



General Assembly

February Session, 2020

Raised Bill No. 393

LCO No. 2227



Referred to Committee on EDUCATION

Introduced by:
(ED)

AN ACT ESTABLISHING A PROCESS FOR THE REMOVAL OF A MEMBER OF A BOARD OF EDUCATION.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) (*Effective October 1, 2020*) Except as otherwise
2 provided by special act, charter, ordinance or home-rule ordinance,
3 whenever complaint is made in writing to a local or regional board of
4 education that a member of such board has been convicted of a crime or
5 is guilty of misconduct or wilful and material neglect of duty in the
6 conduct of such board member's office, such board shall make such
7 investigation of the charges as such board deems proper, and shall, if
8 such board is of the opinion that the evidence obtained warrants such
9 action, prepare a statement in writing of the charges against such board
10 member, together with a citation in the name of the state, commanding
11 such board member to appear before such board at a date named in the
12 citation and show cause, if any, why such board member should not be
13 removed from office as provided in this section. Such board shall cause
14 a copy of such statement and citation to be served, by some proper
15 officer, upon such board member at least ten days before the date of
16 appearance named in such citation, and the original statement and

17 citation, with the return of the officer thereon, shall be returned to such
18 board. To carry into effect the proceedings authorized by this section,
19 such board shall have power to summon witnesses, require the
20 production of necessary books, papers and other documents and
21 administer oaths to witnesses; and, upon the date named in such citation
22 for the appearance of such board member, or upon any adjourned date
23 fixed by such board, such hearing shall be conducted. After a full
24 hearing of all the evidence offered by such board and by and on behalf
25 of such board member, such board shall vote on whether the evidence
26 presented warrants the removal of such board member from office. With
27 the consent of two-thirds of the members of such board, such board
28 member shall be removed from office, and such board shall cause to be
29 prepared a written order to that effect, which order shall be signed by
30 such board and lodged with the clerk of the superior court for the
31 judicial district in which such board member resides. Such clerk of the
32 superior court shall cause a certified copy of such order to be served
33 forthwith upon such board member, and upon such service the office
34 held by such board member shall become vacant and the vacancy
35 thereby created shall be filled at once in the manner provided in section
36 9-220 of the general statutes. Any witnesses summoned and any officer
37 making service under the provisions of this section shall be allowed and
38 paid by the state the same fees as are allowed by law in criminal
39 prosecutions.

This act shall take effect as follows and shall amend the following sections:		
Section 1	October 1, 2020	New section

Statement of Purpose:

To establish a process for the removal of a board of education member in certain circumstances.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]