

SALEM SCHOOL DISTRICT
Salem, Connecticut

BY LAWS OF THE BOARD

RESIGNATION/REMOVAL FROM OFFICE

Resignation

If for reasons of health, change in domicile, or any other compelling reason a member does decide to terminate service, the Board requests as early as possible notification of intent to resign so that the Board may plan appropriately.

When a member of a Board of Education shall cease to be a bona fide resident of the Town membership in the Board shall immediately cease.

State law provides that municipal officers seeking to resign from office must submit a written resignation to the municipal clerk. The resignation takes effect upon the date specified in the resignation or, if no date is specified, upon the date of its submission to the clerk. The Executive Assistant to the Superintendent will forward any BOE member resignation letter received to the Town Clerk.
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Removal from Office

Any Board officer may be removed from office by a two thirds majority vote of the membership of the entire Board. A vote to remove a Board officer shall only take place at a regular meeting or a special meeting called for that purpose. "Cause" includes, but is not limited to, any conduct that:

1. Violates Board policies, rules and regulations; or
2. Conduct that interferes with the orderly and efficient operation of the Board.

Procedure for Removal

Prior to any vote to remove a Board officer for cause:

1. The Board may review the performance and/or conduct of the Board officer in open or executive session (as determined by the Board and the Board officer) prior to taking any formal action;
2. If the Board determines that formal action is necessary, the Board officer shall be provided with reasonable notice of the Board's intent to consider possible removal from office (such notice to be given in writing after being authorized by Board vote at a prior meeting of the Board);
3. Upon the written request of the Board officer within seven (7) days of such action, he/she shall be provided with an opportunity for a hearing before the Board of Education before the Board votes on removal;

4. At any such hearing, the Board officer shall have the right to be represented by counsel at his/her own expense and to present relevant evidence to the Board.

Standard for Removal

Service as a Board officer is a privilege, not a right, the purpose of which is to assist the Board in conducting its business in an appropriate, orderly and efficient manner. Therefore, any Board member serving as an officer shall have no legally-protected right to continue in that position. A decision that there is cause for removal shall be made by two-thirds of the entire Board.

Legal Reference: Connecticut General Statutes: 7-103 Resignation of municipal officers; 10-218.1.1 Officers. Meetings, 10-220.1 Duties of boards of education

(cf. 9221 - Filling Vacancies)

(cf. 9222 – Election of Officers)

1st Reading: March 26, 1996

Policy Adopted: April 9, 1996

Revised Policy 1st Reading: June 14, 2021

Revised Policy Adopted: July 19, 2021

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