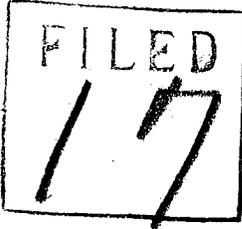


GOVERNOR:
TERM OF OFFICE:

The term of the Governor of Missouri begins on the second Monday in January following his election, and continues for a term of four years and until a successor is elected and qualified.



October 6, 1955

Honorable John R. Clark
Representative, 6th District
Jackson County
3923 Holmes
Kansas City, Missouri

Dear Sir:

Your recent request for an official opinion reads as follows:

"I have been asked by one of our citizens in Kansas City, Missouri, to write you and request an official opinion on the following matter.

"When does the term of office of the Governor of Missouri commence and when does it end."

In this regard we direct your attention to Section 111.090 RSMo 1949, which reads:

"1. On the first Tuesday after the first Monday in November, in the year 1948, and every four years thereafter, there shall be an election held in each township in this state, and in each ward of the city of St. Louis, for the election of governor, lieutenant governor, secretary of state, state treasurer and attorney general, who shall hold their offices for the term of four years after the second Monday in January next after their election, and until their successors are elected and qualified.

"2. The state auditor shall be elected for a term of two years at the general election in the year 1948, and his successors shall be elected for terms of four years. The state auditor shall hold his office for a term commencing after the second Monday in January next after his election, and until his successor is elected and qualified."

Honorable John R. Clark

Section 12, of Article VII, of the Constitution of Missouri, provides that "except as provided in this constitution, and subject to the right of resignation, all officers shall hold office for the term thereof, and until their successors are duly elected or appointed and qualified."

In view of Section 111.090, supra, and Section 12, of Article VII, of the Constitution of Missouri, supra, it appears that the term of the Governor of Missouri begins on the second Monday in January following his election, and continues for a term of four years, and until a successor is elected and qualified.

CONCLUSION

It is the opinion of this department that the term of the Governor of Missouri begins on the second Monday in January following his election, and continues for a term of four years and until a successor is elected and qualified.

The foregoing opinion, which I hereby approve, was prepared by my Assistant, Hugh P. Williamson.

Very truly yours,

John M. Dalton
Attorney General

HPW/ld