



Attorney General
STATE CAPITOL
Phoenix, Arizona 85007

Robert R. Corbin

April 9, 1982

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ARIZONA ATTORNEY GENERAL

Mr. G. Eugene Neil, Bureau Chief
Office of Maricopa County Attorney
101 West Jefferson, 2nd Floor
Phoenix, Arizona 85003

Re: I82-054 (R82-040)

Dear Mr. Neil:

Pursuant to A.R.S. § 15-253.B, we decline to review your opinion dated March 15, 1982, to the Superintendent of the Phoenix Union High School District concerning whether student activity funds may be used by students to defray legal costs involved in opposing a governing board decision to close a particular high school within the district.

Sincerely,

A handwritten signature in cursive script that reads "Bob Corbin".

BOB CORBIN
Attorney General

BC/GLL/lm

OFFICE OF THE MARICOPA COUNTY ATTORNEY

LEGAL SERVICES DIVISION
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TOM COLLINS, COUNTY ATTORNEY

NORMAN C. KEYSER, CHIEF DEPUTY

EDUCATION OPINION

ISSUE NO LATER THAN

5-21-82

March 15, 1982

Dr. Patrick B. Henderson,
Superintendent
Phoenix Union High School
2526 West Osborn
Phoenix, Arizona 85017

3-26-82 pc
LASEN
R82-040

Dear Dr. Henderson:

This formal opinion is issued in response to your request of March 5, 1982, a copy of which is attached.

The answer is found in Attorney General Opinion 179-044 (R78-322). Since this opinion holds that a student activity fund is restricted to an amount necessary to meet the current expenses of those student activities specified in A.R.S. §15-1121. We conclude that student activity funds can only be expended for

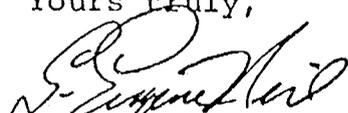
"...activities of student organizations, clubs, school plays, or other student entertainment."

The statute has no provision which allows student activity funds to be donated to a non-student organization. Therefore student activity funds cannot be used to support a lawsuit brought by a parental organization against the District Governing Board.

Additionally, the Associated Student Body of East High does not have standing to sue the Governing Board. Associated Students etc. v. Arizona Board of Regents, 120 Ariz. 100, 103, 584 P.2d 564 (1978), cert den. 440 U.S. 913, 59 L.ed2d 462, 995. Ct. 1226 (1980).

We are submitting this opinion to the Attorney General for his review.

Yours truly,


G. Eugene Neil
Bureau Chief

cc: All Board Members