



Glenn
Attorney General
STATE CAPITOL
Phoenix, Arizona 85007

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ARIZONA ATTORNEY GENERAL

Robert R. Corbin

March 18, 1980

Thomas C. Reed, Esq.
Deputy Attorney
Santa Cruz County Attorney's Office
Torre Blanca Building
1202 Grand Avenue
Nogales, AZ 85621

Re: 180-042 (R80-051)

Dear Mr. Reed:

Pursuant to A.R.S. § 15-122(B), we decline to review your February 22, 1980 opinion addressed to the Superintendent of the Patagonia Union High School concerning reopening of teachers' contracts. We believe A.R.S. § 15-436(B), shielding the board from personal liability when relying upon the Attorney General's written opinion, applies equally to board action taken in reliance on a County Attorney's opinion which we have declined to review pursuant to A.R.S. § 15-122(B).

--Sincerely,

Bob Corbin

BOB CORBIN
Attorney General

BC/mm

OFFICE OF THE SANTA CRUZ COUNTY ATTORNEY

R80-051

RICHARD N. GROVES
County Attorney

JOSE LUIS MACHADO
Chief Deputy

WILLIAM ROTHSTEIN
Deputy

ABRAHAM T. TRUJILLO
Special Investigator



Torre Blanca Building
1202 Grand Avenue
Nogales, Arizona 85621
Tel. (602) 287-3679

February 22, 1980

Mr. Joseph M. Landavazo, Superintendent
Patagonia Union High School
P. O. Box 254
Patagonia, Arizona 85624

Re: Reopening Teachers' Contracts

Dear Mr. Landavazo:

Regarding your recent request for an opinion as to whether Teachers' Contracts may be reopened, it is my opinion that they may not. Attorney General Opinion No. 74-14L indicated that a teacher's fixed salary, previously budgeted, could not be revised without additional consideration. The factual situation in Patagonia is sufficiently similar to conclude that it would be improper to "reopen" the contracts at this time.

A copy of this opinion is being sent to the Attorney General for his concurrence, revision or correction.

Sincerely yours,

A handwritten signature in dark ink, appearing to read "Thomas C. Reed".

Thomas C. Reed, Deputy
Santa Cruz County Attorney

TCP/ar

cc: Honorable Robert Corbin
Attorney General
State of Arizona
State Capitol
Phoenix, Arizona 85007