

86-00061  
OFFICE OF THE ATTORNEY GENERAL



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NOV 25 1985

Honorable Edmon H. McKinley  
City Attorney  
City of Thomasville  
P. O. Box 127  
Thomasville, AL 36784

Boards of Education - Offices  
and Officers - Residence  
Requirements

A person must be a resident of  
the City of Thomasville in order  
to serve on the City Board of  
Education.

Dear Mr. McKinley:

We have received your request for an opinion from this  
office. Your request was as follows:

"Can a person who lives outside of the City  
limits of the City of Thomasville serve on  
the Board of Education of Thomasville,  
Alabama?"

Act No. 2320 of the 1971 Acts defines a city as "...incor-  
porated municipalities of five thousand (5,000) or more  
inhabitants..."

Section 3 of this Act states in part:

This Act shall in no way effect any incor-  
porated municipality of five thousand  
(5,000) or less inhabitants...in which  
there exists an independent school system  
on the effective date of this Act.

Edmon H. McKinley  
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The City Board of Education was authorized pursuant to a Resolution adopted by the City Council of the City of Thomasville on November 27, 1961, and would therefore be defined as a "city" and fall under the control of Code of Alabama, 1975 §16-11-2(a) (1985 Cum. Supp.) This Code section states:

The general administration and supervision of the public schools and educational interest of each city shall be vested in a city board of education, to be composed of five members who shall be residents of such city, and who shall not be members of the city council or commission.

Therefore, in order to serve on the City Board of Education of Thomasville, Alabama, a person must be a resident of the City of Thomasville.

I hope this sufficiently answers your question. If, however, we may be of further help, please do not hesitate to contact us.

Sincerely,

CHARLES A. GRADDICK  
ATTORNEY GENERAL

By:



ALICE ANN BOSWELL  
ASSISTANT ATTORNEY GENERAL

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