

BOARD OF ELECTION COMMISSIONERS } Act. of 1935;
ST. LOUIS COUNTY: } Bond of \$5000.00 required.
BOND OF ELECTION COMMISSIONERS:)

9-17

September 17, 1935.

FILED
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Hon. C. Arthur Anderson
Prosecuting Attorney
St. Louis County
Clayton, Missouri

Attention: John H. McNatt

Dear Sir:

This is to acknowledge receipt of your letter of September 10, 1935, in which you request the opinion of this Department, which letter is as follows:

"We would like to know what bond is required of election commissioners in this County at this time. We note that in the Laws of Missouri, 1935, page 258 of Section 45, that the amount of bond is specified as \$5,000, but under the old law, they were required to make \$10,000 bond. We were wondering what bond should prevail for the commissioners in the future."

Laws of Missouri, Session Acts of 1935, at pages 229 to 262, inclusive, provide laws relating to the registration of voters and the holding of elections in all counties of 200,000 to 400,000 inhabitants.

Section 45 of said Act provides for the appointment, in such counties, of four members of a board of election commissioners by the Governor, and said act further provides that,

"Each commissioner shall give bond to the state in the sum of \$5,000.00,

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with security to be approved by the governor, conditioned for the faithful and honest performance of the duties of said office and the care and preservation of the property thereof. Said oaths of office and bonds to be filed at the office of the secretary of state."

This Act had a emergency clause attached thereto and became effective upon the approval by the Governor, namely, April 4, 1935. It is, therefore, our opinion that each commissioner at this time would only be required to execute a bond in the sum of \$5000.00.

Very truly yours,

COVELL R. HEWITT
Assistant Attorney-General

APPROVED:

JOHN W. HOFFMAN, Jr.
(Acting) Attorney-General.

CRH:EG