol> <li>(a) Counting of words, for purposes of this code, shall be as follows:         <ol> <li>Punctuation is not counted.</li> <li>Each word shall be counted as one word except as specified in this section.</li> <li>All geographical names shall be considered as one word; for example,                 "County of San Diego" shall be counted as one word.</li> <li>Each abbreviation for a word, phrase, or expression shall be counted as one word.</li> <li>Hyphenated words that appear in any generally available standard reference dictionary, published in the United States at any time within the 10 calendar years immediately preceding the election for which the words are counted, shall be considered as one word.</li> <li>Dates shall be counted as one word.</li> </ol> </li> <li>Any number consisting of a digit, or digits shall be considered as one word. Any number which is spelled, such as "one," shall be considered as a separate word or words. "One" shall be counted as one word whereas "one hundred" shall be counted as two words. "100" shall be counted as one word.</li> <li>Telephone numbers shall be counted as one word.</li> <li>Internet web site &amp; email addresses shall be counted as one word.</li> <li>This section shall not apply to counting words for ballot designations under Elections Code Section 13107. (E.C. Sec. 9)</li> </ol>
SPANISH, FILIPINO, VIETNAMESE & CHINESE TRANSLATIONS	All voter information pamphlet text, including candidate statements, are translated into Spanish, Filipino, Vietnamese and Chinese. In addition to receiving an English voter information pamphlet, registered voters may also request a pamphlet in Spanish, Filipino, Vietnamese or Chinese. In Addition, registered voters who were born in Spanish or Chinese speaking countries, the Philippines, or Vietnam, will also receive a pamphlet in the language of the country in which they were born. This is in compliance with the Federal Voting Rights Act.

# **IMPORTANT NOTICE**

# Public Review Period Set for the April 8, 2025 SPECIAL PRIMARY VACANCY ELECTION

State law provides for a "public review period" of all candidate ballot designations and candidate statements of qualifications before printing the Voter Information Pamphlet and Sample Ballot.

During this period, any voter who believes any portion of these materials to be false, misleading or inconsistent with state law may seek a writ of mandate or injunction requiring any or all of the material to be amended or deleted.

The period for this election is January 29 - February 7, 2025, any court challenges must be resolved 50 days (February 17, 2025) before Election Day in order for there not to be any delays in printing the ballot and impacting the administration of the election.

All documents will be available for public review at the Registrar of Voters Office.

# WRITE-IN CANDIDACY PERIOD

Any voter who wants to be a write-in candidate must obtain and file the following documents no later than 5 p.m. on the 14<sup>th</sup> day before the election:

FILING REQUIREMENTS	<ol> <li>Statement of Write-In Candidacy, including oath of office, title of office</li> <li>Nomination petitions with the required number of nomination signatures from voters within supervisorial district one</li> <li>Statement of Economic Interests (FPPC Form 700)</li> <li>Code of Fair Campaign Practices (optional)</li> <li>Write-in candidates' names do not appear on the ballot. Filing fees, ballot designations, and candidate statements are not applicable to write-in candidates.</li> <li>Campaign finance laws apply to all candidates, including write-in candidates.</li> <li>E.C. 8600-8604</li> </ol>	
HOW ELECTED	In order to be elected to any office, the write-in candidate must receive more votes than other candidates running for that office.	
FILING FEE	No fee or charge shall be required of a write-in candidate (E.C. Sec. 8604)	
FILING PERIOD	February 10 – March 25, 2025 The statement and nomination papers shall be available on the 57th day prior to the election and shall be filed with the Registrar of Voters not later than the 14th day prior to the election. (E.C. Sec. 8601)	

# WRITE-IN TIMELINE FOR COUNTY OFFICES

During the November 2018 Gubernatorial General Election, Measure D was adopted by a majority of voters which amended the County Charter. The amendment requires all county offices, as specified, to be elected under a "Top-Two" format. In addition, the amendment established particular requirements regarding write-in candidates which the County Registrar of Voters is required to implement. To meet this obligation, the County Registrar of Voters has adopted, and will enforce, the following rules for those seeking to be a write-in candidate for county offices:

A. Should three or more candidates file for a county office by the 70<sup>th</sup> day before the special primary election and qualify to participate in the special primary election for one elective office by the 68<sup>th</sup> day prior to the special primary election, the write-in filing period would follow California Elections Code. That is, the write-in filing period would begin 57 days before the primary election and end on the 14<sup>th</sup> day before the primary election. These dates are as follows:

February 10, 2025 Write-In Period Begins
March 25, 2025 Write-In Period Deadline

# Authority - San Diego County Charter Section 401.3

When there are more than two candidates that qualify to participate in the primary election for one elective office, including write-in candidates, the two candidates who receive the highest number of votes in the primary are the candidates in the general election, and the one who receives the higher number of votes in the general election is elected. In the event there are two or fewer candidates who qualify to participate in the primary election for one elective office, including write-in candidates, the office shall be voted upon at the general election and not the primary election. Write-in candidates are permitted to participate in the primary election. However, no write-in candidates are permitted to participate in the general election except in circumstances where there are two or fewer total candidates who qualify to participate in the primary election and one or both qualified candidates is a write-in candidate. When one or two write-in candidates qualify to participate in a primary election with two or fewer total candidates, the names of the write-in candidates who qualified to participate in the primary election shall be printed on the general election ballot in the same manner as non-write-in candidates who qualify for the general election. The County shall establish rules governing qualification and filling dates for write-in candidates including, but not limited to, ensuring the deadline to qualify as a write-in candidate precedes the printing of ballots and does not otherwise interfere with the county's administration of the election. (Amended, effective 12-31-80, Operative 7-1-81) (Amended, effective 9-11-06) (Amended, effective 11-6-18)

# POLITICAL ADVERTISEMENT REQUIREMENTS

POLITICAL ADVERTISEMENT REQUIREMENTS	Any paid political advertisement that refers to an election or to any candidate for state or local elective office and which is contained in or distributed with a newspaper, shall bear on each surface or page thereof, in type or lettering at least half as large as the type or lettering of the advertisement or in 10-point roman type, whichever is larger, the words "Paid Political Advertisement." The words shall be set apart from any other printed matter.
	As used in this section "paid political advertisement" shall mean and shall be limited to, published statements paid for by advertisers for purposes of supporting or defeating any person who has filed for an elective state or local office. (E.C. § 20008)

# MASS MAILING OF CAMPAIGN LITERATURE

REGISTRAR OF VOTERS DUTIES	A copy of Section 84305 of the Government Code (see below) shall be provided by the Registrar to each candidate or his or her agent at the time of filing the declaration of candidacy (E.C. § 16)				
PUBLIC EXPENSE No newsletter or other mass mailing shall be sent at public expense. (Gov. Code § 89001)					
DEFINITION	"Mass mailing" means over 200 substantially similar pieces of mail but does not include a form letter or other mail which is sent in response to an unsolicited request, letter, or other inquiry. (Gov. Code § 82041.5)				

# **GOVERNMENT CODE SECTION 84305**

- (a) (1) Except as provided in subdivision (b), a candidate, candidate controlled committee established for an elective office for the controlling candidate, or political party committee shall not send a mass mailing unless the name, street address, and city of the candidate or committee are shown on the outside of each piece of mail in the mass mailing and on at least one of the inserts included within each piece of mail of the mailing in no less than 6-point type that is in a color or print that contrasts with the background so as to be easily legible. A post office box may be stated in lieu of a street address if the candidate's, candidate-controlled committee established for an elective office for the controlling candidates, or political party committee's address is a matter of public record with the Secretary of State.
- (2) Except as provided in subdivision (b), a committee, other than a candidate controlled committee established for an elective office for the controlling candidate or a political party committee, shall not send a mass mailing that is not required to include a disclosure pursuant to Section 84502 unless the name, street address, and city of the committee is shown on the outside of each piece of mail in the mass mailing and on at least one of the inserts included within each piece of mail of the mailing in no less than 6-point type that is in a color or print that contrasts with the background so as to be easily legible. A post office box may be stated in lieu of a street address if the committee's address is a matter of public record with the Secretary of State.
- (b) If the sender of the mass mailing is a single candidate or committee, the name, street address, and city of the candidate or committee need only be shown on the outside of each piece of mail.
- (c) (1) A candidate, candidate-controlled committee established for an elective office for the controlling candidate, or political party committee shall not send a mass electronic mailing unless the name of the candidate or committee is shown in the electronic mailing preceded by the words "Paid for by" in at least the same size font as a majority of the text in the electronic mailing.
- (2) A committee, other than a candidate controlled committee established for an elective office for the controlling candidate or a political party committee, shall not send a mass electronic mailing that is not required to include a disclosure pursuant to Section 84502 or 84504.3 unless the name of the committee is shown in the electronic mailing preceded by the words "Paid for by" in at least the same size font as a majority of the text in the electronic mailing.

# GOVERNMENT CODE SECTION 84305 CONTINUED

- (d) If the sender of a mass mailing is a controlled committee, the name of the person controlling the committee shall be included in addition to the information required by subdivision (a).
- (e) For purposes of this section, the following terms have the following meaning:
- (1) "Mass electronic mailing" means sending more than two hundred substantially similar pieces of electronic mail within a calendar month.
- (2) "Sender" means the candidate, candidate-controlled committee established for an elective office for the controlling candidate, or political party committee who pays for the largest portion of expenditures attributable to the designing, printing, and posting of the mailing which are reportable pursuant to Sections 84200 to 84217, inclusive.
- (3) To "pay for" a share of the cost of a mass mailing means to make, to promise to make, or to incur an obligation to make, any payment: (A) to any person for the design, printing, postage, materials, or other costs of the mailing, including salaries, fees, or commissions, or (B) as a fee or other consideration for an endorsement or, in the case of a ballot measure, support or opposition, in the mailing.
- (f) This section does not apply to a mass mailing or mass electronic mailing that is paid for by an independent expenditure.

# SIMULATED BALLOT REQUIREMENTS (Elections Code § 20009)

(a) Every simulated ballot or simulated county voter information guide shall bear on each surface or page thereof, in type or lettering at least half as large as the type or lettering of the statement or words or in 10-point roman type, whichever is larger, in a printed or drawn box and set apart from any other printed matter, the following statement:

# NOTICE TO VOTERS (Required by Law)

"This is not an official ballot, or an official county voter information guide prepared by the county elections official or the Secretary of State. This is an unofficial, marked ballot prepared by (insert name and address of person or organization responsible for preparation thereof)."

This section shall not be construed as requiring this notice in any editorial or other statement appearing in a regularly published newspaper or magazine other than a paid political advertisement.

- (b) A simulated ballot or simulated county voter information guide referred to in subdivision (a) shall not bear an official seal or the insignia of a public entity, and that seal or insignia shall not appear upon the envelope in which it is mailed or otherwise delivered.
- (c) The superior court, in any case brought before it by any registered voter, may issue a temporary or permanent restraining order or injunction against the publication, printing, circulation, posting, or distribution of any matter in violation of this section, and all cases of this nature shall be in a preferred position for purposes of trial and appeal, so as to assure the speedy disposition of cases of this nature.



### **PUBLIC WORKS**

WILLIAM P. MORGAN, P.E.
INTERIM DIRECTOR

5510 OVERLAND AVENUE, SUITE 410, SAN DIEGO, CALIFORNIA 92123-1237 (858) 694-2212

January 8, 2025

Dear Candidate:

# **ELECTION INFORMATION SIGN INSTALLATION REQUIREMENTS**

The records of the Registrar of Voters indicate that you have filed for election to a public office in the County of San Diego. During your campaign, should you desire to utilize election information signs as one of your means of communication to the electorate, it is necessary that you be aware of the conditions under which such signs may be placed within or adjacent to County unincorporated area road right-of-ways. Attached for your information is a copy of "Guidelines for Installing Election Information Signs within County of San Diego Road Right-of-Way" and "Election Information Sign Installation Requirements."

You may apply for a temporary encroachment permit, which as of this writing has a non-refundable \$210.00 fee, at the Land Development Permits Counter located at 5510 Overland Avenue, San Diego, California, 92123, or call (858) 694-2055, for information. Attached for your convenience is an encroachment permit application and associated environmental review questionnaire. A sketch showing the number of election signs and approximate location of each sign shall be submitted with the completed application.

All signs placed within the County's right-of-way contrary to the provisions of the encroachment permit or remaining after Election Day will be removed by the County under the authority of Section 1460 of the California Streets and Highway Code. At the time a permit is applied for, the permittee shall agree to pay for the County's cost of removal of any such signs.

Your cooperation in complying with the guidelines and maintaining safe and litter-free roadways is appreciated. If you have any questions or need additional information, please contact the Land Development Permits Counter at (858) 694-2055.

Sincerely,

WILLIAM P. MORGAN, P.E.

Interim Director

Attachments 18

FOR COUNTY USE ONLY
RECORD ID:
DPW20
RWENCP

Rev: 9/2024

# APPLICATION TO ENCROACH UPON COUNTY HIGHWAY

GOVERNED BY CHAPTER 6, DIVISION 1 TITLE 7 OF SAN DIEGO COUNTY CODE COUNTY OF SAN DIEGO

# **DEPARTMENT OF PUBLIC WORKS** 5510 OVERLAND AVENUE, SUITE 110

SAN DIEGO, CA 92123
PHONE (858) 694-2055 ● FAX (858) 279-7020
E-mail ROWPERMITCOUNTER@SDCOUNTY.CA.GOV

Date						
THOMAS BROTHERS						
YEAR	PAGE	COORD				

Permit Ov	vner							Telephone #			
			t Name		First						
Mailing A	ddress	Stre	et et		City			State		Zip Code	
					Email Addı	ess			Telephone #		
	Broadband Proj										
Is the wo	rk part of a la	arger pro	iect or progran	n requiring n	nultiple permits.	or current	lv under re	eview for permi	t? YES □	№ □	
	Is the work part of a larger project or program requiring multiple permits, or currently under review for permit? YES \( \square\) NO \( \square\)  If yes provide: Related Permits										
					tal Improvement		YES 🗖	NO 🗆			
	•				•	•					
		-									
				Street Name	and Number and neare	est cross street					
	☐ Fencing		Political Signs		☐Scaffolding	☐ Stora	age	□Yard	☐ Other		
Describe											
Will encro	oachment inter	fere with	the public use	and mainten	ance of?						
Travelled	d way		□Yes		☐ No	Side pa	th or side	walk	□Yes	☐ No	
Shoulder or parking lane ☐Yes			☐ No Drainage structure or waterco		e or watercours	e 🗖 Yes	☐ No				
Justificat	tion for Encro	achment									
Permit re	equested:	<b>□</b> 1 day	□3 days	□10 days	□indefinite	<u> </u>	days	Eff	ective date		_12.01 a.m.
					AGREE/	MENT					
In conside	eration of the	granting	of this permit	the applican	_	VI.E.I VI					
<ol> <li>In consideration of the granting of this permit, the applicant agrees:</li> <li>I hereby agree as a condition of the granting of this permit to provide defense and indemnification in accordance with Section 71.103 of the San Diego County Code of Regulatory Ordinances as follows: Permit Owner agrees to indemnify, hold harmless and defend the County and each of its officers and employees from any liability of responsibility for accident, loss or damage to persons or property arising by reason of the work done by Permit Owner, or Permit Owner's agents, employees or representatives.</li> </ol>											
2.	2. To comply with all applicable laws in the establishment, maintenance, and removal of the encroachment.										
3. That the Permittee and any other person engaged in any work authorized by this permit shall conform to all due safety precautions for the protection of persons and property.											
4. To remove or relocate any encroachment placed, changed or renewed under the authority of this permit; prior to its expiration or within 24 hours of notification to remove, if the duration is 10 days or less; or within 5 days of notification to remove, if the permit is of indefinite duration											
5. After removing or relocation the encroachment, to restore the highway to the equivalent or better condition than it was prior to the date this permit became effective, or prior to the date the encroachment was first placed, whichever is earlier.											
"I declare under penalty of perjury under the laws of the State of California that the statements made herein are true and correct."											
Signed				Owner					Date		

# GUIDELINES FOR INSTALLING ELECTION INFORMATION SIGNS WITHIN COUNTY OF SAN DIEGO ROAD RIGHT-OF-WAY

# **PURPOSE:**

These guidelines inform the public of the process of how to legally install Election Information Signs within County of San Diego road right-of-ways in a safe manner for all roadway users (motorists, bicyclists, equestrians, and pedestrians).

# **DEFINITIONS:**

"Election Information Signs," hereinafter referred to as "Election Signs" or "signs," shall be defined as informational signs containing any ideological, political, or other non-commercial message that are constructed and placed up to three (3) months in a County road right-of-way per requirements defined in an Encroachment Permit and in conformance with the County's Zoning Ordinance.

"County of San Diego road right-of-way," hereinafter referred to as "County road right-of-way," is defined as land the County of San Diego owns or has rights to for the improvement, maintenance, and operation of County maintained roads in the unincorporated portion of the County (i.e. outside the incorporated city areas of San Diego County). The following website may be used to determine if a road is County of San Diego maintained: <a href="http://www.sdcounty.ca.gov/dpw/roads/maintroad.html">http://www.sdcounty.ca.gov/dpw/roads/maintroad.html</a>. Note that signs to be placed on roads in an incorporated city may require a permit from the respective city, and it is the sign installer's responsibility to verify this with the respective city. highways Also. temporary signs on state require permit from Caltrans а (http://www.dot.ca.gov/hq/traffops/developserv/permits/). Signs installed on private property in the unincorporated areas of the County require permission of the private property owner and shall comply with the County's Zoning Ordinance.

# **GUIDELINES:**

Election Signs may be permitted within County road right-of-ways subject to the following procedures:

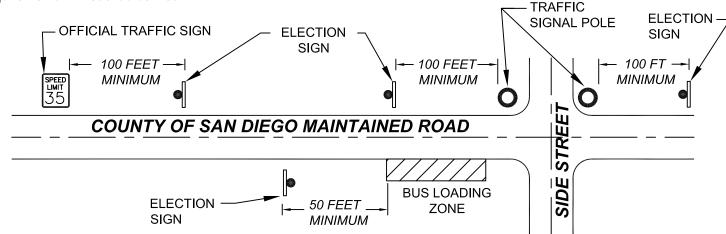
In order to prevent a danger to all roadway users due to confusion and distraction, which may be caused by the posting of Election Signs in certain locations where they compete with traffic safety signs or interfere with visibility, it shall be necessary for Election Sign installers to obtain a revocable Encroachment Permit from the Director of Public Works. The following requirements shall be placed in the Encroachment Permit and adhered to by the permittee:

- a) Election Signs may be placed up to three (3) months in the County road right-of-way and in conformance with the County's Zoning Ordinance.
- b) Election Signs shall only be placed on wood posts or wood stakes having a cross-section equal to or less than 4 inches by 4 inches that are placed in soil. As required by California Government Codes 4216 through 4216.9, permittee shall contact DigAlert by calling 811 at least two (2) full working days prior to installing stakes or posts to insure no utility conflicts. Placement of signs shall conform to the attached "Election Information Sign Installation Requirements."
- c) Each Election Sign shall (on the back) identify the Encroachment Permit number.
- d) Nothing in the permit shall be taken to imply County permission to place signs on the property of others
- e) Election Signs shall not interfere with the sight distance of roadway users and shall not block the visibility of traffic control devices such as signs, signals, and flashers.
- f) Election Signs shall not interfere with the lawful and reasonable use of the County road right-ofway by roadway users (equestrians, pedestrians, bicyclists, and motorists) and utilities.
- g) The permittee is required to remove their signs at or before the permit expiration date, and shall authorize the County to remove, without notification, signs not so removed by permittee. The County shall charge for sign removal and the permittee shall, in signing his/her permit, agree to pay for County cost of removal of his/her signs.

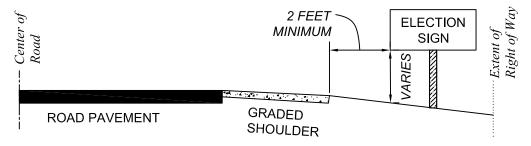
# **ELECTION INFORMATION SIGN INSTALLATION REQUIREMENTS**

# Instructions to Permittee:

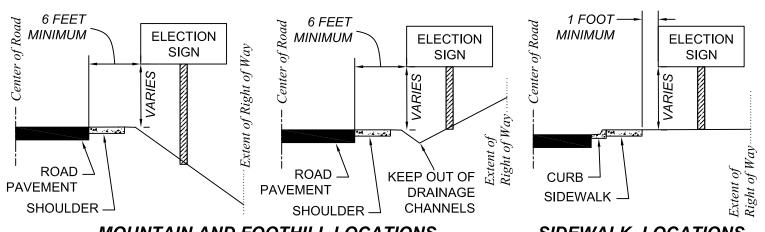
- 1. Election Information Signs (Election Signs) placed in the County of San Diego's road right-of-way shall be positioned in accordance with the below drawings. Signs shall not interfere with sight distance from intersecting side streets, driveways, alleys, and turn lanes. Signs shall not block the view of official traffic control devices (signs, signals, flashers, etc.).
- 2. Signs shall only be placed on wood posts or wood stakes having a cross-section equal to or less than 4 inches by 4 inches. Permittee shall contact DigAlert by calling 811 prior to installing stakes or posts to insure no utility conflicts. Signs shall not be fastened to any traffic signal poles, traffic signal cabinets, flasher poles, official traffic sign posts, street light poles, utility boxes and utility poles within the County of San Diego road right-of-way.
- 3. Number of Election Signs and location of each sign shall conform to information furnished at time of issuance of encroachment permit.
- 4. These Guidelines were developed to expedite the permitting process by establishing uniform standards for campaign informational signs. These Guidelines are not intended to limit in any way application for approval of a sign meeting any of the requirements for off-premise signs authorized by the Zoning Ordinance whether or not those signs conform to the requirements in these Guidelines.



# POSITION WITH RELATION TO DIRECTION OF TRAFFIC



# STANDARD ROADWAY LOCATION FOR ELECTION SIGNS



**MOUNTAIN AND FOOTHILL LOCATIONS** 

SIDEWALK LOCATIONS

# ENVIRONMENTAL REVIEW QUESTIONNAIRE FOR WORK WITHIN THE COUNTY OF SAN DIEGO ROAD RIGHT OF WAY (TO BE FILLED OUT BY APPLICANT)