

REMOVAL OF COMMITTEE MEMBERS

As a holder of an elective office, as defined in Section 3-1 of the Mansfield Town Charter, a member of the Mansfield School Committee may be recalled, following the process outlined in Section 9-6 of the Charter.

Any qualified voter of the Town may file with the Town Clerk an affidavit containing the name of the School Committee member to be recalled and a statement of the grounds for recall. The Town Clerk will thereupon deliver to the said voter making such affidavit a sufficient number of copies of petition blanks demanding such recall, printed forms of which he will keep available. The blanks will be issued by the Town Clerk with his/her signature and Town Seal attached thereto. They will be dated, will be addressed to the Selectmen, and will contain the name of the person to whom they are issued, the name of the person whose recall is sought, the grounds of recall as stated in the affidavit, and will demand the election of a successor to said office. A copy of the petition will be kept in the office of the Town Clerk. The recall petition will be returned and filed with the Town Clerk within twenty days of the filing of the affidavit. Said petition before being returned and filed will be signed by at least five percent of the registered voters of the town.

The Town Clerk will, within twenty-four hours of receipt, submit the petition to the registrars of voters, and the registrars will forthwith validate thereon the number of signatures.

If the petition will be found and certified by the Town Clerk to be sufficient, s/he will submit the same with his/her certificate to the Board of Selectmen without delay, and the Board of Selectmen will forthwith give written notice of the receipt of the certificate to the School Committee member sought to be recalled. If the School Committee member sought to be recalled does not resign within five days thereafter, the Board of Selectmen will order an election to be held on a date fixed by them not less than twenty-five nor more than thirty-five days after the date of the Town Clerk's certificate; provided, however, that if any other Town election is to occur within sixty days after the date of the certificate, the Board of Selectmen may, at their discretion, postpone the holding of the recall election to the date of such other election. If a vacancy occurs in said office after a recall election has been ordered, the election will nevertheless proceed as provided by Town Charter.

A School Committee member who is sought to be recalled may be a candidate to succeed him/herself, and unless s/he requests otherwise in writing, the Town Clerk will place his/her name on the official ballot without nomination. The nomination of other candidates, the publication of the warrant for the recall election, and the conduct of the same will be in accordance with the provisions of law relating to elections, unless otherwise provided in the Town Charter.

Ballots used in a recall election will submit the following propositions in the order indicated:

- For the recall of (name of official) Against the recall of (name of official)
- Immediately at the right of each proposition there will be a square in which the

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voter, by making a crossmark (x), may vote for either of the said propositions. Under the propositions will appear the word “Candidates” and the direction “Vote for One”, and beneath this the names of the candidates. If a majority of the votes cast upon the question of recall is in the affirmative, the candidate receiving the highest number of votes will be declared elected. If a majority of votes on the question is in the negative, the official sought to be recalled will continue in office.

No recall petition will be filed against a member of the School Committee within three months after s/he takes office, nor in the case of a School Committee member subjected to a recall election and not recalled thereby, until at least three months after that election.

No School Committee member who has been recalled from office, or who has resigned from office while recall proceedings were pending against him/her, will be appointed to any Town office within two years after such recall or resignation.

Revised: October 7, 2014

SOURCE: Mansfield Town Charter, Section 9-6