

Opinion No. 34-822

October 27, 1934

BY: E. K. NEUMANN, Attorney General

TO: Mrs. Georgia L. Lusk, Superintendent of Public Instruction, Santa Fe, New Mexico.

{*163} This is in response to your letter of today in which you ask for an opinion as to what authority has the {*164} right to permit or deny the use of a school building in a municipal school district for a public gathering of teachers.

Section 120-902 of the 1929 Code provides that municipal school boards shall have like powers as those possessed by county boards of education over rural school districts. Section 5 of Chapter 119, Laws of 1931 provides that such boards "shall have supervision and control of * * * sites, buildings, equipment, etc."

Consequently it is my opinion that in the case mentioned by you the municipal school board has the power to permit or deny the use of such school building for the purposes stated.

By: QUINCY D. ADAMS,

Asst. Attorney General