



# **ORDINANCE No. \_\_\_\_\_**

## **OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA**

**ORDINANCE REPEALING AND REPLACING CHAPTER 2 OF TITLE 2 OF THE NEVADA COUNTY CODE TO ALIGN ELECTIONS FOR THE OFFICES OF THE ASSESSOR, AUDITOR-CONTROLLER, CLERK-RECORDER AND ELECTIONS OFFICIAL, AND THE TREASURER-TAX COLLECTOR WITH THE PRESIDENTIAL PRIMARY AS AUTHORIZED BY CALIFORNIA ELECTIONS CODE SECTION 1300(B)(2) AND CODIFY THAT THE ELECTIONS FOR THE SHERIFF-CORONER-PUBLIC ADMINISTRATOR AND DISTRICT ATTORNEY ARE MANDATED TO BE HELD WITH THE PRESIDENTIAL PRIMARY (ELECTIONS CODE SECTION 1300 (A)(1))**

THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA, STATE OF CALIFORNIA, ORDAINS AS FOLLOWS:

### SECTION I:

WHEREAS, California Elections Code section 1300 provides that an election to select a district attorney and sheriff shall be held with the presidential primary and, among other things, authorizes a county board of supervisors to adopt an ordinance to hold an election to select any county officer other than a county superintendent of schools with the presidential primary; and

WHEREAS, to align the election cycle for the district attorney and sheriff with the presidential primary, Elections Code section 1300(d) prescribes that a district attorney and sheriff elected in 2022 shall serve a six-year term; and

WHEREAS, the Offices of Sheriff, Coroner, and Public Administrator have been consolidated pursuant to section 2.02.060 of the Nevada County Code; and

WHEREAS, the County of Nevada Board of Supervisors intends to codify that the election for the Sheriff-Coroner-Public Administrator and District Attorney shall be held with the presidential primary; and

WHEREAS, the County of Nevada Board of Supervisors seeks to align the elections of the other elected officers including the Assessor, Auditor-Controller, County Clerk-Recorder and Elections Official, and Treasurer-Tax Collector with the presidential primary.

### SECTION II:

Chapter 2 of Title 2 of the Nevada County Code is hereby repealed and replaced in its entirety to read as shown in Exhibit A, attached hereto and incorporated by reference.

### SECTION III:

Severability. If any provision of this Article or the application thereof to any person or circumstance is held invalid, the remainder of this Article, including the application of such part or provision to other circumstances shall not be affected thereby and shall continue in full force and effect. To this end, provisions of this Article are severable. The Board of Supervisors hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause, or phrase hereof irrespective of the fact that any one (1) or more sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases be held unconstitutional, invalid or unenforceable.

### SECTION IV:

This Ordinance shall take effect and be in force at the expiration of thirty (30) days from and after its passage, and shall become operative on the 11th day of September, 2025, and, before the expiration of fifteen (15) days after its passage a summary shall be published once, with the names of the Supervisors voting for and against same in the Union and the Sierra Sun, newspapers of general circulation printed and published in the County of Nevada.