

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 District
8 and publication in a newspaper of general circulation.

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

12 Whenever a provisional appointment is made, the Board of Trustees shall, within 10 days
13 of the provisional appointment, post notices of both the actual vacancy or the filing of a
14 deferred resignation and the provisional appointment in three public places in the District.
15 It shall also publish a notice in a newspaper of general circulation.

16 The notice shall state the fact of the vacancy or resignation and the date of the occurrence
17 of the vacancy or the date of the filing of, and the effective date of, the resignation. It shall
18 also contain the full name of the provisional appointee to the Board of Trustees, the date
19 of appointment, and a statement that unless a petition calling for a special election,
20 containing a sufficient number of signatures, is filed in the office of county superintendent
21 of schools within 30 days of the date of the provisional appointment, it shall become an
22 effective appointment.

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

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

29 Office of Primary Responsibility: President/Superintendent

Date Approved: January 14, 2008

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