

0143 BOARD MEMBER ELECTION AND APPOINTMENT

The election and appointment of Board of Education members will be conducted in strict compliance with law.

A vacancy on the Board of Education will be filled by:

1. The County Superintendent, if a vacancy is caused by;
  - a. The failure to elect a member, or
  - b. The removal of a disqualified member, or
  - c. The failure of the Board to appoint a person to a vacancy within sixty-five days, or
  - d. The Board's inability to fill vacancies because a quorum is lacking, or
  - e. A tie for election between two or more candidates in a special runoff election.
2. Special election within sixty days of the annual election, if;
  - a. Two or more qualified candidates tie for election, or
  - b. The annual election is disqualified due to improper election procedures.
3. The Commissioner if there is a failure to elect a member at the annual school election due to improper election practices; or
4. By the Board of Education in all other cases.

The Board Secretary shall promptly notify the President of a vacancy to be filled by the Board; the President shall inform all other Board members. The Board will give public notice of the vacancy and invite any qualified person to request consideration of his/her candidacy for the vacancy.

At a regular public meeting or at a special public meeting called for the purpose of filling the vacancy, any Board member may nominate one or more candidates for election to Board membership, provided that each candidate nominated is, to the best of the nominator's knowledge, qualified for election and willing to serve. Each nomination will require a second.

The Board will meet in public session to interview candidates and to inform them of the duties and responsibilities of Board membership. The Board may meet in private session for the sole purpose of discussing a candidate's qualifications for membership.

Election to fill a vacancy will be conducted at a public meeting. A roll call vote will be conducted on the entire list of candidates. If there are two or more vacancies, each vacancy will be filled by a separate election. The candidate who receives the votes of a majority of the remaining Board members will be elected to the vacancy. In the

event no candidate receives a majority of the votes cast, a second election shall be conducted between the two candidates receiving the highest number of votes.

N.J.S.A. 18A:12-7; 18A:12-11; 18A:12-15;  
N.J.A.C. 6:56-1.1

Adopted: 9 February 2004

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