

Unexpired Term Fulfillment/Vacancies

When a vacancy occurs on a board of education, the board is required by law to appoint a person to fill the vacancy within 60 days. Should the board not act, the president of the board makes the appointment.

Whether the appointee serves for the remainder of the unexpired term or until the next, or the next succeeding, election depends on the number of days until the next regular biennial election and the number of years left in the unexpired term.

1. If the vacancy occurs more than 90 days before the next regular biennial election and the unexpired term is for more than two years, the term of appointment is until the next election, when a successor for the remainder of the term is elected.
2. If the vacancy occurs *within* 90 days of the next regular biennial election and the unexpired term is for more than two years, the term of appointment is until the next *succeeding* election, when a successor is elected for the remainder of the term.
3. Otherwise, the term of appointment is for the remainder of the unexpired term.

Adopted: May 15, 2003
Reviewed: November 2022

LEGAL REF.: C.R.S. 22-31-129 (2), (3), (4)