

## Draft Charter Amendment

### 203. Filling of Vacancies.

Whenever a vacancy occurs in the office of supervisor, the unexpired term shall be filled ~~by election~~ *as follows:*

*(a) If the vacancy occurs in the first 730 days of the term of office, the vacancy shall be filled by a vote of the electors of that district ~~more than 90 days but less than 120 days before a scheduled primary, general, or special election, involving the district in which the vacancy has occurred, then the election to fill the vacancy shall be consolidated with the scheduled election. If the vacancy occurs more than 120 or less than 90 days before a scheduled primary, general, or special election involving the district in which the vacancy has occurred, then the vacancy shall be filled~~ at a special election called by the Board of Supervisors to take place not less than 90 nor more than 120 days after the vacancy occurs; unless the vacancy occurs within 180 days of a regularly scheduled election held throughout the supervisorial district, the election to fill the vacancy may be consolidated with that regularly scheduled election. The special election shall be conducted in accord with the provisions of general state law regarding special elections. The candidate with the highest number of votes shall be elected to fill the unexpired term.*

*(b) In the event such a vacancy occurs after 730 days of a term of office, it may be filled pursuant to subdivision (a) of this section, or by the unanimous vote of the remaining members, provided there are at least three remaining members. The person appointed or elected to fill such vacancy shall serve for the remaining unexpired term and until the election and qualification of his or her successor. A person appointed or elected must be a qualified elector of the district in which the vacancy occurs, and must have been a resident of the territory therein for at least thirty (30) days immediately preceding the appointment, or immediately preceding the date or filing nominating papers or equivalent declaration of candidacy for the election for which he or she is a candidate. If the Board of Supervisors fails to call a special election or make an appointment to fill the vacancy within thirty (30) days of having declared an office vacant, the vacancy shall be filled by the Governor.*