

Opinion No. 16-1874

October 3, 1916

BY: FRANK W. CLANCY, Attorney General

TO: Mr .J. W. Thompson, Clayton, New Mexico.

Legal qualifications of county school superintendents.

OPINION

{*424} I have just received your letter of the 30th of September asking me to tell you what are the legal qualifications of county superintendents in New Mexico.

By Section 18 of Chapter 97 of the Laws of 1907, it was declared that no person should be eligible to the office of county superintendent of schools who is not a person of culture and practical experience and learning in those branches of education taught in public schools, as provided by law, and a person of good moral character. With the adoption of the constitution, however, these requirements {*425} have disappeared as Section 2 of Article VII of the constitution provides that every male citizen of the United States who is a legal resident of the state and is a qualified elector therein, shall be qualified to hold any public office in the state except as otherwise provided in the constitution, but it is further provided in the same section, that women possessing the qualifications of male electors prescribed in Section 1 of the same Article, shall be qualified to hold the office of county school superintendent or the office of school director or member of a board of education.