

**TERMS OF OFFICE**

The Governing Board shall consist of five members whose terms shall be staggered so that as nearly as practicable, one half of the members shall be elected in each even numbered year in which the Board's elections are regularly held. (Education Code 35012).

*(cf. 9220 - Governing Board Elections)*

The term of office for Board members elected in regular elections shall be four years, commencing on the second Friday in December following their election. (Education Code 5017)

Board members whose terms have expired shall continue to discharge the duties of office until their successors have qualified by taking the oath of office. (Government Code 1302, 1360; Education Code 5017)

If a regularly scheduled Board election date is changed due to consolidation with a statewide or municipal general election, the term of incumbent Board members shall be extended to align with the next applicable election. (Elections Code 10404.5)

*Legal Reference:*

EDUCATION CODE

*5000-5033 Election of school district board members*

*35010 Control of district*

*35012 Board members; number, election and terms*

*35107 Eligibility*

ELECTIONS CODE

*1302 Local elections, school district election*

*10400-10418 Consolidation of elections*

*14050-14057 California Voter Participation Rights Act*

GOVERNMENT CODE

*1302 Continuance in office until qualification of successor*

*1303 Exercising functions of office without having qualified*

*1360 Necessity of taking constitutional oath*

Bylaw

adopted: January 27, 2010

Revised: March 13, 2019

**MOUNTAIN UNION ELEMENTARY SCHOOL DISTRICT**

Montgomery Creek, California