

Wainscott Common School District
P.O. Box 79
Wainscott, New York 11975

March 2021

Dear Board Candidate:

Enclosed you will find a copy of the Wainscott Common School District's Board of Trustees Candidate's Folder. The folder contains the following:

1. Board Member qualifications
2. Instructions for filing nominating petitions
3. Education Laws of the State of New York pertaining to Candidate Expenditure & Contribution Statements
4. Affidavits for Expenditure & Contribution Statements
5. Release of your name, address, and telephone numbers.
6. Publication from New York State School Boards Association:
Have *YOU* considered running for the school board? see website: www.nyssba.org
7. Petition

Please note one member of the Board of Trustees will be elected as follows:

One (1) member for the term of three (3) years commencing July 1, 2021 and expiring June 30, 2024.

Completed petitions are to be returned to the District Clerk's office at **47 Main Street** no later than **Monday, April 19, 2021 at 3:00 P.M.**, and are required to contain the signatures of not less than **25 qualified** voters of the district.

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The enclosures, in connection with filing expenditure and contribution statements by candidates, indicate that the first statements must be filed on or before April 19, 2021, the second statements on or before May 13, 2021, and the third statements within 20 days following the date of election (June 7, 2021). In addition, candidates must report, within twenty-four hours, any contributions or loan in excess of \$1,000.00 received after the filing of the second statement, but prior to the election. **It is the candidate's responsibility to submit the statements in a timely fashion.**

If you have any questions regarding any of the enclosures, please contact me at (631) 537-1080.

Sincerely,

Norma Bushman
District Clerk

Enclosures

WAINSCOTT COMMON SCHOOL DISTRICT

P.O. BOX 79
Waincott, New York 11975

BOARD OF TRUSTEES

CANDIDATE'S FOLDER

2021

Prepared by:

Norma Bushman
District Clerk
631-537-1080

Nbushman@waincottschool.org

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BOARD MEMBER QUALIFICATIONS

Headnote:

The qualifications for school board membership are prescribed by law. Board members must be qualified voters in their school district, be able to read and write, and be a resident of their district for one year prior to the election. They may not be an employee of the district.

General Discussion:

As prescribed in the Education Law, every school district officer, including Board members, must be able to read, write, and be a qualified voter of the district.

Restrictions on Employment and Public Office:

Not more than one member of a family may be a member of the same Board of Trustees in any school district. No current district employee may be a member of the Board of Trustees. The Commissioner has held, however, that a retired teacher receiving medical insurance benefits under a current collective bargaining agreement is eligible to serve on the Board.

A Board member may not hold another public office that is incompatible with his or her Board service, e.g., local municipal office.

Ineligibility of Removed Board Member:

A Board member who is removed from office is ineligible to be appointed or elected to school district office for one year from the date of removal.

Board Powers:

The Commissioner of Education has ruled that school boards may not add to the qualifications established by statute for school board membership.

INSTRUCTIONS FOR FILING NOMINATING PETITIONS

The following information is provided to clarify any questions you may have regarding the upcoming election.

1. Deadline for filing petitions: **Monday, April 19, 2021 by 3:00 p.m.**
2. Petitions are to be filed in the District Clerk's office at 47 Main Street, Wainscott, New York 11975.
3. Number of signatures required: **25. Important Note: Always collect more signatures in case a signature cannot be read, verified, or is disqualified.**
4. Before filing petition with the District Clerk be sure that:
 - a. Nominee's **FULL NAME** and **ADDRESS** (Street and City) are legibly **PRINTED** on **each page**. No **P.O. Box addresses** or ditto marks will be accepted on any part of the petition.
 - b. All signatures are numbered consecutively.
 - c. All signatures are written in **INK**.
 - d. All signatures are **INDIVIDUALIZED**, i.e., Jane Doe or John Doe (not Mrs. John Doe or not Mr. and Mrs. John Doe)
 - e. All pages are to be numbered in the upper right-hand corner.
 - f. Petition is to be dated with the date filed.
 - g. All signatures must be dated with month, day, and year.
5. One Board Member of the Board of Education will be elected as follows:

July 1, 2021 and expiring June 30, 2024

**EDUCATION LAWS OF THE STATE OF NEW YORK
PERTAINING TO EXPENDITURE & CONTRIBUTION STATEMENTS**

Section 1528 - Expenditure & Contribution Statements

1. (a) Any candidate for election to the board of education, except a candidate for member of the community district education council of a New York City community school district, shall file sworn statements with the clerk of the school district in which he or she is a candidate and the commissioner setting forth all moneys or other valuable things, paid, given, expended or promised by him or her, or incurred for or on his or her behalf with his or her approval to be filed with the aforesaid clerk and commissioner by any person, firm, association or corporation, to aid his or her own nomination or election, or to aid or influence the nomination or defeat of any candidate to be voted for at the election. Any candidate for election, if he or she expended nothing or his or her only expenditures were for personal expenses which when taken together with the total expenditures incurred by others on his or her behalf and with his or her approval do not exceed five hundred dollars, and if the aggregate amount of all contributions made to such candidate do not exceed five hundred dollars, shall not be required to file any statements with the commissioner; however, such candidate shall file with the clerk of the school district a sworn statement to the effect that his or her election expenditures did not exceed five hundred dollars and contributions received did not exceed five hundred dollars.

(b) Any required contribution statements shall include the dollar amount of any receipt, contribution or transfer, or the fair market value of any receipt, contribution or transfer, which is other than of money, the name and address of the transferor, contributor or person from whom received, and if the transferor, contributor or person is a political committee as defined in subdivision one of section 14-100 of the election law¹; the name of and the political unit represented by the committee, the date of its receipt, the dollar amount of every expenditure, the name and address of the person to whom it was made or the name of and the political unit represented by the committee to which it was made and the date thereof.

(c) No person or persons shall make expenditures on behalf of a candidate without his or her approval unless such person or persons file a sworn statement with the clerk and commissioner stating that the candidate did not approve such expenditure. Such expenditures shall be limited to twenty-five dollars and shall not be included in determining the five hundred dollars as set forth in paragraph (a) of this subdivision.

2. For the purposes of this section, personal expenses shall include only payments for traveling expenses and expenses incidental thereto, for writing, printing and preparing for transmission any letter, circular, or other publication not issued at regular intervals, containing a statement of the position or views of the candidate or person upon public or other questions, for stationery and postage and for telegraph, telephone and other public messenger service; but all such expenses shall be limited to those which are directly and personally incurred and paid by the candidate.

¹ A "political committee" is defined by §14-100 of the Election Law as: "Any corporation, committee, political club or combination of one or more persons operating to aid or to promote the election or defeat of a candidate for public office, including all public office".

Section 1529 - Times for filing Expenditure & Contribution Statements

1. The times for filing the statements prescribed by section fifteen hundred twenty-eight of this article shall be as follows:
 - a. A first statement shall be filed on or before the thirtieth day next preceding the election to which it relates (April 19, 2021).
 - b. A second statement shall be filed on or before the fifth day preceding the election to which it relates (May 13, 2021).
 - c. A third statement shall be filed within twenty days next succeeding the election to which it relates (June 7, 2021).

2. Unless otherwise provided, each statement shall cover the period up to and including the day next preceding the day herein specified for the filing thereof; provided, however, that any contribution or loan in excess of one thousand dollars, if received after the close of the period to be covered in the last statement filed before the election, but before such election, shall be reported, in the same manner as other contributions, within twenty-four hours after receipt.

3. It shall not be necessary to itemize in any statement the data previously reported in any prior statement but each statement shall include a summary of all expenditures and contributions and other particulars reported in any previous statements.

4. A statement shall be deemed properly filed when deposited in an established post office within the prescribed time, duly stamped, registered and directed to the clerk of the school district in which he is a candidate and to the commissioner of education, but in the event it is not received, a duplicate of such statement shall be promptly filed upon notice by the school district administrative officer and/or the commissioner of its non-receipt. Each statement shall be preserved for a period of three years from the date of filing thereof and it shall constitute a part of the public records and shall be open to public inspection.

Section 1530 - Proceedings to compel filing of statements or corrected statements of campaign expenditures and contributions

1. The supreme court or a justice thereof, in a proceeding instituted by any candidate voted for at the election or by any five qualified voters may compel by order, any candidate required under the provisions of this chapter to file a statement of expenditures or contributions for campaign purposes, who has not filed any such statement within the time prescribed by this chapter, to file such statement within five days after notice of the order.

2. The supreme court or a justice thereof, in a proceeding instituted by any candidate voted for at the election or by any five qualified voters, may compel by order any candidate or other person or persons required under the provisions of this chapter to file a statement of expenditures or contributions for campaign purposes, who has filed a statement which does not conform to the requirements of this chapter in respect to its truth, sufficiency in detail or otherwise, to file a new or supplemental statement which shall make the statement or statements true and complete within five days after notice of the order.

3. In every proceeding instituted under this section, the court may confer immunity in accordance with the provisions of section 50.20 of the criminal procedure law; provided, however, that no immunity shall be conferred except upon twenty-four hours prior written notice to both the attorney general and the appropriate district attorney having an official interest therein.

Section 1531 – Procedure

A special proceeding under the foregoing provisions of this article shall be heard upon a verified petition and such oral or written proof as may be offered, and upon such notice to such officers, persons or candidates as the court, justice or judge shall direct and shall be summarily determined.

**WAINSCOTT COMMON SCHOOL DISTRICT
WAINSCOTT, NEW YORK**

CANDIDATE'S CAMPAIGN EXPENSES AFFIDAVIT

FORM A: EXPENSES NOT EXCEEDING \$500.00

STATE OF NEW YORK)
 ss.:
COUNTY OF SUFFOLK)

I, _____ being duly sworn, deposes and says:

1. I am a candidate for election to the Waincott Common School District Board of Trustees for the election held on May 18, 2021 and I submit this affidavit pursuant to the provisions of Sections 1528 and 1529 of the Education Law.

2. Election expenses, together with those expenses incurred by others on my behalf, with my approval, during the period through and including _____ did not exceed \$500.00.

Candidate Signature

Sworn to before me this _____
day of _____, 2021

Notary Public - State of New York

AFFIDAVIT MUST BE FILED WITH THE DISTRICT CLERK OF THE WAINSCOTT COMMON SCHOOL DISTRICT, 47 MAIN STREET, WAINSCOTT, NEW YORK 11975 AS FOLLOWS:

1. On or before the 30th day preceding the date of the election (April 19, 2021), AND
2. On or before the 5th day preceding the date of the election (May 13, 2021), AND
3. Within 20 days following the date of the election (June 7, 2021).

**WAINSCOTT COMMON SCHOOL DISTRICT
WAINSCOTT, NEW YORK**

CANDIDATE'S CAMPAIGN EXPENSES AFFIDAVIT

FORM B: EXPENSES EXCEEDING \$500.00

STATE OF NEW YORK)
 ss.:
COUNTY OF SUFFOLK)

I, _____ being duly sworn, deposes and says:

1. I am a candidate for election to the Waincott Common School District Board of Trustees for the election held on May 18, 2021 and I submit this affidavit pursuant to the provisions of Sections 1528 and 1529 of the Education Law.

2. Election expenses, together with those expenses incurred by others on my behalf, with my approval, during the period through and including _____ exceeded \$500.00 and were as follows*:

_____	\$ _____
_____	\$ _____
_____	\$ _____
_____	\$ _____
_____	\$ _____

*Enclose a separate sheet of paper for additional expenses.

3. The total amount expended or incurred during said period is: \$ _____

Candidate Signature

Sworn to before me this _____

day of _____, 2021

Notary Public - State of New York

AFFIDAVIT MUST BE FILED WITH THE DISTRICT CLERK OF THE WAINSCOTT COMMON SCHOOL DISTRICT, 47 MAIN STREET, WAINSCOTT, NEW YORK 11975 AS FOLLOWS:

- 1. On or before the 30th day preceding the date of the election (April 19, 2021), AND**
- 2. On or before the 5th day preceding the date of the election (May 13, 2021), AND**
- 3. Within 20 days following the date of the election (June 7, 2021).**

**WAINSCOTT COMMON SCHOOL DISTRICT
WAINSCOTT, NEW YORK**

CANDIDATE'S CAMPAIGN CONTRIBUTIONS AFFIDAVIT

FORM C: AGGREGATE CONTRIBUTIONS NOT EXCEEDING \$500.00

STATE OF NEW YORK)
 ss.:
COUNTY OF SUFFOLK)

I, _____ being duly sworn, deposes and says:

1. I am a candidate for election to the Waincott Common School District Board of Trustees for the election held on May 18, 2021 and I submit this affidavit pursuant to the provisions of Sections 1528 and 1529 of the Education Law.

2. The aggregate amount of all contributions made on behalf of my candidacy during the period through and including _____ did not exceed \$500.00.

Candidate Signature

Sworn to before me this _____
day of _____, 2021

Notary Public - State of New York

AFFIDAVIT MUST BE FILED WITH THE DISTRICT CLERK OF THE WAINSCOTT COMMON SCHOOL DISTRICT, 47 MAIN STREET, WAINSCOTT, NEW YORK 11975 AS FOLLOWS:

1. On or before the 30th day preceding the date of the election (April 19, 2021), AND
2. On or before the 5th day preceding the date of the election (May 13, 2021), AND
3. Within 20 days following the date of the election (June 7, 2021).

**WAINSCOTT COMMON SCHOOL DISTRICT
WAINSCOTT, NEW YORK**

CANDIDATE'S CAMPAIGN CONTRIBUTIONS AFFIDAVIT

FORM D: AGGREGATE CONTRIBUTIONS EXCEEDING \$500.00

STATE OF NEW YORK)
 ss.:
COUNTY OF SUFFOLK)

I, _____ being duly sworn, deposes and says:

1. I am a candidate for election to the Waincott Common School District Board of Trustees for the election held on May 18, 2021 and I submit this affidavit pursuant to the provisions of Sections 1528 and 1529 of the Education Law.

2. The aggregate amount of all contributions made by others on my behalf, with my approval, during the period through and including _____ exceeded \$500.00 and were as follows*:

Name of Contributor	Address	Amount/Fair Market Value
_____	_____	\$ _____
_____	_____	\$ _____
_____	_____	\$ _____
_____	_____	\$ _____

*Enclose a separate sheet of paper for additional contributions, if necessary. If the contributor is a political committee, include the political unit represented, the date of receipt of the contribution, the name and address of the person to whom it was made or the name of the political unit represented by the committee to which it was made and the date thereof.

3. The total amount expended or incurred during said period is: \$ _____

Candidate Signature

Sworn to before me this _____

day of _____, 2021

Notary Public - State of New York

**AFFIDAVIT MUST BE FILED WITH THE DISTRICT CLERK OF THE WAINSCOTT SCHOOL DISTRICT,
47 MAIN STREET, WAINSCOTT, NEW YORK 11975 AS FOLLOWS:**

- 1. On or before the 30th day preceding the date of the election (April 19, 2021), AND**
- 2. On or before the 5th day preceding the date of the election (May 13, 2021), AND**
- 3. Within 20 days following the date of the election (June 7, 2021).**

WAINSCOTT COMMON SCHOOL DISTRICT
WAINSCOTT, NEW YORK

CANDIDATE'S CAMPAIGN CONTRIBUTIONS AFFIDAVIT

**FORM E: CONTRIBUTIONS EXCEEDING \$500.00 RECEIVED AFTER THE FILING OF THE SECOND
REQUIRED STATEMENT, BUT PRIOR TO THE ELECTION**

STATE OF NEW YORK)
 ss.:
COUNTY OF SUFFOLK)

I, _____ being duly sworn, deposes and says:

1. I am a candidate for election to the Waincott Common School District Board of Education for the election held on May 18, 2021 and I submit this affidavit pursuant to the provisions of Sections 1528 and 1529 of the Education Law.

2. The following contribution made by others on my behalf, with my approval, exceeded \$500.00 and was received after the close of the period covered in the last statement submitted, but prior to the election. Such contribution was received on _____ and is being reported within twenty-four hours of receipt:*

Name of Contributor	Address	Amount/Fair Market Value
_____	_____	\$ _____

*Enclose a separate sheet of paper for additional contributions, if necessary. If the contributor is a political committee, include the political unit represented, the date of receipt of the contribution, the name and address of the person to whom it was made or the name of the political unit represented by the committee to which it was made and the date thereof.

Candidate Signature

Sworn to before me this _____

day of _____, 2021

Notary Public - State of New York

**AFFIDAVIT MUST BE FILED WITH THE DISTRICT CLERK OF THE WAINSCOTT COMMON SCHOOL DISTRICT,
47 MAIN STREET, WAINSCOTT, NEW YORK 11975, AND THE COMMISSIONER OF EDUCATION WITHIN 24
HOURS OF RECEIPT OF CONTRIBUTION IF SUCH CONTRIBUTION WAS RECEIVED AFTER THE CLOSE OF
THE PERIOD COVERED IN THE LAST STATEMENT FILED BEFORE THE ELECTION, BUT BEFORE SUCH
ELECTION.**

RELEASE OF NAME, ADDRESS, AND TELEPHONE NUMBERS

As you may know, organizations and on occasion the media call upon the District Clerk to provide them with a list of candidates running for the Wainscott Common School District's Board of Trustees. This usually is in connection with Meet the Candidates Night. This release gives the District Clerk authority to release your name, address, and telephone numbers to any persons requesting the names of candidates, or community members that have requested petitions, for election to the Wainscott Common School District's Board of Trustees. Please complete the following and sign this release:

I authorize the District Clerk to make public the following information:

Name: _____

Address: _____

Home Telephone Number: _____

Business Telephone Number: _____

E-mail Address: _____

Candidate's Signature

Date

STATE OF NEW YORK)
) ss.:
COUNTY OF SUFFOLK)

AFFIDAVIT OF QUALIFICATIONS

_____, being duly sworn, deposes and says:
(Candidate's Name)

As a candidate for the Wainscott Common School District Board of Trustees, I meet all of the qualifications for school board membership as prescribed by law and outlined on Page 1 of this Wainscott Common School Board of Education Candidate Folder.

(Candidate)

Sworn to before me this
_____ day of _____

Notary Public

Nominating Petition
For
Member of the Board of Trustees
Wainscott Common School District

To: District Clerk

Each of the undersigned does hereby state that: I am citizen of the United States, am 18 years of age and a qualified voter of the Wainscott Common School District; that pursuant to Section 2018 of the Education Law we do hereby nominate _____ residing at Wainscott, as a member of the Board of Trustees of said school district to be voted on at the Annual District Election to be held on May 18, 2021.

Minimum number of signatures requires twenty five (25)

PRINT NAME	SIGNATURE	STREET ADDRESS (no P.O. Boxes)	City/ State
1.			Wainscott, NY
2.			Wainscott, NY
3.			Wainscott, NY
4.			Wainscott, NY
5.			Wainscott, NY
6.			Wainscott, NY
7.			Wainscott, NY
8.			Wainscott, NY
9.			Wainscott, NY
10.			Wainscott, NY
11.			Wainscott, NY
12.			Wainscott, NY
13.			Wainscott, NY
14.			Wainscott, NY
15.			Wainscott, NY

PRINT NAME	SIGNATURE	STREET ADDRESS (no P.O. Boxes)	City/ State
16.			Wainscott, NY
17.			Wainscott, NY
18.			Wainscott, NY
19.			Wainscott, NY
20.			Wainscott, NY
21.			Wainscott, NY
22.			Wainscott, NY
23.			Wainscott, NY
24.			Wainscott, NY
25.			Wainscott, NY