

Bylaw 9222: Resignation

Status: ADOPTED

Original Adopted Date: 07/01/1984 | **Last Revised Date:** 05/01/2016 | **Last Reviewed Date:** 05/01/2016

A member of the Governing Board who wishes to resign from the Board shall file a written resignation with the County Superintendent of Schools. (Education Code 5090)

The resigning Board member shall also notify the Board and give a copy of his/her written resignation to the Board secretary.

The resignation shall become effective when filed with the County Superintendent, except when a deferred effective date is specified in the resignation. A Board member may not defer the effective date of his/her resignation for more than 60 days after he/she files the resignation with the County Superintendent. (Education Code 5090, 5091)

Once filed, a written resignation, whether specifying a deferred effective date or otherwise, shall be irrevocable. (Education Code 5090)

A Board member who tenders his/her resignation with a deferred effective date shall, until the effective date of the resignation, continue to exercise all the powers of the office, except that he/she shall not have the right to vote for his/her successor in an action taken by the Board to make a provisional appointment. (Education Code 5091, 35178)

A Board member who resigns shall file, within 30 days of leaving office, a revised Statement of Economic Interest/Form 700 covering the period of time between the closing date of the last statement required to be filed and the date he/she leaves office. (Government Code 87302, 87500)

Policy Reference Disclaimer:

These references are not intended to be part of the policy itself, nor do they indicate the basis or authority for the board to enact this policy. Instead, they are provided as additional resources for those interested in the subject matter of the policy.

State	Description
Ed. Code 35178	<u>Resignation with deferred effective date</u>
Ed. Code 5090-5095	<u>Vacancies on the board</u>
Gov. Code 1770	<u>Vacancy of office</u>
Gov. Code 87300-87313	<u>Conflict of interest code</u>
Gov. Code 87500	<u>Statement of economic interests</u>
Management Resources	Description
CSBA Publication	Filling a Board Vacancy, rev. 2022

Website [CSBA District and County Office of Education Legal Services](#)

Website [CSBA](#)

Cross References

Code	Description
9223	Filling Vacancies
9270	Conflict Of Interest
9270-E(1)	Conflict Of Interest