

1 **Kalispell Public Schools**

2
3 **THE BOARD OF TRUSTEES**

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5 Elections

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7 Elections conducted by the District are nonpartisan and are governed by applicable election laws
8 as found in Titles 13 & 20 of the Montana Code Annotated. The ballot at such elections may
9 include candidates for trustee positions, various public policy propositions, and advisor
10 questions.

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12 Board elections shall take place on the first (1st) Tuesday after the first (1st) Monday in May of
13 each year. Any person who is a qualified voter of the District is legally qualified to become a
14 trustee. A declaration of intent to be a candidate must be submitted to the District Clerk at least
15 forty (40) days before the regular school election day. If different terms are to be filled, the term
16 for the position for which the candidate is filing must also be indicated. Any person seeking to
17 become a write-in candidate for a trustee position shall file a declaration of intent no later than
18 5:00 p.m. on the twenty-sixth (26th) day before the ballot certification deadline in 20-20-401. If
19 the number of candidates filing for vacant positions or filing a declaration of intent to be a write-
20 in candidate is equal to or less than the number of positions to be elected, the trustees may give
21 notice no later than thirty (30) days before the election that a trustee election will not take place.
22 If a trustee election is not held, the trustees shall declare the candidates elected by acclamation
23 and shall issue a “certificate of election” to each candidate.

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25 A candidate intending to withdraw from the election shall send a statement of withdrawal to the
26 clerk of the district containing all information necessary to identify the candidate and the office
27 for which the candidate filed. The statement of withdrawal must be acknowledged by the clerk
28 of the district. A candidate may not withdraw after 5:00 p.m. the day before the ballot
29 certification deadline in 20-20-401.

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

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35 In years when the Legislature meets in regular session or in a special session that affects school
36 funding, the trustees may order the election on a date other than the regular school election day
37 in order for the electors to consider a proposition requesting additional funding under § 20-9-
38 353, MCA.

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42 Legal Reference: § 13-10-211, MCA Declaration of intent for write-in candidates
43 § 20-3-304, MCA Annual election
44 § 20-3-305, MCA Candidate qualification, nomination and withdrawal

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- § 20-3-313, MCA Election by acclamation – notice
- § 20-3-322, MCA Meetings and quorum
- § 20-3-322(5), MCA Meetings and quorum (unforeseen emergency definition)
- § 20-3-324(4), MCA Powers and duties
- § 20-3-344, MCA Nomination of candidates by petition in first-class elementary district
- § 20-9-353, MCA Additional financing for general fund – election for authorization to impose
- § 20-20-105, MCA Regular school election day and special school elections – limitation – exception
- § 20-20-204, MCA Election Notice
- § 20-20-301, MCA Qualifications of elector

Policy History:

Adopted on: 01/04/00
Revised on: 09/13/11, 07/15/2014, 5/10/16