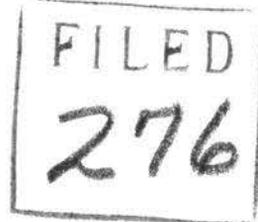


Opinion No. 276
Answered By Letter
(Mansur)

April 29, 1966



Honorable Paul E. Williams
State Representative
Pike County
Room 303, Capitol Building
Jefferson City, Missouri

Dear Representative Williams:

Recently you requested an opinion from this office as to whether a resident of the State of New Mexico, otherwise qualified, could be appointed as prosecuting attorney of a third class county.

We are enclosing herewith an opinion issued by this department on May 24, 1965, to Honorable Warren E. Hearnes, Governor of the State of Missouri, in which the residency requirements of public officials under Section 8 of Article VII of the Constitution of Missouri 1945, is discussed at length. Section 56.010, RSMo., relates to the qualification of prosecuting attorneys to be elected.

It is our opinion, that under the above constitutional provision a person must be a resident of the State of Missouri, one year next preceding his election or appointment to the office of prosecuting attorney.

Very truly yours,

NORMAN H. ANDERSON
Attorney General

Enclosure:
Opinion No. 139(1965)