

## MENOMINEE INDIAN SCHOOL DISTRICT

132

### FILLING BOARD VACANCIES

Vacancies occurring on the Board shall be filled by appointment of the remaining members of the Board of Education. Appointments to fill a vacancy shall be made in accordance with established procedures.

According to state law, the appointee's successor is elected at the next spring election only when the vacancy occurs in the office of a Board member who is in the last year of his/her term or when the vacancy occurs after the spring election but on or before the last Tuesday in November. When the vacancy occurs after the last Tuesday in November and on or before the date of the spring election in the office of a Board member who is not in the last year of his/her term, the successor is elected at the second following spring election.

The office of a Board member shall become vacant immediately upon the occurrence of any one (1) of the following events:

- A. the death of the incumbent, or the incumbent's being found mentally incompetent by the proper court
- B. the incumbent's resignation
- C. the incumbent's removal from office
- D. the incumbent's conviction of a felony or imprisonment for one or more years
- E. the incumbent's election or appointment being declared void by a competent tribunal
- F. the incumbent's neglect or failure to file the oath of office or to give or renew an official bond, if required
- G. the incumbent's ceasing to possess the legal qualifications for holding office
- H. the incumbent moving his/her residence out of the District

- I. the incumbent is absent from the territory of the District for a period of sixty (60) continuous days, unless such absence is due to active duty in the armed forces, in which case the vacancy shall be temporary for the remainder of the term or until the incumbent returns and files a notice of his/her intent to return to his/her unexpired term.

LEGAL REF.:       Sections           17.26 Wisconsin Statutes  
  19.01  
  120.05(1) (d)  
  120.06 (10)  
  120.12 (28)  
  120.17(1)

CROSS REF.:       132 Rule, Procedures for Filling Board  
  Vacancies  
  132 Exhibit (1) Notice of Appointment to  
Fill a Board Vacancy  
  132 Exhibit (2) Declaration of Interest  
  132 Exhibit (3) Candidate Evaluation  
Worksheet

APPROVED:         September 1981

REVISED:          July 1996  
                                  November 7, 2001  
                                  November 18, 2016