

THE BOARD OF TRUSTEES

Vacancies

A vacancy shall be declared by the Board of Trustees within thirty (30) days of when any of the following occurs:

1. a Trustee dies;
2. a Trustee resigns;
3. a Trustee removes him/herself from the Trustee's zone of residence;
4. a Trustee no longer is a resident or school district elector of the District;
5. a Trustee refuses to serve as trustee;
6. a Trustee, without excuse acceptable to the Board of Trustees fails to attend four (4) consecutive regular meetings of the Board; or
7. a Trustee is recalled and discharged from office.

A trustee position also shall be vacant when an elected candidate fails to qualify.

A declaration of vacancy shall be declared at any regular or special meeting of the Board, when any of the above-mentioned conditions are determined to exist.

In the case of a trustee vacancy, the remaining trustees shall fill the vacancy by appointment provided there remains in membership on the Board a majority of the membership thereof. The Board will receive applications from any qualified persons seeking to fill the position after suitable public notice. The Board will consider all applications from qualified persons seeking to fill the position in open session. The Board will appoint one (1) candidate to serve the balance of the unexpired term of the office which was declared vacant and filled by appointment. The Board will notify the State Superintendent of Public Instruction of the appointment.

In the event the Board of Trustees is unable to appoint a Trustee from the zone vacated after ninety (90) days from the date the Board declared the vacancy, the Board may appoint a person at-large from within the boundaries of the School District to serve as the Trustee from the zone where the vacancy occurred. Otherwise, one hundred and twenty (120) days after the declaration of vacancy, the county commissioners of the county in which the district is situated (or of the home county if the district is a joint school district) shall appoint a qualified person to fill such vacancy.

Cross Reference: 1240 Duties of Individual Trustees

Legal Reference: I.C. § 33-501 Board of trustees
I.C. § 33-504 Vacancies on boards of trustees

I.C. § 34-1701 et seq. Appeals
I.C. § 74-206(1) Executive Sessions When Authorized

Policy History:

Adopted on: November 4, 2013

Revised on: