



OFFICES OF THE

ATTORNEY GENERAL OF MISSOURI

JEFFERSON CITY

April 16, 1974

OPINION LETTER NO. 178

JOHN C. DANFORTH  
ATTORNEY GENERAL

Dr. Arthur L. Mallory  
Commissioner of Education  
Department of Education  
Sixth Floor Jefferson Building  
Jefferson City, Missouri 65101

Dear Dr. Mallory:

This letter is in response to your question asking:

"Does Section 164.121 authorize a board of education in a six-director district other than a metropolitan or urban district to borrow money and issue bonds in payment thereof for the purpose of building a bus maintenance and storage building providing the proposition is presented to the voters in accordance with provisions of Section 164.121(2) and the proposal receives the required constitutional majority?"

We believe that your question is answered by our enclosed Opinion No. 41, dated August 7, 1951 to Holmes, which held that the limiting language of the statutory predecessor to Section 164.121, RSMo, which also enumerated the purposes for such bond issues, was not controlling because Section 26(b) of Article VI of the Missouri Constitution is self-enforcing and therefore the issuance of school district bonds for the general expenses of the school district is proper.

Very truly yours,

A handwritten signature in cursive script, appearing to read "John C. Danforth".

JOHN C. DANFORTH  
Attorney General

Enclosure