

0145 BOARD MEMBER RESIGNATION AND REMOVAL

The membership of a Board of Education member shall terminate immediately upon:

1. The cessation of the member's bona fide residency in the school district the member represents (N.J.S.A. 18A:12-2.2); or
2. The member's election or appointment to the office of mayor or member of the governing body of Montgomery Township or the Borough of Rocky Hill (N.J.S.A. 18A:12-2.2); or
3. The member's disqualification from voting pursuant to N.J.S.A. 19:4-1 (N.J.S.A. 18A:12-2.2); or
4. The member falsely affirms or declares that he/she is not disqualified as a voter pursuant to N.J.S.A. 19:4-1 or that he/she is not disqualified from membership on the Board due to conviction of a crime or offense listed in N.J.S.A. 18A:12-1; or
5. The removal of the member by the Commissioner of Education; or
6. Recall of a Board member pursuant to N.J.S.A. 19:27A-1 et seq.

A member who fails to attend three consecutive public meetings of the Board without good cause may be removed from office on the affirmative votes by majority of the remaining Board members, provided that:

1. The member's removal was proposed at the immediately previous Board meeting; and
2. Notice of the proposed removal was given to the affected member at least forty-eight hours in advance of the meeting at which the vote will be taken.

The Montgomery Township Board of Education believes in the importance of board member attendance at board of education meetings. The Board recognizes the importance of member attendance as a legal requirement and as an elected official. Consistent board member attendance is in the best interest of the school district and the community. The Board has created a list limited in scope, of what it feels may be acceptable reasons (i.e., good cause) for missing a meeting.



In determining what constitutes “good cause” for failure to attend a meeting, the totality of the circumstances will be considered. The following is a list of absence reasons that the Board believes may constitute “good cause.” However, this is not intended to be an all-inclusive list.

1. The Board member has a communicable disease or illness;
2. Observance of a religious holiday as identified by the New Jersey Department of Education;
3. Death of a family member: “Family member” is defined as the Board member’s spouse/civil union partner/domestic partner; or the Board member or Board member’s spouse’s/civil union partner’s/domestic partner’s parent, child, sibling, aunt, uncle, niece, nephew, grandparent, grandchild, son-in-law, daughter-in-law, stepparent, step child step brother, step sister, half-brother or half-sister, whether the family member is related to the Board member or Board member’s spouse/civil union partner/domestic partner by blood, marriage or adoption;
4. Serious family member or personal emergency where failure to attend the meeting is unavoidable. “Family member” is defined as indicated in 3(a) above;
5. The Board member has a documented medical disability which physically prevents attendance at the meeting;
6. The Board member is attending an education-related activity, ceremony, event, etc. for his/her own child, grandchild, or other dependent child living in the Board member’s household. This excuse is included herein because the Montgomery Township Board of Education believes that Board Members serve as role models for the support of education and, as such, Board Members should be permitted to recognize the importance of these education-related events for children.
7. Due to an unexpected rescheduled Board of Education meeting.



Board members are expected to provide reasonable advance written notice to the Board of Education President and Board Secretary when it becomes necessary to miss a meeting. However, in the event of an emergency, if prior notice is not possible, the Board member is expected to provide written notice to the Board of Education President as soon as practicable following the absence. Reasonable advance notice will be based upon individual circumstances. Failure to provide reasonable advance written notice will be considered in the totality of the circumstances determination.

N.J.S.A. 18A:12-2; 18A:12-3; 18A:12-29

Adopted 26 July 1999
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Revised:

