

Chapter 42-4 OFFICIAL SUCCESSORS/CONTINUITY OF GOVERNMENT

42-4.002 Definitions.

"Disaster," "unavailable," and "standby officers" mean as "Unavailable" has the meaning set forth in Military and Veterans Government Code Section 1550.01 section 8636.

"War" means as set forth in Military and Veterans Code Section 18.

~~(Ord. (Ords. 2023_15 §12; 1880: Ord.; 1685: prior code § 3110)-.)~~

42-4.004 Appointments for succession.

(a) The board of supervisors shall appoint three standby officers (designated No. 1, No. 2, and No. 3) for each of the five members of the board of supervisors. These appointments shall be updated annually.

~~(b) If the chair of the board of supervisors becomes unavailable, the duties of the chair do not pass to the standby officer for that supervisor, but pass to the vice-chair of the board. If the chair and vice-chair both become unavailable, the duties of the chair pass to the remaining elected board member with the longest seniority on the board. If no elected board member is available, the duties of the chair pass to the standby officer who is chosen as chair by the standby board of supervisors.~~

~~(Ords. 2023_15 §12; 1880: Ord.; 1685: prior code § 3111)-.)~~

42-4.006 Procedures and duties.

(a) The board of supervisors shall examine, investigate, ~~appoint~~, remove, and replace standby officers in accordance with Military and Veterans Government Code Sections 1550.03, 1550.04 and 1550.05; and the chairman 8638, 8639, and 8640. The board chair, or the vice-chair in his the chair's absence, the vice chairman, shall administer the oath required by Government Code Section 1550.05- 8640.

(b) The board shall file with the Secretary of State a copy of its action appointing, removing, or replacing any standby officers.

(c) Standby officers shall have the duties ~~and authority~~ prescribed in Military and Veterans Government Code Section 1550.06- 8641.

(d) The county clerk shall provide each standby ~~office officer~~ with a copy of Military and Veterans Government Code Title 2, Division 71, Chapter 17, Article 615, Sections 1550 8635 through 1550.18644, inclusive, and of Sections 42-4.004 4002 through 42-4.010, inclusive, of this code.

~~(Ord. (Ords. 2023_15 §12; 1880: Ord.; 1685: prior code § 3112)-.)~~

42-4.008 Temporary appointments.

If all members of the board of supervisors, including all standby members, ~~be become~~ unavailable, temporary ~~members of the board of supervisors, if needed, officers~~ shall be appointed ~~by the chairman of the board of supervisors of the following counties, acting in the order listed if the chairman of to serve until a county listed earlier is unavailable: regular member or a standby member becomes available or until the election or appointment of a new regular or standby member.~~

- (1) — Alameda;
- (2) — San Francisco;
- (3) — Santa Clara;
- (4) — Sacramento;
- (5) — San Mateo;
- (6) — San Joaquin;
- (7) — Marin.

The Temporary officers shall be appointed pursuant to Government Code section 8644 as follows:

- (a) ~~By the chair of the board of supervisors finds and determines that these counties are of any other county within one hundred fifty 150 miles of this county, and are beginning with the nearest and most populated counties, in order of their listing, county and going to the farthest and least populated; and if that person is unavailable,~~
- (b) ~~(Ord. By the mayor of any city within 150 miles of this county, beginning with the nearest and most populated city and going to the farthest and least populated.~~
(Ords. 2023-15 §12; 1880-Ord.; 1685: prior code § 3113-.)

42-4.010 Filling and review of appointments.

- (a) At its second regular meeting in March of each year, or as soon thereafter as practicable, the board of supervisors shall review the status of all standby appointments. The board shall inquire whether three standbys for each member of the board of supervisors are available. Vacancies for standbys shall be filled in accordance with ~~Section 42-4.006-~~ Government Code Sections 8638, 8639, and 8640.
- (b) At the same ~~time~~ meeting the board shall review its designation by resolution of an alternative temporary county seat pursuant to Government Code Section 23600. (Ords. 2023-15 §12; 1880; 1685: prior code § 3114.)

(Ord. 1880: Ord. 1685: prior code § 3114).