

## Internet Posting Requirements for Political Subdivisions

<b>SJISD Mailing Address</b> Saint Jo ISD Drawer L 206 West Evans Saint Jo, Texas 76265	<b>SJISD Telephone Number:</b>  940-995-2668	<b>SJISD E-Mail Address:</b>  Administrative Asst <a href="mailto:michelle.pledger@saintjoisd.net">michelle.pledger@saintjoisd.net</a>
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Elected Officers of Political Subdivision	Year Elected Officer's Term Expires
Leeton Phillips	2021
Mike Martin	2022
Rebecca Harris	2023
Jeff Pledger	2023
Rodney Swirczynski	2022
Brandon Kline	2023
Dee Weger	2021

Date of Next Officer Election	Location of Next Officer Election
Tuesday, November 2, 2021	<p style="text-align: center;">The location a person would expect to file a candidate application:</p> <p style="text-align: center;">Saint Jo ISD            Elementary Office            206 West Evans            Saint Jo, TX 76265</p> <hr/> <p style="text-align: center;">Saint Jo ISD School Board Elections are conducted via a Joint Election Agreement with Montague County:</p> <p style="text-align: center;">Montague County Elections Office            P.O. Box 158            11339 State Hwy 59 N            Montague, Texas 76251</p> <p style="text-align: center;">Phone: 940-894-2540            Fax: 940-9-894-2543            E-Mail: <a href="mailto:votemontague@gmail.com">votemontague@gmail.com</a></p>

<b>Candidate Eligibility Requirements</b>	<b>Deadline to File Candidate Application</b>
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<p><b>Eligibility</b></p> <p>To be eligible to be a candidate for, or elected or appointed to, the office of school board member, a person must:</p> <ol style="list-style-type: none"><li>1. Be a United States citizen.</li><li>2. Be 18 years of age or older on the first day of the term to be filled at the election or on the date of appointment, as applicable.</li><li>3. Have not been determined by a final judgment of a court exercising probate jurisdiction to be totally mentally incapacitated or partially mentally incapacitated without the right to vote.</li><li>4. Have not been finally convicted of a felony from which the person has not been pardoned or otherwise released from the resulting disabilities.</li><li>5. Have resided continuously in the state for 12 months and in the territory from which the office is elected for six months immediately preceding the following date:<ol style="list-style-type: none"><li>a. For an independent candidate, the date of the regular filing deadline for a candidate's application for a place on the ballot.</li><li>b. For a write-in candidate, the date of the election at which the candidate's name is written in.</li><li>c. For an appointee to an office, the date the appointment is made.</li></ol></li><li>6. Be registered to vote in the territory from which the office is elected on the date described at item 5, above.</li></ol> <p><i>Election Code 1.020, 141.001(a); Gov't Code 601.009; <u>Brown v. Patterson</u>, 609 S.W.2d 287 (Tex. Civ. App.—Dallas 1980, no writ); Tex. Const. Art. XVI, Sec. 14</i></p> <p><b>Qualified Voter</b></p> <p>A person may not be elected trustee of an independent school district unless the person is a qualified voter. <i>Education Code 11.061(b)</i></p> <p>“Qualified voter” means a person who:</p> <ol style="list-style-type: none"><li>1. Is 18 years of age or older;</li><li>2. Is a United States citizen;</li><li>3. Has not been determined by a final judgment of a court exercising probate jurisdiction to be totally mentally incapacitated or partially mentally incapacitated without the right to vote;</li><li>4. Has not been finally convicted of a felony [see also Atty. Gen. Op. LO 96-114 (1996) (concluding that caveat at Election Code 11.002 does not mitigate blanket prohibition in Election Code 141.001, above at Eligibility)];</li><li>5. Is a resident of this state; and</li><li>6. Is a registered voter.</li></ol>	<p>Monday, August 16, 2021 at 5:00 p.m</p>
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<p>Eligibility Continued –</p> <p><i>Election Code 1.020, 11.002</i></p> <p>Residency</p> <p>“Residence” Defined</p> <p>“Residence” means domicile, one’s home and fixed place of habitation to which one intends to return after any temporary absence; one does not lose one’s residence status by leaving to go to another place for temporary purposes only. A person does not acquire a residence in a place to which the person has come for temporary purposes only and without the intention of making that place the person’s home. Residence shall be determined in accordance with the common-law rules, as enunciated by the courts of this state, except as otherwise provided by the Election Code. <i>Election Code 1.015</i></p> <p>Single-Member Districts</p> <p>A candidate for board member representing a single-member district must be a resident of the district the candidate seeks to represent. <i>Education Code 11.052(g)</i></p> <p><i>Note:</i> The issue of whether a candidate has satisfied residency requirements should be judicially determined. <i>State v. Fischer, 769 S.W.2d 619 (Tex. App.—Corpus Christi 1989, writ dismissed w.o.j)</i></p> <p>Ineligibility</p> <p>A person is ineligible to serve as a member of the board of a district if the person has been convicted of an offense under Penal Code 43.02(b) (regarding prostitution). <i>Education Code 11.066</i></p>	
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## General Instructions

Please see the following general instructions regarding completion of the online posting requirements for political subdivisions:

**Political Subdivision's Contact Information:** List the political subdivision's contact information, including a mailing address, telephone number, and e-mail address.

**Elected Officer of the Political Subdivision:** List the names of each elected or appointed public elective officer within the political subdivision and the year the officer's term expires. For counties, this includes providing information regarding county and precinct officers. Counties are not required to list the names of statewide or district elective officers.

**Date and Location of the Next Election for Officers of the Political Subdivision:** The political subdivision should provide the address of the main administrative office (i.e. the location a person would expect to file candidate applications). Although political subdivisions must include information regarding the date of the next general election for officers, the best practice would include posting the date of a special election for an officer as soon as possible after such special election is ordered. Political subdivisions may also provide a link to the Notice of Election once same has been issued for an election.

**Requirements and Deadline for Filing for Candidacy:** Please note, the requirements and deadline for filing for candidacy of each elected office of the political subdivision must be continuously posted for at least one year before the election day for the office. The online posting need not refer to Ethics Commission filing requirements for candidates.

Regarding the deadline for candidacy deadline, the best practice would be to include the candidate filing deadline for general elections, the candidate filing deadline for any special elections which have been ordered to fill a vacancy, and the write-in candidate deadline.

In regards to the requirements for filing for candidacy, at a minimum, the political subdivision must provide a statement of candidate requirements including form, content, and procedure. This includes, for example: (a) the type of candidate application form needed, along with a link to the candidate application, and (b) information regarding whether there is a candidate filing fee and how much, or whether there is a petition in lieu of a filing fee available, as well as a link to such petition.

The political subdivision may additionally post the qualifications for office which are specific to your entity. This includes, for example, how long the candidate must be a resident of the state and/or the territory elected from, whether the candidate needs to be a registered voter, and other pertinent candidate eligibility requirements relevant to the political subdivision. The political subdivision may also provide a link to Section 141.001 of the Election Code, if applicable (which details eligibility requirements for public office)

and/or also provide a link to other sections of relevant codes or a city's charter, which may also provide specific candidate eligibility requirements for the entity.

**Requirements for Posting Notice of Meetings and Record of Meetings of Political Subdivision's Governing Body:** Our office recommends consulting with your political subdivision's local counsel regarding this particular posting requirement.

The requirements for posting notice of meetings and record of meetings of the political subdivision's governing body does not apply to:

- (1) a county with a population of less than 10,000;
- (2) a municipality with a population of less than 5,000 located in a county with a population of less than 25,000; or
- (3) a school district with a population of less than 5,000 in the district's boundaries and located in a county with a population of less than 25,000.

Please see the following guides available on the Secretary of State's website that your political subdivision may find helpful in providing and posting candidate information:

[Terms, Qualifications, and Vacancies](#)

[VR for Candidates \(HB 484\) FAQ](#)

[Candidacy for Local Political Subdivisions](#)

[2020 Candidate's Guide – Running for Federal, State, District or County offices.](#)

[Running for Local Offices](#)