

CHIROPRACTIC: Board must hold annual election of officers.

2-10

February 8, 1936.



Dr. Jerome F. Fontana, Secretary,
State Board of Chiropractic Examiners,
2605 Chippewa Street,
St. Louis, Missouri.

Dear Sir:

We are in receipt of your letter of January 17
requesting an opinion on the following matter:

"Dr. Trotter, a member of the Missouri
State Board of Chiropractic Examiners,
and I, Secretary of the Board, have
been reappointed by the Honorable
Governor, Guy B. Park, on the tenth
day of this month.

"We would appreciate knowing if it is
necessary for this Board to hold a meet-
ing for the election of officers at this
time, or if this business may wait until
the Board convenes on May 2, 1936, which
date had been set at our last Board
Meeting for this purpose. Our last
election of officers was held in May,
1935."

Section 13547, R. S. Mo. 1929, creates a state
board of chiropractic examiners and provides in part as
follows:

"Within thirty days after the passage
of this law, the governor shall appoint
five persons as aforesaid who shall be
chiropractic practitioners * * *.
They shall constitute the first board
of chiropractic examiners, their term
of office shall expire, one in one

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year, two in two years, and two in three years, after the date of appointment. At the expiration of the term of office of any member of said board the governor shall appoint a member for a term of three years."

We assume from your letter that the term of Dr. Trotter and yourself as members of the Board had expired and that you were reappointed by the Governor by virtue of the above section.

Section 13548, R. S. Mo. 1929, provides for the organization of the Board and states in part as follows:

"The board shall meet and organize by electing a president, secretary and treasurer, each to serve for a period of one year."

If you had not been reappointed as a member of the Board, a vacancy in the office of secretary would have existed and it may have been necessary to hold an election to fill your office, but since you were reappointed, no vacancy exists in the office, and hence we are of the opinion that it would not be necessary for the Board to hold a meeting for election of officers at this time, but may wait until May, 1936, at which time the officers will have served the statutory term of one year for which they were elected.

Respectfully submitted,

WM. ORR SAWYERS,
Assistant Attorney General.

APPROVED:

ROY McKITTRICK,
Attorney General.

MW:HR