

## **BBBD**

### **BOARD MEMBER REMOVAL FROM OFFICE**

School Board members may only be removed from office as provided in RSA 32:12, RSA 42:1-a, and Section 70 of the Rochester City Charter. RSA 32:12 prohibits School Board members from violating the provisions of RSA 32 relating to the expenditures of school district money. RSA 42:1-a prohibits school board members from breaching confidentiality standards. Section 70 of the Rochester City Charter states any elected City official may be removed from office for prolonged absence, inattention to duty, mental or physical incapacity, incompetence, willful violations of state statutes, this Charter, or City ordinances, or misconduct in office. Violations of these statutes or Section 70 of the City Charter may result in the board member being removed from office.

Removal from office shall occur by an affirmative roll-call vote of at least nine City Councilors. A vacancy occasioned by removal under this section shall be filled in the manner provided in the Charter.

**Legal Reference:**

*RSA 32:12, Municipal Budget Law: Penalty*

*RSA 42:1-a, Oaths of Town Officers: Manner of Dismissal, Breach of Confidentiality*

*Section 68, Rochester City Charter*

*Section 70, Rochester City Charter*

**Adopted:** December 10, 2020

*New Policy Recommended by the New Hampshire School Board Association*