

BOARD VACANCY FULFILLMENT

BBE

In the event a vacancy occurs on the Board of Education due to the death, resignation, removal from office, cessation of residency in the district, or other just cause as outlined by state law, the vacancy shall be filled by appointment by the remaining members.

To fill a vacancy on the board, the remaining members may appoint a replacement after considering the qualifications of qualified electors who have declared an interest in the position. When making the appointment, board members should consider the candidate's interest in children, willingness to give time and effort to the work, expertise in areas important to board duties and interest in public education. The appointee shall serve the portion of the unexpired term as prescribed by law.

If a vacancy has not been filled by an appointment within 60 days of the date on which the vacancy first exists, the board will attempt to fill the vacancy using the following procedure:

1. If a duly-elected successor (i.e., elected at a spring election) will be taking office in the seat that is currently vacant within the next 60-day period that follows the initial 60-day period of the vacancy, no other appointee shall serve in the vacant seat in the interim.
2. If the vacancy is not filled by the duly-elected successor in the office pursuant to the previous paragraph, then at a regular board meeting held no later than 45 days after the end of the initial 60-day period of the vacancy, the board shall attempt to appoint a qualified elector to fill the vacancy by a majority vote. If after five rounds of voting the board still has been unable to fill the vacancy, then the chairperson of the meeting shall declare a deadlock and immediately call for nominations in order to break the deadlock by the random selection of a nominee.
3. A nominee must be a qualified elector who has submitted a sworn declaration of eligibility to fill the vacancy in question and who has not withdrawn from consideration. Each board member who is present at the meeting may nominate, or support the nomination of, only one nominee.
4. Each nominee, if any, whose nomination is supported by at least two board members (inclusive of the board member who initially made the nomination) will be included in the random selection process. Any nominee selected as a result of the random process is thereby selected to fill the vacancy.
5. If, for any reason (including the lack of any identified potential appointee), the vacancy is still unfilled 105 days following the date on which the vacancy first existed, then the procedures listed above shall be repeated at regular board meetings held at approximately monthly intervals until either the vacancy is filled or there are fewer than 60 days before a duly-elected successor will take office in the vacant seat.

Initial Adoption: 5/16/16

Final Adoption: 6/27/16

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The candidate appointed to the vacancy, upon being notified of the selection, shall be deemed to have accepted the appointment unless, within five days thereafter, the person files with the board clerk or president a written refusal to serve. Pending acceptance and the submission of the oath of office, the individual will file a campaign registration statement if required to do so by law, and the appointed board member shall be seated at the next meeting of the board.

Legal Reference: WI Statutes 17.17 - 17.285
2015 Wisconsin Act 63

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