

Vantage Points

A Board Member's Guide to Update 110

Please note: *Vantage Points* is an executive summary, prepared specifically for board members, of the TASB Localized Update. The topic-by-topic outline and the brief descriptions focus attention on key issues to assist local officials in understanding changes found in the policies. The description of policy changes in *Vantage Points* is highly summarized and should not substitute for careful attention to the more detailed, district-specific Explanatory Notes and the policies within the localized update packet.

We welcome your comments or suggestions for improving *Vantage Points*. Please write to us at TASB Policy Service, P.O. Box 400, Austin, TX 78767-0400, e-mail us at policy.service@tasb.org, or call us at 800-580-7529 or 512-467-0222.

For more information about Policy Service, visit our website at <http://policy.tasb.org>.

This information is provided for educational purposes only to facilitate a general understanding of the law or other regulatory matter. This information is neither an exhaustive treatment on the subject nor is this intended to substitute for the advice of an attorney or other professional adviser. Consult with your attorney or professional adviser to apply these principles to specific fact situations.



Update 110 focuses on updating and reorganizing several policies addressing board member eligibility and qualifications, elections, and vacancies and removal from office. The policy on elections has been divided into several codes for ease of use, and district choices about election processes are now located in local policy to better match the structure of other policies in the manual. Changes from the 85th Legislative Session that were not included in Update 109 have also been incorporated. References to legislative bills below refer to Senate Bills (SB) or House Bills (HB) from the 85th Regular Legislative Session unless otherwise noted.

Board Members

BBB(LOCAL) is the only LOCAL policy recommendation being made in Update 110 and was revised based on election information provided by your district.

Elections

BBB(LOCAL) POLICY RECOMMENDATION

Recommended revisions at BBB(LOCAL) reflect the election information provided by your district in the Policy Service survey and include the district's election decisions as allowed by law, including the number of board members, the length of board member terms, and election schedules; the general election date for the district; and the methods of election and voting.

Procedures

In order to reorganize content on elections for a better flow, several provisions were moved from BBB(LEGAL) to BBBA (retitled Conducting Elections) and BBBB (retitled Post-election Procedures). BBBA was affected by HBs 2157, 2323, 1661, and 1735. HBs 2157 and 2323 deal with applications for a place on the ballot and filing requirements for special elections. HB 1661 addresses canceling elections, and HB 1735 clarifies the definition of electioneering.

BBBB addresses changes from HBs 929 and 1001 and SB 5. HBs 929 and 1001 modify canvassing requirements. SB 5, from the 85th Legislature, First Called Session, revises the retention period for precinct election records.

Ethics

Provisions addressing election-related ethics were moved from BBBB(LEGAL) to new code BBBD(LEGAL). The text has also been reorganized for better flow and to better match statutory wording. In addition, the definition of "political advertising" was moved from CPAB(LEGAL) and placed at BBBD.

**Eligibility,
Vacancies, and
Removal from
Office**

BBA(LEGAL) was revised to better reflect statutory language regarding the eligibility and qualifications of board members. It was also updated in accordance with HB 2552, which prohibits an individual convicted of soliciting prostitution under Penal Code 43.02(b) from serving on a school board.

BBC(LEGAL), the policy regarding board member vacancies and removal from office, has been reorganized to better align with legal authority.

**Local Revenue
Sources**

Provisions at CCA(LEGAL), on bond issues, were revised by SB 295, which exempts capital appreciation bonds for financing transportation projects from certain legal requirements. Legislative changes from SB 957 regarding details of measures and propositions listed on an election ballot were also incorporated at that code.