



COUNTY OF SACRAMENTO

VOTER REGISTRATION AND ELECTIONS

GENERAL QUALIFICATIONS

District Attorney, Assessor, Sheriff, and Judge of the Superior Court

GENERAL QUALIFICATIONS

California Elections Code §201 requires all candidates for public office in California to be registered voters and otherwise qualified to vote for the office they are seeking at the time their nomination papers are issued. The constitutional requirements to be a registered voter are that a person must be a United States citizen, at least 18 years of age, not in prison or on parole for the conviction of a felony, and not determined by a court of law to be mentally incompetent.

Beyond these general qualifications, some offices require more specific qualifications, and proof that candidates meet these qualifications.

Section 13.5 of the Elections Code states that:

(a)(1) Notwithstanding subdivision (a) of Section 13, no person shall be considered a legally qualified candidate for any of the offices set forth in subdivision (b) unless that person has filed a declaration of candidacy, nomination papers, or a statement of write-in candidacy, accompanied by documentation, including, but not necessarily limited to, certificates, declarations under penalty of perjury, diplomas, or official correspondence, sufficient to establish, in the determination of the official with whom the declaration or statement is filed, that the person meets each qualification established for service in that office by the provision referenced in subdivision (b).

(2) The provision of "documentation," for purposes of compliance with the requirements of paragraph (1), may include the submission of either an original, as defined in Section 255 of the Evidence Code, or a duplicate, as defined in Section 260 of the Evidence Code.

(b) This section shall be applicable to the following offices and qualifications therefor:

- (1) For the office of district attorney, the qualifications set forth in §§24001 and 24002 of the Government Code.
- (2) For the office of sheriff, the qualifications set forth in §24004.3 of the Government Code.
- (3) For the office of judge of the superior court, the qualifications set forth in §15 of Article VI of the California Constitution.



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QUALIFICATIONS FOR THE OFFICE OF DISTRICT ATTORNEY

Government Code §24001

Except as otherwise provided in §§ 27550.1 and 27641.1 or in this section, or in §§ 21123 or 34711 of the Water Code, or in any landowner voting district, as defined in paragraph (8) of subdivision (b) of §10500 of the Elections Code, a person is not eligible to a county or district office, unless he or she is a registered voter of the county or district in which the duties of the office are to be exercised at the time that nomination papers are issued to the person or at the time of the appointment of the person.

The board of supervisors or any other legally constituted appointing authority in a county or district may, if it finds that the best interests of the county or district will be served, waive the requirements of this section for an appointed county or district office.

Government Code §24002

A person is not eligible to the office of district attorney unless they have been admitted to practice in the Supreme Court of the State.

QUALIFICATIONS FOR THE OFFICE OF ASSESSOR

Gov Code §24002.5. (a) A person may not exercise the powers and duties of the office of assessor unless he or she holds a valid appraiser's certificate issued by the State Board of Equalization pursuant to Article 8 (commencing with Section 670) of Chapter 3 of Part 2 of Division 1 of the Revenue and Taxation Code.

(b) Notwithstanding subdivision (a), a duly elected or appointed person may exercise the powers and duties of assessor, for a period not to exceed one year, if he or she acquires a temporary appraiser's certificate from the State Board of Equalization no later than 30 days after taking office.

(c) This section does not apply to any person holding the office of Assessor on January 1, 1997.

Elections Code §20 (a) 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.

(b) For purposes of this section "conviction of a felony" includes a conviction of a felony in this state and a conviction under the laws of any other state, the United States, or any foreign government or country of a crime that if committed in this state, would be a felony, and for which the person has not received a pardon from the Governor of this state, the governor or other officer authorized to grant pardons in another state, the President of the United States, or the officer of the foreign government or country authorized to grant pardons in that foreign jurisdiction.

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COUNTY OF SACRAMENTO

VOTER REGISTRATION AND ELECTIONS

GENERAL QUALIFICATIONS

District Attorney, Assessor, Sheriff, and Judge of the Superior Court

QUALIFICATIONS FOR THE OFFICE OF SHERIFF

Government Code §24004.3

- (a) No person is eligible to become a candidate for the office of sheriff in any county unless, at the time of the final filing date for election, they have met one of the following criteria:
- (1) An active or inactive advanced certificate issued by the Commission on Peace Officer Standards and Training.
 - (2) One year of full-time, salaried law enforcement experience within the provisions of §§830.1 or 830.2 of the Penal Code at least a portion of which shall have been accomplished within five years prior to the date of filing, and possesses a master's degree from an accredited college or university.
 - (3) Two years of full-time, salaried law enforcement experience within the provisions of §§830.1 or 830.2 of the Penal Code at least a portion of which shall have been accomplished within five years prior to the date of filing, and possesses a bachelor's degree from an accredited college or university.
 - (4) Three years of full-time, salaried law enforcement experience within the provisions of §§830.1 or 830.2 of the Penal Code at least a portion of which shall have been accomplished within five years prior to the date of filing, and possesses an associate in arts or associate in science degree, or the equivalent, from an accredited college.
 - (5) Four years of full-time, salaried law enforcement experience within the provisions of §§830.1 or 830.2 of the Penal Code at least a portion of which shall have been accomplished within five years prior to the date of filing, and possesses a high school diploma or the equivalent.
- (b) All persons holding the office of sheriff on January 1, 1989 shall be deemed to have met all qualifications required for candidates seeking election or appointment to the office of sheriff.



COUNTY OF SACRAMENTO VOTER REGISTRATION AND ELECTIONS GENERAL QUALIFICATIONS

District Attorney, Assessor, Sheriff, and Judge of the Superior Court

QUALIFICATIONS FOR THE OFFICE OF JUDGE OF THE SUPERIOR COURT

California Constitution Article VI, §15

A person is ineligible to be a judge of a court of record unless for 10 years immediately preceding selection, the person has been a member of the State Bar or served as a judge of a court of record in this State.

Documentation which is considered acceptable pursuant to Elections Code §13.5 (a)(1) for establishing the qualifications for candidates for the above-listed offices includes, but is not limited to:

- Certificates
- Declarations under penalty of perjury
- Diplomas
- Official correspondence

Documentation may include the submission of either an original, as defined in §255 of the Evidence Code, or a duplicate of the original, as defined in §260 of the Evidence Code.

For your ready reference, those code sections appear below.

Evidence Code:

- §255 "Original" means the writing itself or any counterpart intended to have the same effect by a person executing or issuing it. An "original" of a photograph includes the negative or any print therefrom. If data is stored in a computer or similar device, any printout or other output readable by sight, shown to reflect the data accurately, is an "original."

- §260 A "duplicate" is a counterpart produced by the same impression as the original, or from the same matrix, or by means of photography, including enlargements and miniatures, or by mechanical or electronic re-recording, or by chemical reproduction, or by other equivalent technique which accurately reproduces the original.