

SUBJECT: VACANCIES ON THE BOARD

If a member of the BOCES Board resigns, refuses to serve, is removed from office, or no longer is a resident of the Supervisory District, his or her position shall be deemed vacant. Vacancies on the BOCES Board will be filled pursuant the procedures outlined in Law

Removal from Office

A member of the BOCES who refuses or neglects to attend three successive meetings of the BOCES of which he/she is duly notified, without rendering a good and valid excuse therefore to the other members of the BOCES vacates his/her office by refusal to serve and may be removed from office pursuant to the procedures as listed in § 306 Education Law, which reads in part: *Whenever it shall be proved to his satisfaction that any ... member of a board of education ... has been guilty of any wilful violation or neglect of duty under this chapter ... or wilfully disobeying any decision, order, rule or regulation of the regents or of the commissioner of education, said commissioner, after a hearing at which the school officer shall have the right of representation by counsel, may, by an order under his hand and seal, which order shall be recorded in his office, remove such school officer from his office.*

Education Law Section 2109
Public Officers Law Section 30
Education Law Section 306

Adopted: January 9, 2002
Revised: August 9, 2017