

September 2, 1944

Mr. L.S. Neeb, Secretary,
State Board of Technical Registration
Box 1029
Phoenix, Arizona.

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ARIZONA ATTORNEY GENERAL

Dear Mr. Neeb:

We have your letter of August 11, 1944, asking whether you are permitted to draw a salary as Secretary of the State Board of Technical Registration, and at the same time receive pay or compensation from and while employed by the Arizona State Teachers College at Tempe.

Your employment at the said College does not constitute you an officer of the State. Your employment as a member of and as the secretary of the State Board of Technical Registration does constitute you an officer of the State.

We, therefore, are of the opinion that within the provisions of the law there exist no incompatible duties to be performed in the two employments. However, should the time required or the manner of the performance of your respective duties actually create in fact a conflict, such would be a matter of administrative determination by either the college authorities or the Board of Technical Registration. We are concerned solely with the interpretation of the law.

Your employment as a teacher or instructor in the said College does not bar you from so receiving such pay or compensation as the State Board of Technical Registration may fix for the secretary of said Board within the limits of the law.

Therefore, we are of the opinion that you may receive compensation as Secretary of the State Board of Technical Registration, and in such amount, not exceeding one hundred dollars (\$100) per month, as the Board may by resolution determine; conditioned of course, upon the availability of the funds from the fees appropriated to your board by the legislature.

Respectfully,

JOE CONWAY, Attorney General

THOMAS J. CROAFF,
Assistant Attorney General

EARL ANDERS N
Chief Assistant
Attorney General