

OFFICE OF THE ATTORNEY GENERAL



94-00005

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Honorable Jeff Dolbare
Member, House of Representatives
Star Route, Box 17
Bigbee, AL 36510

Water and Fire Protection
Authority - Boards of
Directors - Employees,
Employers, Employment -
Conflicts of Interest

Member of the board of directors of a county water and fire protection authority may not be an employee of the authority.

Dear Representative Dolbare:

This opinion is issued in response to your request for an opinion from the Attorney General.

QUESTION

Can a person who serves on the Washington County Water and Fire Protection Authority with no salary also be a paid employee of that authority?

FACTS AND ANALYSIS

Water, sewer and fire protection authorities are established pursuant to Code of Alabama 1975, § 11-88-1, et seq. This office has previously held that a member of the board of directors of such an authority may not be employed by the authority because such employment would present a

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conflict of interest contrary to the public policy and contrary to common law. Opinion to the Honorable Weldon R. Carter, dated March 4, 1993, A.G. No. 93-00159.

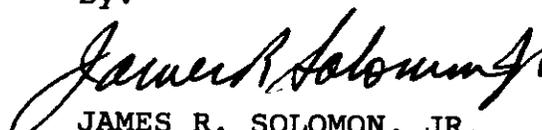
CONCLUSION

A member of the Board of Directors of the Washington County Water and Fire Protection Authority may not also be a paid employee of that authority. Questions concerning the State Ethics Law should be addressed directly to the State Ethics Commission.

I hope this sufficiently answers your question. If our office can be of further assistance, please do not hesitate to contact us.

Sincerely,

JIMMY EVANS
Attorney General
By:


JAMES R. SOLOMON, JR.
Chief, Opinions Division

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