

Bylaw

BOARD MEMBER RESIGNATION AND REMOVAL

Resignation

Any member of the Absecon Board of Education who wishes to vacate his or her term of office prior to its expiration may do so by notifying the board secretary, who shall promptly notify the superintendent and board president of the existence of a vacancy.

Cause for Immediate Removal

When a board member ceases to meet all of the qualifications for board membership cited in bylaw 9111 Qualifications and Requirements of Board Members, such as by ceasing to be a bona fide resident of the district, membership on the board shall immediately cease.

Any member convicted of falsely affirming that he or she is a qualified voter shall be immediately disqualified for office.

Other Causes for Removal

Any member who fails to attend three consecutive meetings of the board without good cause may be removed from office on the affirmative vote of a majority of the full board, provided the action shall have been proposed at the preceding meeting of the board. As a best practice, the board shall provide notice of the action to the absent member in advance of the meeting for which such action has been proposed.

A board member may be removed by action of the New Jersey Commissioner of Education upon recommendation of the Ethics Commission for failure to take mandated training, violations of the Code of Ethics, or violations of the School Ethics Act.

A board member may be recalled by voters of Absecon in accordance with statute, code, and applicable case law.

A president or vice-president of the board who refuses to perform a duty imposed by law may be removed from the office by a majority vote of all of the members of the board. If the office of president or vice-president shall become vacant, the board shall elect another member to the respective office within 30 days, as prescribed by law. If the board fails to fill the office within such time, the executive county superintendent shall fill the office for the unexpired term.

Adopted: May 23, 2000
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Key Words

Elections, Nominating Petitions, Candidates

Legal References: N.J.S.A. 18A:11-1 General mandatory powers and duties
N.J.S.A. 18A:12-2 Inconsistent interests or office prohibited
N.J.S.A. 18A:12-21 et seq. School Ethics Act
See particularly:
N.J.S.A. 18A:12-24, -24.1
N.J.S.A. 19:27A-1 et seq. Uniform Recall Election Law
N.J.A.C. 6A:4-1.1 et seq. Appeals

RESIGNATION AND REMOVAL
FROM OFFICE (continued)

File Code: 9114

N.J.A.C. 6A:28-1.1 et seq. School Ethics Commission

Possible

Cross References:

*4112.8/4212.8	Nepotism
*9111	Qualifications & Requirements of Board Members
*9113	Filling Board Vacancies
*9200	Orientation and Training of Board Members
*9270	Conflict of Interest

*Indicates policy is included in the Critical Policy Reference Manual.