

# SECTION III

## ELIGIBILITY AND NOMINATION PAPERS

### ELIGIBILITY REQUIREMENTS

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Section 501 of the Anaheim City Charter provides that a City Council candidate shall have been a resident and qualified elector of the district of which he/she seeks office at the time of, and for the thirty-day period immediately preceding, the filing of his/her nominating papers and for the thirty-day period immediately preceding his/her appointment to such office. The candidate for City Council shall be and remain a qualified voter in the district from which he/she seeks office from the time of filing nomination papers, as well as, throughout the full term of his/her office.

### NOMINATION PAPER INSTRUCTIONS

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The nomination period is **July 13, 2020 through August 7, 2020**. The Office of the City Clerk's regular business hours are Monday through Friday, 8:00 a.m. - 5:00 p.m.

A Nomination Paper (*sample nomination paper included in this Section*) can only be obtained from the Office of the City Clerk during the nomination period and can only be issued to a registered voter residing in the City of Anaheim. At the time of issuance, the City Clerk, or her designee, will type on the Nomination Paper the name of the candidate, the office sought, and district number. The name of the candidate on the Nomination Paper (as will be shown on the ballot) should be the same as on the registration affidavit. However, if you wish to use a nickname or combination of a given name and nickname on the ballot, you should advise the City Clerk at the time the Nomination Paper is **issued**, so the form can be completed to reflect this.

### WHO MAY CIRCULATE NOMINATION PAPER

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The nominee, or any person 18 years of age or older, may circulate a Nomination Paper and each Nomination Paper must be circulated by only one person.

## AFFIDAVIT OF CIRCULATOR

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Each nomination paper shall also have an affidavit of the person who circulated the nomination paper. The circulator must complete the affidavit, certifying the fact that he/she witnessed all signatures affixed thereto and knows that they are the signatures of the persons whose names they purport to be.

## NUMBER OF SIGNATURES REQUIRED

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Each candidate shall be proposed by no less than twenty (20) nor more than thirty (30) signatures of registered voters residing in the City of Anaheim; with respects to City Council candidates, registered voters must reside in their respective district. A candidate may sign his/her own nomination paper. Only one candidate may be named on a Nomination Paper.

**IMPORTANT NOTE:** It is advisable to get thirty (30) signatures should any signatures be invalidated when verified by the Registrar of Voters. If the nomination paper is determined to be insufficient or does not contain the minimum number of valid signatures, one supplemental petition may be issued to collect additional signatures prior to the close of the nomination period.

## NOMINATION SIGNATURES

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Voters may only sign one Nomination Paper per seat to be filled. If a voter signs the Nomination Paper of two or more candidates for the same office, only the signature on the first paper filed with the City Clerk will be counted. All signatures on each Nomination Paper must be affixed on the same sheet of paper and each signer must print his/her name (first, middle, and last name) as registered with the Orange County Registrar of Voters, and place of residence, giving the street number and name. Each voter must sign and print his/her name on the nomination paper in the presence of the circulator.

Pursuant to Elections Code Section 17100, Nomination papers may be publicly viewed, but not copied.

## AFFIDAVIT OF NOMINEE

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Each Nomination Paper shall also be accompanied by a verified statement of the candidate (Affidavit of Nominee) that he/she will accept the nomination, and subsequently the office, in the event of his/her election. The Affidavit of Nominee also indicates how his/her name and ballot designation are to appear on the ballot. It is to be completed and filed at the time all other nomination papers are filed. Please be sure to read it carefully and print the required information.

## BALLOT DESIGNATION

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A candidate may request an occupation designation to appear on the ballot. Incumbents may use "Incumbent" or "City Council Member." Non-office holders may use no more than three (3) words designating their current principal profession, vocation, or occupation. No title or degree may appear either before or after the candidate's name.

A candidate, who requests a ballot designation to appear on the ballot, must file a **Ballot Designation Worksheet** (*EC §13107.3*). Please refer to **Section IV – Candidate Ballot Designation** for additional information.

## FILING FEE

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Section 1.12.090 of the Anaheim Municipal Code sets a filing fee of \$25, which is to be paid when the Nomination Paper is filed with the City Clerk. For candidates who choose not to pay the candidate filing fee, please contact the City Clerk for a Petition In Lieu of Filing Fee.

## WHERE AND WHEN TO FILE

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**August 7, 2020 at 5:00 p.m.** is the last day and hour that a Nomination Paper may be filed in the Office of the City Clerk, Anaheim City Hall, 200 S. Anaheim Blvd., 2<sup>nd</sup> Floor, Anaheim, California 92805. Office Hours: 8:00 a.m. to 5:00 p.m. Monday through Friday.

**IMPORTANT NOTE: *FILE EARLY!*** It is not advisable to wait until the last day of the Nomination Period to file your Nomination Paper; signatures will need to be verified with the Orange County Registrar of Voters. If it is determined that your Nomination Paper does not have the minimum number of valid signatures, you will be disqualified to run for office.

A candidate may withdraw his/her candidacy after his/her Nomination Paper is filed with the City Clerk up to and including the last applicable day of filing at 5:00 p.m. (August 7).

**IMPORTANT NOTE:** If the incumbents for Districts 1 and 5 do not file by August 7, 2020, the filing deadline for said districts only is extended to August 12, 2020. Incumbents may not file during this period.

## **ORDER OF NAMES ON BALLOT**

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On August 13, 2020, the Secretary of State shall conduct a random drawing of letters from the alphabet, to be used in determining the order of candidates on the ballot. Upon receipt of the results of the drawing, the City Clerk will notify all candidates of said results. This same order will be used in the Voter Information Guides for those candidates filing a Candidate Statement.

# **NOMINATION PAPER (SAMPLE)**

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# NOMINATION PAPER

<b>OFFICIAL FILING FORM</b>
City Clerk or Deputy City Clerk
Date

We, the undersigned voters, hereby nominate \_\_\_\_\_  
First name Middle/Initial (optional) Last name

for the office of \_\_\_\_\_

for the City of \_\_\_\_\_ ANAHEIM

to be voted for at the \_\_\_\_\_ GENERAL MUNICIPAL ELECTION

to be held on Tuesday, \_\_\_\_\_ NOVEMBER 3, 2020

	Sign Name	Residence Address	For Official Use
1	_____ Print Name	_____	
2	_____ Print Name	_____	
3	_____ Print Name	_____	
4	_____ Print Name	_____	
5	_____ Print Name	_____	
6	_____ Print Name	_____	
7	_____ Print Name	_____	
8	_____ Print Name	_____	
9	_____ Print Name	_____	
10	_____ Print Name	_____	

SAMPLE

Public access to this document shall be limited to viewing the document only. The public may not copy or distribute copies of documents that contain signatures of voters. (E.C. Section 17100)  
 A candidate shall not file nomination papers for more than one municipal office or term of office for the same municipality in the same election. (E.C. 10220.5)  
 Form of nomination paper. (E.C. 10226)

	Sign Name	Residence Address	For Official Use
<b>11</b>	----- Print Name		
<b>12</b>	----- Print Name		
<b>13</b>	----- Print Name		
<b>14</b>	----- Print Name		
<b>15</b>	----- Print Name		
<b>16</b>	----- Print Name		
<b>17</b>	----- Print Name		
<b>18</b>	----- Print Name		
<b>19</b>	----- Print Name		
<b>20</b>	----- Print Name		
<b>21</b>	----- Print Name		
<b>22</b>	----- Print Name		
<b>23</b>	----- Print Name		
<b>24</b>	----- Print Name		
<b>25</b>	----- Print Name		
<b>26</b>	----- Print Name		
<b>27</b>	----- Print Name		

SAMPLE

<b>28</b>	Sign Name	Residence Address	For Official Use
	Print Name		
<b>29</b>	Sign Name	Residence Address	
	Print Name		
<b>30</b>	Sign Name	Residence Address	
	Print Name		

## DECLARATION OF CIRCULATOR

(on next page)

(Only 1 person who is 18 years of age or older  
may circulate a municipal nomination paper, per Elections Code Sections 102, 104, 10220, 10222)

## AFFIDAVIT OF NOMINEE AND OATH OR AFFIRMATION OF ALLEGIANCE

(on next page)

SAMPLE

ATTENTION CANDIDATE: Please refer to the Ballot Designation Worksheet provided before completing the Affidavit of Nominee.

(A candidate may sign his or her own nomination paper)

### CANDIDATE'S PERSONAL INFORMATION

Candidate's name	Day Phone
Candidate's Residence Address	Evening Phone
Mailing Address (if different than above)	Fax
City	Email Address
State	
Zip	



## DECLARATION OF CIRCULATOR

*Any person that is 18 years of age or older may circulate a nomination paper. (Only 1 circulator may circulate this nomination paper).*

(Do NOT type this section. It **MUST** be filled out in your own handwriting.)

State of California  
County of \_\_\_\_\_ } ss.

I, \_\_\_\_\_, (print name), solemnly swear (or affirm) all of the following:

1. That I am 18 years of age or older.
2. That my residence address, including street and number, is \_\_\_\_\_, (if no street or number exists, a designation of my residence adequate to readily ascertain its location is \_\_\_\_\_).
3. That the signatures on this nomination paper were obtained between the dates of \_\_\_\_\_ and \_\_\_\_\_; that I circulated this petition and I saw the signatures on this section of the nomination papers being written; and that, to the best of my information and belief, each signature is the genuine signature of the person whose name it purports to be.

I certify (or declare) under the penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed by me at \_\_\_\_\_, on \_\_\_\_\_.

(place) (date)

(Election Code §§ 102, 104, 10220, 10222, 10226)

\_\_\_\_\_  
(Signature of Circulator)

## AFFIDAVIT OF NOMINEE AND OATH OR AFFIRMATION OF ALLEGIANCE

State of California  
County of \_\_\_\_\_ } ss.

\_\_\_\_\_  
(Print Name of Nominee)

being duly sworn, says that he or she is the above-named nominee for the office of: .....

\_\_\_\_\_  
(Print Name of Office)

that he or she will accept the office in the event of his or her election, that he or she desires his or her name appear on the ballot as follows: .....

and that he or she desires the following designation to appear on the ballot under his or her name: .....

and that his or her residence address is: .....

**Name & Occupation as it will appear on Official Ballot & in Voter Pamphlet:**

\_\_\_\_\_  
(Print name in ALL CAPS as you want it to appear on the ballot)  
(title or degree is allowed before or after your name)\*\*

Male  Female (signature will appear on the ballot)\*

\_\_\_\_\_  
(Print residence address as provided by affiant)

SAMPLE

I, do solemnly swear (or affirm) that I will support and defend the Constitution of the United States and the Constitution of the State of California against all enemies, foreign and domestic; that I will bear true faith and allegiance to the Constitution of the United States and the Constitution of the State of California; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties upon which I am about to enter.

I certify (or declare) under the penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed by me at \_\_\_\_\_, on \_\_\_\_\_.

(place) (date)

\_\_\_\_\_  
(Signature of Candidate)

(Election Code §§ 200, 10223, 10226, CA Constitution Article XX, § 3)

## \* BALLOT DESIGNATION REQUIREMENTS SUMMARY

**ATTENTION CANDIDATE:** Please refer to the Ballot Designation Worksheet provided before completing the Affidavit of Nominee above.

\* At the option of the candidate, **ONLY ONE** of the following designations may be used:

1. Words designating the elective city, county, district, state, or federal office which the candidate holds at the time of filing the nomination documents to which he or she was elected by vote of the people or to which he or she was appointed, in the case of a superior or municipal court judge.
2. The word "incumbent" (*without any other word(s)*) if the candidate is a candidate for the same office which he or she holds at the time of filing the nomination papers, and was elected to that office by a vote of the people, or in the case of a superior or municipal court judge, was appointed to that office.
3. No more than three words designating either the current principal professions, vocations, or occupations of the candidate, or the principal professions, vocations, or occupations of the candidate during the calendar year immediately preceding the filing of nomination documents.
4. The phrase "Appointed Incumbent" if the candidate holds office by virtue of appointment, but may not use the unmodified word "Incumbent".

No candidate shall assume a designation which would mislead the voters.

(Election Code 13107, 13107.5)

\*\* No title or degree shall appear on the same line on a ballot as a candidate's name, either before or after the candidate's name. (Election Code 13106)