

Board Member Resignation/Removal from Office

According to the provisions of South Dakota Law, a vacancy occurs on the School Board when an incumbent('s):

1. Dies.
2. Is removed from office.
3. Fails to qualify as provided by Law.
4. Ceases to be a resident of the school district or representation area where elected.
5. Is convicted of an infamous crime or of any offense involving a violation of the official oath of office.
6. Has a judgment obtained against the member for breach of the member's official bond.
7. Is incapacitated and is unable to attend to the duties of the position.
8. Assumes the duties of an office incompatible with the duties of a School Board member.
9. Resigns.
10. Term expires and no candidates file a petition for the position.

A Board member's resignation will not be effective until a successor is appointed and qualified as prescribed by Law and this policy. The resigned Board member or member currently holding the position for which no one filed will continue to serve until that time.

Legal References: Constitution of the State of South Dakota, Article XVI, Sections 4-8; SDCL 3-17-6; 3-17-7; 13-8-22; 13-8-23; 13-8-24

Adopted: June 2001

Revised: December 14, 2009; May 11, 2015