August 29, 1946

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ARIZONA ATTORNEY GENERAL

Mr. Guido P. Cislaghi
Greenlee County School
Superintendent
Clifton, A r i z o n a

Dear Mr. Cislaghi:

We have your letter of August 22, 1946, asking our opinion on the following questions:

"1. Is a teacher who holds a Life Diploma issued by the Territory of Arizona in the year 1909 qualified to teach in the Arizona Public Schools at present?

2. May the County School Superintendent allow the payment of a salary for services rendered as a teacher, to such a teacher?"

In answering your question, please be advised that Sec. 2132, 1901 Revised Statutes of Arizona, 6th provision, under the Powers and Duties of the Board, prescribes that the board grant (1) Educational Diplomas valid for six (6) years and (2) Life Diplomas. Territorial Board of Examiners, under subdivision (6), Sec. 2141, 1901 Arizona Revised Statutes, and subdivision (9) of Chap. 2697, Revised Statutes of Arizona 1913, paragraph 988, Chap. 21, 1928 Revised Code of Arizona, and subdivision (7) of Chap. 54-102, A. C. A. 1939, Powers and Duties of the Board, have practically the same provision, which reads as follows:

"To supervise and control the certification of teachers and prescribe rules and regulations therefor, and to revoke all certificates or life diplomas for immoral or unprofessional conduct, or for evident unfitness to teach;"

Therefore, from the above-quoted sections, it is our opinion that a person holding a life diploma, issued by the Territorial Board of Arizona, is qualified to teach in the public schools of Arizona at the present time.

It is also our opinion that the superintendent may allow the payment of a salary for services rendered as a teacher to one holding a life diploma, providing, of course, that the life diploma has not been revoked for immoral or unprofessional conduct or for evident unfitness to teach.

Trusting the above answers your questions satisfactorily, we are

Very truly yours

JOHN L. SULLIVAN
Attorney General

MAURICE BARTH
Assistant Attorney
General

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