

**Bonds of School Districts, Qualification of Electors. Electors,  
School Districts, Qualification of Electors.**

All men and women who are citizens of the United States over 21 years of age, and who have resided in the State of Montana one year and in the school district thirty days, are entitled to vote at a school district election for the purpose of issuing school bonds, and they need not be registered in order to vote at such an election.

Helena, Montana, July 25, 1907.

Board of County Commissioners,  
Lewis and Clark County,  
Helena, Montana.

Gentlemen:—

Your request for an opinion on the following question received:

“What are the qualifications of an elector for a school bond election?”

Section 2, Article IX of the State Constitution defines an elector as follows:

“Every male person of the age of 21 years or over possessing the following qualifications shall be entitled to vote at all general elections and for all officers that now are, or hereafter may be elected by the people, and upon all questions which may be submitted to a vote of the people:

“First, he shall be a citizen of the United States; Second, he shall have resided in this State one year immediately preceding the election at which he offers to vote, and in the town, county or precinct such time as may be prescribed by law.”

Section 10 of Article IX provides that women shall have the right to vote at any school district election.

See also Sections 1181 and 1186 of the Political Code.

Section 1777 of the Political Code, as amended by the laws of 1897, p. 138, reads as follows:

“Section 1777. Every citizen of the United States who has resided in the State of Montana for one year, and thirty days in the school district next preceding the election may vote thereat. Women of the age of twenty-one years and upwards who are citizens of the United States, and who have resided in the State of Montana one year, and in the school district for thirty days next preceding the day of election, may vote thereat; Provided however that before any such person shall be

entitled to vote in any district of the first class, he or she shall have registered as in this Act hereinafter required."

Section 1962 of the Political Code, as amended by the laws of 1901, page 125, provides that bond elections in school districts shall be held in the manner prescribed for the elections of school trustees, except that no registration will be required.

Sections 1960 and 1961, as amended by the laws of 1905, page 59, provide that school trustees must submit the question of issuing bonds to the "electors" of the district.

Under the above laws you are advised that all men and women who are citizens of the United States, 21 years of age and who have resided in the State of Montana one year and in the school district thirty days next preceding the day of election, may vote at a school district election upon the question of authorizing an issue of school bonds, and that they need not be registered in order to vote at such an election.

Very truly yours,

ALBERT J. GALEN,

Attorney General.