



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

(501) 371-2007

STEVE CLARK
ATTORNEY GENERAL

OPINION NO. 85-204

October 25, 1985

Mr. Gene Raff
Prosecuting Attorney
Helena, AR 72342

Dear Mr. Raff:

This is in response to your request for an opinion on the following question:

Can the wife of a Quorum Court member be hired by an elected county official as a deputy clerk without there being any violation of Arkansas law and without there being any conflicts of interest?

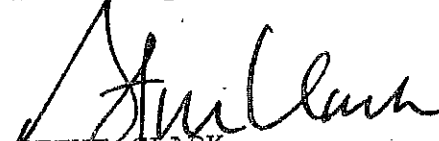
Ark. Stat. Ann. §17-4208(1) in part, states:

The officer or employee may not use their office, the influence created by their official position, of information gained by virtue of their family, or associates personal economic interest, other than advancing strictly incidental benefits as may accrue to any of them from the enactment or administration of law affecting the public generally.

If the Quorum Court member used his position, or influence in securing his wife's employment as a deputy clerk then there may be a violation of the aforementioned statute. However, if his wife secured the position without using any inside information or influence from her husbands position then there would not be a violation of the statute.

The foregoing opinion, which I hereby approve, was prepared by Chief Deputy Attorney General Rodney Parham

Sincerely,


STEVE CLARK
Attorney General

SC/RP/ljm