

OATH OR AFFIRMATION

~~Prior to when entering upon the duties of the their office of a, all~~ Governing Board member or exercising any function of a Board member, each Board member shall take the oath or affirmation required by law. (Constitution of the State of California, Article 20, Section 3; Government Code 1360))

The oath or affirmation may be administered and certified by a Board member, secretary or assistant secretary to the Board, Superintendent, ~~deputy or assistant superintendent, principal or~~ the County Superintendent of School, the Superintendent of Public Instruction, or any other person authorized in Education Code 60 or Government Code 1225.

The executed oath shall be filed with the County Clerk. (Government Code 1363).

(cf. 4112.3/4212.3/4312.3 - Oath or Affirmation)

~~Legal Reference:~~~~EDUCATION CODE~~

~~60 Persons authorized to administer and certify oaths~~

~~GOVERNMENT CODE~~

~~1303 Misdemeanor for failure to take oath~~

~~1360-1363 Oath of office~~

~~3100-3109 Oath or affirmation of allegiance~~

~~CONSTITUTION OF THE STATE OF CALIFORNIA~~

~~Article 20, Section 3 Oath of office~~

Policy Reference Disclaimer: These references are not intended to be part of the policy itself, nor do they indicate the basis or authority for the board to enact this policy. Instead, they are provided as additional resources for those interested in the subject matter of the policy.

State

CA Constitution Article 20, Section 3

Ed. Code 60

Gov. Code 1225

Gov. Code 1303

Gov. Code 1360-1369

Gov. Code 3100-3109

Management Resources

Court Decision

Court Decision

Website

Cross References**Code****Description**

Oath of office

Persons authorized to administer and certify oaths

Right to administer and certify oaths

Exercising functions of office without having qualified

Oath of office

Oath or affirmation of allegiance

Description

Chilton v. Contra Costa Community College District (1976) 55 Cal. App. 3d 544

Vogel v. County of Los Angeles (1967) 68 Cal. 2d 18, 22

CSBA District and County Office of Education Legal Services

Description

Code	Description
4112.3	<u>Oath Or Affirmation</u>
4112.3-E(1)	<u>Oath Or Affirmation</u>
4212.3	<u>Oath Or Affirmation</u>
4212.3-E(1)	<u>Oath Or Affirmation</u>
4312.3	<u>Oath Or Affirmation</u>
4312.3-E(1)	<u>Oath Or Affirmation</u>
9100	<u>Organization</u>
9110	<u>Terms Of Office</u>
9220	<u>Governing Board Elections</u>
9220-E(1)	<u>Governing Board Elections</u>
9223	<u>Filling Vacancies</u>