

POSITIONS AND POLICIES ON EDUCATION

Filling Board Vacancies

FILE CODE

9113

Filling Board Vacancies

- A. **The NJSBA believes** that vacancies should be filled by special elections only in the case of tie votes or the failure to elect due to improper election procedures;
- B. **The NJSBA believes** that executive county superintendents should not be authorized to fill vacancies, except where the number of vacancies negates a quorum or the board fails to act within 65 days;
- C. **The NJSBA believes** that local boards should have the authority to fill vacancies occurring for any other reason. Vacancies filled by either the executive county superintendent or the board would be on an interim basis only until the next annual school election.
- D. **The NJSBA believes** that school boards should conduct public interviews of candidates for vacancies on boards. *[Authority: DA 12/80-8, BD 4/93, DA 11/98-SR, DA 11/03-SR, DA 5/08-SR, DA 5/18-SR]*
- E. **The NJSBA believes** that a vacancy in membership of a board of education of a limited purpose regional school district should be filled by majority vote of the board of education of the constituent district represented by the former board member. Where the constituent district has no board of education of its own, the consolidated district from which the students originate shall be authorized to fill the seat with a qualified member from the constituent community. *[Authority: DA 6/20-2]*
- F. **The NJSBA believes** that a board member whose seat is not up for re-election in the upcoming election cycle should resign the seat currently held, before submitting a nominating petition to become a candidate for a board seat other than the seat currently held by the member on that same board. *[Authority: DA 11/20-1, DA 5/23-SR]*

Cross References: 9112 Elections/appointment
9322 Public and executive sessions

Key Words: vacancies, election