

1749.

APPROVAL, COOPERATIVE CONTRACT FOR ROAD IMPROVEMENT IN
CHAMPAIGN COUNTY.

COLUMBUS, OHIO, April 8, 1930.

HON. ROBERT N. WAID, *Director of Highways, Columbus, Ohio.*

1750.

COUNTY EDUCATIONAL EQUALIZATION FUND—HELD BY COUNTY
TREASURER UNTIL APPORTIONED BY COUNTY BOARD OF EDU-
CATION—HOW SAID FUND PAID TO SCHOOL DISTRICTS.

SYLLABUS:

The county educational equalization fund, created by amended Section 7600, General Code, should be retained by the county treasurer as established by the county auditor, and moneys due to the several school districts, in accordance with apportionment made thereto by the county board of education, should be paid upon warrants issued by the county auditor, payable to the treasurers of the several school districts entitled to the same.

COLUMBUS, OHIO, April 9, 1930.

HON. C. E. MOYER, *Prosecuting Attorney, Sandusky, Ohio.*

DEAR SIR:—This will acknowledge receipt of your request for my opinion which reads as follows:

“A question has arisen in this county in regard to the interpretation of Section 7600, General Code, as amended, as to whether or not the ‘county board of education fund’ or the ‘county educational equalization fund’ shall be retained as a fund by the county auditor and warrants issued from same to the respective school districts after the County Board of Education has determined the approximate amounts due each school district.

In other words, the county board of education seems to think that this equalization fund should be paid over to it in a lump sum and then said board of education distribute the amounts to each school district.

I would think that the intent of the section is that the money be retained as a county educational equalization fund by the county auditor, and the county board after certifying to the county auditor the amount each district is to receive, the county auditor should then issue warrants for the amounts so certified to each district.”

The portion of Section 7600, General Code, as amended in 1929 (113 O. L. 292), which gives rise to your question, reads as follows:

“After each semi-annual settlement with the county treasurer, each county auditor shall immediately apportion school funds for his county. Each city