

TERMS OF BOARD MEMBERS

2.13

Members of the Henry County Board of Education shall be elected for six (6) year terms by districts by the qualified electors of Henry County. Members of the Board shall hold office until their successors have been elected and qualified. Terms of office shall be staggered, so that not more than three (3) new members will be elected at any one time. Before exercising any authority or performing any duties as a member of the Henry County Board of Education, each member thereof shall qualify by taking and subscribing to the oath of office prescribed by the Alabama Constitution, the certificate whereof shall be filed in the office of the Judge of Probate of Henry County.

An individual Board of Education member must meet minimum qualifications to serve, comply with a code of conduct, and participate in orientation and ongoing training. Upon taking office, a Board member is required to affirm the principles of educational governance as described by the Alabama School Board Governance Improvement Act of 2012.

Vacancies of Henry County Board of Education positions shall be filled according to legal procedures including:

I. Filling of an Unexpired Term

- A. In the event a vacancy occurs in the office of members of the Henry County Board of Education, the vacancy shall be filled by appointment by a majority of the remaining members of the Board and the appointee shall serve for the unexpired term.
- B. In the event the vacancy is not filled by the remaining members of the Board within thirty (30) days, the State Superintendent of Education shall fill such vacancy by appointment.
- C. The Henry County Superintendent shall notify the State Superintendent of Education when a vacancy in the office of a member of the Board has not been filled within thirty (30) days.

II. Resignation of Board Members

- A. Henry County Board of Education members may submit resignations at any time during their term of office.
- B. In the event a Board member chooses to resign, a written statement of resignation should be submitted to the Henry County Board of Education as far in advance of the effective date of resignation as possible.

CHAPTER 2.00 - SCHOOL BOARD GOVERNANCE AND ORGANIZATION

- C. A Board member shall be considered resigned when he/she permanently establishes residence outside the district he/she was elected to represent, outside the area served by the Henry County School System, outside Henry County, becomes subject to the authority of the Board as an employee or otherwise, or becomes an elected official for another governmental agency.

III. Removal from office

- A. Members of the Henry County Board of Education are officers of the State and may be removed from office only through impeachment proceedings in Circuit Court or other court of like jurisdiction as stipulated in the Alabama Constitution of 1901. A Board member may be censured and/or removed from office under circumstances and by procedures described in the Alabama School Board Governance Improvement Act of 2012.
- B. Causes for impeachment of any Board member shall be those applicable to all public officers, namely:
1. willful neglect of duty;
 2. corruption in office;
 3. incompetence;
 4. intemperance in the use of intoxicating liquors or narcotics to such an extent that it renders the officer unfit to discharge duties of the office; or
 5. any offense involving moral turpitude while in office, or connected therewith.

REFERENCE(S):

CODE OF ALABAMA
16-8-8 to -9, 16-8-6, 16-8-2, 41-16-60, 36-9-1, 36-25-1 to -14
LEGISLATIVE ACT 2001-507
ALABAMA CONSTITUTION OF 1901, VII, 173-175
ALABAMA SCHOOL BOARD GOVERNANCE IMPROVEMENT ACT OF 2012

HISTORY:

ADOPTED: JANUARY 16, 1997
REVISED: OCTOBER 11, 2007; JULY 18, 2013; _____
FORMERLY: BBBB; ABCDA; ABCE; ABCF