

Board of Trustees

1 AP 2110 VACANCIES ON THE BOARD

2 References:

- 3 Education Code, Sections 5090 et seq.;
- 4 Government Code, Sections 1770 and 6061

5 When the Board of Trustees determines to fill the vacancy by appointment, the
6 President/Superintendent shall assure that there is ample publicity and information for
7 prospective candidates. Publicity shall include posting in three public places in the
8 District, publication in a newspaper of general circulation, and posting a notice on the
9 District's website.

10 The posted notice of vacancy shall include directions regarding applications or
11 nominations of legally qualified candidates. Persons applying or nominated must meet
12 the qualifications required by law for members of the Board of Trustees.

13 Persons applying for appointment to the Board of Trustees shall receive a letter from the
14 President/Superintendent containing information about the District.

15 The Board of Trustees may request interviews with candidates. Interviews will be
16 conducted in a public hearing scheduled for that purpose.

17 Whenever a provisional appointment is made, the Board of Trustees shall, within 10 days
18 of the provisional appointment, post notices of both the actual vacancy or the filing of a
19 deferred resignation and the provisional appointment in three public places in the District.
20 It shall also publish a notice in a newspaper of general circulation, if a newspaper of
21 general circulation is published in the District.

22 The public notice of vacancy and provisional appointment must contain the following:

- 23 • The fact of the vacancy or resignation; and
- 24 • The date the vacancy occurred or the date the deferred resignation was filed and
25 the effective date of the resignation; and
- 26 • The full name of the provisional appointee to the Board of Trustees and the date
27 of the provisional appointee's appointment; and
- 28 • A statement that the provisional appointment shall become an effective
29 appointment unless a petition calling for a special election, containing a sufficient
30 number of signatures, is filed in the office of county superintendent of schools
31 within thirty (30) days of the date of the provisional appointment.

32 A provisional appointment confers all powers and duties of a Board member upon the
33 appointee immediately following his/her/their appointment.

34 A person appointed to fill a vacancy shall hold office only until the next regularly scheduled
35 election for Board members. An election shall be held to fill the vacancy for the remainder
36 of the unexpired term. A person elected at an election to fill the vacancy shall hold office
37 for the remainder of the term in which the vacancy occurs or will occur.

38 Office of Primary Responsibility: President/Superintendent

Date Approved: January 14, 2008

Date Revised: March 3, 2025

Dates Reviewed: October 17, 2018; October 25, 2021