

## Todd County School District Policy: BBBC

### EVENTS CREATING A VACANCY ON THE SCHOOL BOARD

According to the provisions of state law, a vacancy occurs on the school board when a school board member

1. dies;
2. is removed from the school board;
3. fails to qualify as provided by law;
4. ceases to be a resident of the district;
5. is convicted of an infamous crime of any offense involving a violation of the official oath of office;
6. has a judgment obtained against him or her for breach of official bond;
7. is incapacitated and unable to attend to the duties of a board member;
8. assumes the duties of an office incompatible with the duties of a school board member;
9. resigns; or
10. If for any reason the school district fails to elect a person to succeed a school board members whose term has expired or an elected school board member fails to qualify.

A board member's resignation will not be effective until a successor is appointed and qualified as prescribed by law. The resigning member will continue to serve in his or her official capacity as a board member until that time. If for any reason the school district fails to elect a person to succeed a school board member whose term has expired or an elected school board member fails to qualify, the incumbent shall continue to act in an official capacity until the vacancy is filled.

\*\* A school board member who is displaced from the district by flood, tornado, fire or other natural disaster may continue to serve until the expiration of the member's term.

LEGAL REFS.: Constitution of the State of South Dakota, All. XVI, Secs. 4-8  
SDCL: 3-17-6 through 3-17-11  
13-8-22 through 13-8-24

CROSS REF.: BBBE: Unexpired Term Fulfillment

ADOPTED: April 18, 1993  
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