

CODE: BBBE

UNEXPIRED TERM FULFILLMENT/VACANCIES

A vacancy in the office of a School Committee member shall be declared in any one of the following circumstances:

- A. When the term of office of a member expires;
- B. When a member changes residency from the municipality;
- C. Upon the death of a member;
- D. When a member resigns;
- E. Non-acceptance (person is elected to the School Committee but declines to take office);
- F. Failure to qualify for office within ten days after written demand by the municipal officers;
- G. Failure of the municipality to elect a person to office;
- H. Forfeiture of office;
- I. Recall and removal; or
- J. Any other circumstance authorized by law of the Charter of the Town of Kittery.

FORFEITURE OF OFFICE

A School Committee member shall forfeit his/her office if the School Committee member:

- A. Lacks any qualification for the office prescribed by law or the Charter of the Town of Kittery;
- B. Violates any express prohibition of the Charter;
- C. Is convicted of a crime involving moral turpitude; or
- D. Fails to attend three consecutive regular meetings of the School Committee without being excused by the School Committee.

FILLING OF VACANCIES

If for any reason a vacancy shall exist in the membership of the School Committee more than six months prior to the regular municipal election, the vacancy shall be filled by a special election for the unexpired portion of the term. In the event such vacancy occurs less than six months prior to the next regular municipal election, the vacancy may be filled for the unexpired portion of the term by a special election called by the municipal officers

Legal Reference: Charter of the Town of Kittery § 4.10

Cross Reference: BBBDA – School Committee Vacancy Caused by Absenteeism

Adopted: February 15, 2011