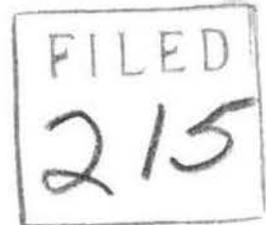


OPINION NO. 215  
ANSWERED BY LETTER  
(Kingsland)

June 2, 1964



Honorable Charles H. Baker  
Prosecuting Attorney  
Dunklin County  
Kennett, Missouri

Dear Mr. Baker:

This is in answer to your letter dated May 19, 1964, requesting our interpretation of the mandatory provisions of Section 165.693, regarding resubmission of plans for school district reorganization.

I am enclosing for your consideration an opinion dated January 29, 1960, addressed to Mr. Hubert Wheeler, which involves our interpretation of the statute in question. In the body of this opinion it is noted, page 6, that the purpose of this section is "to prevent the voters from being harassed with frequent elections on the same or substantially similar propositions". It is difficult to see how the formation of a new county board of education would affect this general proposition to hold that the election could then be held within the one year period and would have the end result of subjecting the voters to the "harassment" that the purpose of this statute is designed to minimize.

It is therefore the opinion of this office that the election on the formation of a new county board of education in no way affects the mandatory one year provisions of Section 165.693, supra.

Yours very truly,

**THOMAS F. EAGLETON**  
Attorney General

RDK:bjj

Enclosure