

School Warrants—Trustees—Authority.

By Paragraph 9, Sec. 302 of the School Law, Chap. 76 of 1913 Session Laws, trustees may issue warrants in anticipation of school moneys which have been levied, but such shall not be drawn in excess of sum already levied.

December 2, 1918.

Mr. G. W. Meinhold, Chairman,
Bord of Trustees, School Dist. No. 22,
Coburg, Montana.

Dear Sir:

I am in receipt of your letter of November 26th, in reference to the carrying of school warrants and stating that you have about \$3,000.00 worth of warrants to be carried for a year.

Section 2989 of the Revised Codes provides that when any warrant is presented to the County Treasurer for payment and the same is not paid for want of funds, the Treasurer must endorse thereon, "Not paid for want of funds," annexing the date of presentation, and sign his name thereto; and from that time until paid, the warrant bears interest at 6% per annum. But in this connection I would direct your attention to the provisions of Paragraph 9, Section 302 of the School Law, Chapter 76 of the 1913 Session Laws, which states that school trustees shall have the authority to issue warrants in anticipation of school moneys *which have been levied* but not collected for the payment of current expenses of schools, *but such warrants shall not be drawn in any amount in excess of the sum already levied.*"

Respectfully,

S. C. FORD,

Attorney General.