



OFFICE OF THE  
**Attorney General**  
STATE CAPITOL  
Phoenix, Arizona 85007

BRUCE E. BABBITT  
ATTORNEY GENERAL

(R 75-256)

75-97

April 22, 1975

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**ARIZONA ATTORNEY GENERAL**

Mr. Albert Firestein  
Chief Civil Deputy  
Maricopa County Attorney  
101 West Jefferson  
Phoenix, Arizona 85003

Dear Mr. Firestein:

Receipt is acknowledged of the copy of your letter  
(School Opinion No. 75-12) dated April 14, 1975,  
addressed to Mr. Richard L. Harris, Superintendent,  
Maricopa County Schools, regarding County Reorganiza-  
tion Committee.

This office agrees with the contents of your letter.

Sincerely,

BRUCE E. BABBITT  
Attorney General

MICHAEL M. SOPHY  
Special Assistant Attorney General

MMS:lf

COPY

# OFFICE OF THE MARICOPA COUNTY ATTORNEY

MOISE BERGER COUNTY ATTORNEY

400 SUPERIOR COURT BUILDING, 101 W. JEFFERSON, PHOENIX, ARIZONA



April 14, 1975

School Opinion 75-12

Requested by: Richard L. Harris, Superintendent,  
Maricopa County Schools

Question: Since the County School Superintendent must call a convention within one year of the first meeting of the County Reorganization Committee, what procedures should be followed at that time where the committee has not been able to prepare a plan or submit it to each proposed reorganized district?

Reply: See opinion.

The 31st legislature, 1st special session, in Senate bill 1001 included the sections by which it indicated the procedure to be followed in reorganizing school districts. Sections 43 through 60 contain the only information available for our guidance.

Section 49 describes the initial steps, the meeting of the convention to select the reorganization committee. Section 52 outlines the mandatory steps that the committee must follow.

I understand that the Maricopa County Reorganization Committee has been selected and has been meeting regularly for some time. It has undertaken to visit each district within the County one time to hold public hearings. However, almost one year has passed since its first meeting, and the committee now reports that it will not be able to prepare any reorganization plans within the time specified. You now ask how you should proceed.

Section 52 makes it mandatory on the committee to prepare a plan and submit it to the County Convention within one year.

By this section, the legislature has dictated that two things must occur within one year of the first meeting of the committee. First, the county convention must meet. Secondly, the committee must submit a plan to the convention.

Section 48 describes the duties of the County School Superintendent being chairman of the convention as well as of the committee. It is the superintendent's duty to call a meeting of the convention within the year limitation of Section 52 to consider the report, if any, of the committee. The statute provides for no delay or continuance of this meeting.

If, at the meeting, the committee then reports that it has no plan to offer to the convention, the superintendent shall submit the status of the committee report to the legislature in his annual report by January 1, as provided in Section 48.

Copy of this opinion is being forwarded to the Attorney General for review.

MOISE BERGER  
MARICOPA COUNTY ATTORNEY

By Albert Firestein  
ALBERT FIRESTEIN  
CHIEF CIVIL DEPUTY

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