

**20A-1-511 Midterm vacancies on local school boards.**

- (1)
  - (a) A local school board shall fill vacancies on the board by appointment, except as otherwise provided in Subsection (2).
  - (b) If the board fails to make an appointment within 30 days after a vacancy occurs, the county legislative body, or municipal legislative body in a city district, shall fill the vacancy by appointment.
  - (c) A member appointed and qualified under this subsection shall serve until a successor is elected or appointed and qualified.
- (2)
  - (a) A vacancy on the board shall be filled by an interim appointment, followed by an election to fill a two-year term if:
    - (i) the vacancy on the board occurs, or a letter of resignation is received by the board, at least 14 days before the deadline for filing a declaration of candidacy; and
    - (ii) two years of the vacated term will remain after the first Monday of January following the next school board election.
  - (b) Members elected under this subsection shall serve for the remaining two years of the vacated term and until a successor is elected and qualified.
- (3) Before appointing a person to fill a vacancy under this section, the local school board shall:
  - (a) give public notice of the vacancy at least two weeks before the local school board meets to fill the vacancy;
  - (b) identify, in the notice:
    - (i) the date, time, and place of the meeting where the vacancy will be filled; and
    - (ii) the person to whom a person interested in being appointed to fill the vacancy may submit his name for consideration and any deadline for submitting it; and
  - (c) in an open meeting, interview each person whose name was submitted for consideration and meets the qualifications for office regarding the person's qualifications.

Amended by Chapter 327, 2012 General Session