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Texas Administrative Code

[TITLE 10](#)

COMMUNITY DEVELOPMENT

[PART 1](#)

TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS

[CHAPTER 5](#)

COMMUNITY AFFAIRS PROGRAMS

[SUBCHAPTER B](#)

COMMUNITY SERVICES BLOCK GRANT (CSBG)

RULE §5.215

Board Size

(a) Board Service Limitations for Private Nonprofit Entities and Public Organizations Subrecipients boards may establish bylaws which allow for term limits and/or procedures for the removal of board members.

(b) Vacancies/Removal of Board Members.

(1) Vacancies. In no event shall the board allow 25% or more of either the public, private, or poverty sector board positions to remain vacant for more than ninety (90) days. CSBG Subrecipients shall report the number of board vacancies by sector in their monthly performance reports. Compliance with the CSBG Act requirements for board membership is a condition for Eligible Entities to receive CSBG funding. There is no provision in the Act for a waiver or exception to these requirements.

(2) Removal of Board Members/Private Nonprofit Entities. Public officials or their representatives, may be removed from the board either by the board or by the entity that appointed them to serve on the board. Other members of the board may be removed by the board or pursuant to any procedure provided in the private nonprofit's by-laws.

(3) Removal of Board Members/Public Organizations. Board members may be removed from the board by the public organization or by the board if the board is so empowered by the public organization. The board may petition the public organization to remove a board member or the public organization may delegate the power of removal to the board.

Source Note: The provisions of this §5.215 adopted to be effective March 12, 2009, 34 TexReg 1565; amended to be effective January 7, 2013, 38 TexReg 23

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