



STATE OF ARKANSAS
OFFICE OF THE ATTORNEY GENERAL
JUSTICE BUILDING, LITTLE ROCK 72201

STEVE CLARK
ATTORNEY GENERAL

(501) 371-2007

OPINION NO. 85-106

April 16, 1985

Honorable Jon S. Fitch
State Senator
Route 1
Hindsville, AR 72738

Dear Senator Fitch:

This is in response to your opinion request wherein you posed the following inquiry:

If a school board makes a contract in February to extend an existing contract and grant a raise to the superintendent and principals, by a majority vote of the existing school board, can a newly elected board, during the March meeting, by majority vote, disapprove the minutes of that February meeting which applied to the extension and raises of those people and issue new contracts with different terms.

For the following reasons, it is the opinion of this Office that the answer to your question is no.

The essence of your question is whether an incoming school board is bound by the actions of its predecessors. Obviously, the answer to that question is yes. Furthermore, it appears from your question that the outgoing school board made a contractual offer in February which was accepted by the superintendent and principals affected. Once the offer was accepted in February, the incoming school board is bound by the contract and cannot withdraw the offer previously accepted.

The foregoing opinion, which I hereby approve, was prepared by Assistant Attorney General C. Randy McNair, III.

Sincerely,

A handwritten signature in cursive script, appearing to read "Steve Clark".

STEVE CLARK
Attorney General

JSC:CRM:jk