

# Harney Education Service District

Code: **BBD**  
Adopted: 2/08/12  
Readopted: 12/12/12  
Orig. Code(s): BBD

## Board Member Removal from Office

The Board shall declare the office of a director vacant upon any of the following:

1. The death or resignation of an incumbent;
2. When an incumbent ceases to be a resident of a school district that is located within the territory of the education service district;
3. When an incumbent ceases to discharge the duties of office for two consecutive months unless prevented from discharging the duties by sickness or unavoidable cause;
4. When an incumbent is removed from office or the election has been declared void by the judgment of any court;
5. When an incumbent has been recalled from office by ESD voters;
6. When an incumbent is elected by zone and moves from the zone to which he/she was elected. When the incumbent has been nominated from a zone and changes permanent residence from one zone to another zone in which another director resides, the incumbent shall continue to service as director until the next regular election when a successor shall be elected to serve for the remainder of the unexpired term.

Vacancies will be filled through appointment by the Board unless a majority of the positions are vacant at the same time. In that case, vacancies will be filled by the State Board of Education.

The ESD Board may not declare the office of a director vacant if the director is a resident of a school district that withdraws from the ESD unless:

1. The director's term expires; or
2. The ESD Board declares the office vacant for a reason described in 1 through 6 above.

END OF POLICY

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### Legal Reference(s):

[ORS 249.865 - 249.877](#)  
[ORS 334.090](#)

[ORS 334.095](#)  
[ORS 408.240](#)

### Cross Reference(s):

BBE - Vacancies on the Board