

In an opinion to be found in Opinions of the Attorney General for 1933, Vol. II, page 1622, it was held as disclosed by the syllabus:

“A member of the soldiers' relief commission may not be employed as an investigator under the provisions of section 2933-1, General Code.”

The only difference between the present situation and the above quoted authorities is that the employe is to be paid with Federal funds. I do not feel that this factor would change the conclusion that it would be against public policy for the Board to appoint one of their own members as Sanitary Inspector.

In view of the above authorities, and without further prolonging this discussion, it is my opinion that a District Board of Health may not appoint one of their own members as Sanitary Inspector under the provisions of Section 1261-22, General Code, even though he may be compensated from Federal funds.

Respectfully,

JOHN W. BRICKER,
Attorney General.

3866.

DISAPPROVAL, BONDS OF GREEN TOWNSHIP RURAL SCHOOL DISTRICT,
FAYETTE COUNTY, OHIO, \$3,384.22.

COLUMBUS, OHIO, January 26, 1935.

Retirement Board, State Teachers Retirement System, Columbus, Ohio.

Re: Bonds of Green Twp. Rural School Dist., Fayette County, Ohio, \$3,384.22.

GENTLEMEN:—I have examined the transcript of the proceedings relating to the above bond issue.

These bonds are issued under authority of House Bill No. 11 of the third special session, as amended by Amended House Bill No. 140 of the second special session of the 90th General Assembly. The amount of the net floating indebtedness as certified by the State Auditor under date of January 5, 1935, is \$3,384.22. The transcript shows that this district issued indebtedness funding bonds under House Bill No. 17 of the first special session of the 90th General Assembly in the sum of \$5,136.00, of which amount at least \$4,366.47 are actually in excess of the limitations for unvoted indebtedness.

Since this amount is greater than the amount of the floating indebtedness of said district as certified by the Auditor of State, it follows that this district cannot issue bonds under this act.

Respectfully,

JOHN W. BRICKER,
Attorney General.