

## Board Bylaws: Members Limits of Authority

### Filling Vacancies

A vacancy on the Governing Board may occur for any of the events specified in Government Code [1770](#). (Education Code [5090](#)) Removal by recall election shall also constitute a vacancy on the Board. (Elections Code 11384)

Upon the resignation, removal, or incapacity of any Governing Board member, the participating school district that appointed the Governing Board member shall appoint a replacement to complete the term.

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### **LEGAL REFERENCES:**

#### EDUCATION CODE

<a href="#">5019-5019.5</a>	Trustee areas
<a href="#">5090</a>	Vacancies
<a href="#">5091</a>	Special election or provisional appointment
<a href="#">5092</a>	Public notice of vacancy and provisional appointment
<a href="#">5093</a>	Re vacancies occurring near end of term and incumbent not reelected
<a href="#">5094</a>	Power of president of county board of education when majority of offices vacant
<a href="#">5095</a>	Powers of remaining board members and new electees or appointees
<a href="#">5200</a>	Districts governed by boards of education
<a href="#">5304</a>	Duties of the governing board (re school district elections)
<a href="#">5325</a>	Publication of information regarding district elections
<a href="#">5420-5426</a>	Cost of elections
<a href="#">5424</a>	Expenses of conducting legal recall election
<a href="#">35107</a>	Eligibility of board members
<a href="#">35178</a>	Resignation with deferred effective date

#### ELECTIONS CODE

10600-10604	School district elections
11381-11386	Vacancy in office if majority vote for recall

#### GOVERNMENT CODE

<a href="#">1064</a>	Absence from state
<a href="#">1770</a>	Vacancies: definition
<a href="#">3060-3075</a>	Removal other than by impeachment
<a href="#">6061</a>	One time
<a href="#">54950-54963</a>	The Ralph M. Brown Act
<a href="#">54953</a>	Meetings open and public; secret ballots

#### ATTORNEY GENERAL OPINIONS

58 Ops.Cal.Atty.Gen 888 (1975)

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**Adopted: 12/9/1987**

**Revised: 1/12/2005**