

## BOARD MEMBER RESIGNATION

Code **ABCE**

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### **Constitutional and Statutory Provisions:**

There is no general statutory provision governing resignations of board members. Once a board member accepts public office, (s)he may resign at will. Until a resignation is accepted or becomes effective, it may be withdrawn, (**State v. Stickley**, 80 South Carolina 64, 61 S.E. 211 (1908); 1941-42 Attorney General's Opinion 295; and 1965 Attorney General's Opinion 271). There is strong authority, however, that even when the resignation becomes effective, the board member continues in office until a successor is qualified. (See **Rogers v. Coleman**, 245 South Carolina 32, 138 S.E.2d 415 (1964).)

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### **State Board Rule:**

#### **Resignation from the State Board of Education by a Member:**

A member of the State Board of Education may resign his/her position by submitting a letter of resignation to the Board Chair. The Chair will forward the resignation letter to the Secretary of State. In case of the Governor's Appointee, a copy will be also sent to the Governor's office.