

**BOARD OF EDUCATION
SCHOOL DISTRICT NO. 51 (BOUNDARY)**

TRUSTEE ELECTIONS BYLAW NO. 1-2022

A BYLAW to provide for the determination of various procedures for the conduct of general school trustee elections and other Trustee elections.

Preamble:

Under the *School Act*, the Board of Education may, by Bylaw, determine various procedures and requirements to be applied in the conduct of Trustee elections.

In School District No. 51 (Boundary), Trustee elections in the following Trustee electoral areas are the responsibility of the following authorities:

<u>TEA#</u>	<u>Trustee Electoral Area Description</u>	<u>No. of Trustees</u>	<u>Authority Responsible for Conducting Elections</u>
#1	Municipality of the City of Grand Forks	two (2)	City of Grand Forks
#2	Electoral Area C - Christina Lake of the Regional District of Kootenay Boundary	one (1)	School Board
#3	Electoral Area D – Rural Grand Forks of Regional District of Kootenay Boundary	one (1)	School Board
#4	Kettle Valley West of Electoral Area E of Regional District of Kootenay-Boundary (The Village of Midway plus the Rock Creek-Bridesville-Kettle Valley areas)	one (1)	School Board
#5	Kettle Valley North of Electoral Area E of Regional District of Kootenay-Boundary (Westbridge-Beaverdell-Christian Valley-Idabel Lake-Big White areas)	one (1)	School Board
#6	Kettle Valley East of Electoral Area E of Regional District of Kootenay-Boundary (The City of Greenwood and the rural areas of Greenwood and Midway)	one (1)	School Board

The Board of Education wishes to establish various procedures and requirements under the authority of the *School Act* for Trustee elections.

The Board of Education, in an open meeting of the School Board, enacts as follows:

1. Definitions:

The terms used shall have the meanings assigned by the *School Act* and the *Local Government Act*, and the *Local Elections Campaign Financing Act* except as the context indicates otherwise.

“Election” means a Trustee election.

“By-Election” means a Trustee election to fill a vacancy on the School Board in any of the circumstances described in section 36 of the School Act.

“Board” or “School Board” means the Board of Education of School District No. 51 (Boundary).

“General Voting Day” means the date on which general voting for a trustee election is to take place, whether part of the general school elections or a by-election.

“Other Local Governments” means, as applicable, The Corporation of the City of Grand Forks, The Corporation of the City of Greenwood, the Village of Midway, the Regional District of Kootenay-Boundary (RDKB).

2. Application

This bylaw applies to both elections and by-elections carried out by the School Board and by other authorities, except as otherwise indicated.

3. Order of Names on the Ballot

The order of names of candidates on the ballot will be arranged alphabetically by surname.

4. Resolution of Tie Votes after Judicial Recount

In the event of a tie vote after a judicial recount, the tie vote will be resolved by conducting a lot, in accordance with the *Local Government Act*.

5. Number of Nominators

The minimum number of qualified nominators for a trustee candidate is two.

6. Agreements with Other Local Governments

Pursuant to Section 38 of the *School Act*, the School Board authorizes the Secretary-Treasurer and/or the Chief Election Officer to enter into agreements on the Board’s behalf with Other Local Governments for the purpose of conducting Trustee elections.

7. Use of Voting Machines

The use of automated voting machines, voting recorders, or other devices for voting in a school trustee election conducted in conjunction with a local government election is authorized in accordance with the procedures for voting, the form of ballot, and the procedures, rules, and requirements for counting of votes which are established by the bylaw adopted by that local government pursuant to Section 112 of the *Local Government Act*.

8. Mail Ballot Voting

There will be no mail ballot voting opportunities for trustee elections.

9. Application of Local Government Bylaws

9.1 In *Trustee Electoral Area #1* the election bylaws of the City of Grand Forks apply to trustee elections conducted by the City of Grand Forks, except for bylaws determining the minimum number of nominators, the order of names on the ballot, the resolution of tie votes after judicial recount, requiring a nomination deposit, or any other matter on which the local government bylaws may not by law apply to a trustee election.

10. Required Advance Voting Opportunities

10.1 Unless the School Board is exempted from the requirement by Order of the Minister of Education, an-advance voting opportunity will be on the tenth day before general voting day.

10.2 In Trustee Electoral Areas 1, 2, 3, 4, 5 and 6 , the required advance voting opportunity will be held on the tenth day before general voting day and no other advance voting opportunity will be held, except any that are established by the Chief Election Officer.

11. Additional Advance Voting Opportunities

The School Board authorizes the Chief Election Officer to establish additional advance voting opportunities for each election to be held in advance of general voting day and to designate the voting places, establish the date and the voting hours for these voting opportunities.

12. Additional General Voting Opportunities

The School Board authorizes the Chief Election Officer to establish additional general voting opportunities for general voting day for each election and to designate the voting places and voting hours, within the limits set out in the *Local Government Act*, for such voting opportunities.

13. Number of Scrutineers at Voting Places

The number of scrutineers for each candidate that may attend at an election is a maximum of one (1) scrutineer for each ballot box in use, as authorized under section 120 of the *Local Government Act*.

14. Repeal

Trustee Elections Bylaw No. 1-2018 is hereby repealed.

This Bylaw may be cited as School District No. 51 (Boundary) Trustee Elections Bylaw No. 1 – 2022 - A Bylaw to provide for the determination of various procedures for the conduct of Trustee elections.

Read a first time the 21st day of June 2022.

Read a second time the 21st day of June 2022.

Read a third time, passed and adopted the 21st day of June 2022.



Board Chairperson



Secretary-Treasurer

I HEREBY CERTIFY this to be a true copy of School District No. 51 (Boundary) Trustee Elections Bylaw No. 1-2022 as adopted by the School Board on the 21st day of June 2022.



Secretary-Treasurer