

BOARD OF CURATORS:

Authority to hire and fix salaries of teachers  
instructors, officers and employees.

9671 RS Mo 1929 ✓

February 1, 1933

FILED

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Executive Board,  
Board of Curators,  
Lincoln University,  
Jefferson City, Missouri.

Attention: Mr. J. B. Coleman, Secretary.

Gentlemen:-

I acknowledge receipt of your letter of January 31st, 1933  
which reads as follows:

" The Board of Curators of Lincoln Uni-  
versity at its meeting, December 17th, 1932  
elected a man to the faculty of Lincoln Uni-  
versity. Is there any thing in the law pro-  
hibiting the placing this man on the pay-  
roll at this time?"

After going over this matter with you, I see no reason why this  
man cannot be properly placed on the payroll of Lincoln University  
at this time.

From your conversation with me, I gather that the Board of Curators  
of the Lincoln University at a meeting of December 17th, 1932 elect-  
ed this man to the faculty and provided at such meeting that the  
Executive Board shall as soon as possible and as soon as he assumed  
the duties of his position, place this man on the pay-roll of  
the University, at the salary set by the Curators.

Section 9621, Revised Statutes of Missouri 1929 provides that the  
Curators of Lincoln University shall have the same powers, duties,  
authority, etc. in respect to Lincoln University as the Curators  
of the State University have over the affairs of the State Uni-  
versity.

Section 9633, provides that the Board of Curators of the University  
of Missouri shall have power and authority to appoint and remove  
the members of the faculty, the employees and various persons  
connected with the University of Missouri and shall have authority  
to fix their salaries.

Section 9636, provides that no relative of a Curator shall be ap-  
pointed as a member of the faculty, or employee, etc.

The foregoing sections apply by reason of Section 9261 to the Board of Curators of Lincoln University.

It is my understanding that so long as your monthly expenditures for January, February and March are not more than one-twelfth of the yearly appropriation for 1938, that your expenditures will be taken care of when your appropriation is made by the Legislature. Accordingly, if the additional expense of placing this man on the faculty does not run your expenditures for February and March over the foregoing apportionment and if his appointment to the faculty and his employment is regular, there is no reason why you cannot properly place him on the pay-roll at this time.

Yours very truly,

HARRY G. WALTHER, Jr.  
Assistant Attorney-General

Approved:

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ROY McKITTRICK  
Attorney-General

HGW/mh