

LETTER OPINION
93-L-126

April 6, 1993

Mr. Douglas G. Manbeck
Nelson County State's Attorney
P.O. Box 428
Lakota, ND 58344-0428

Dear Mr. Manbeck:

Thank you for your March 19, 1993, letter requesting a clarification of my March 11, 1993, Attorney General's opinion. Specifically, you ask for clarification of the sentence: "It is therefore my opinion that no vote is required to approve the revised proposal devised under N.D.C.C. ? 15-27.6-10(3), unless the proposed tax levy requires submission for a vote as discussed above."

What I intended by the above-quoted sentence was that the only time a vote is necessary is when a vote is required on the proposed tax levy. A vote is never required on any other issue involving a revised proposal, including the issue of whether the five districts should combine to form one school district.

I trust that this clarifies my March 11, 1993, letter opinion to you.

Sincerely,

Heidi Heitkamp
ATTORNEY GENERAL

bab/pg
cc: Jerald L. Engelman