

OPINION
51-149

August 15, 1951 (OPINION)

SCHOOLS

RE: Organization or Annexation of Districts

Pursuant to our telephone conversation of this date we are writing you relative to the proposed alteration of the boundaries of certain school districts in the vicinity of Taylor.

We understand that a petition was filed with your county commissioners under the old law asking for the annexation of certain districts to the adjoining district and the commissioners have or are about to act on the same.

We call your attention to section 15-5324 of the 1949 Supplement which deals with voluntary proposals for organization or alteration of school districts. If you will read this carefully, you will note that after the effective date of the chapter proposals for the organization of a new school district, for the consolidation of two or more districts, and for the alteration of the boundaries of established school districts, through or by any of the means provided for by any law in effect at the time, must be submitted by the board of county commissioners, or the county superintendent, as the case may be, to the county committee and to the state committee for approval before any hearings on petitions are held by the board of county commissioners or the county superintendent, or final action is taken by the board of county commissioners, or the county superintendent.

Said section further provides that such proposal shall be approved by the county committee and by the state committee, and the board of county commissioners and the county superintendent, as the case may be, if in the judgment of the said committees they constitute an acceptable part of a comprehensive program for the reorganization of the school districts of the county.

It is our opinion that any proceeding for the organization or alteration of school districts must be done in accordance with section 15-5324.

ELMO T. CHRISTIANSON

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