

SHERIFF'S COMMISSIONS NOT ALLOWED ON
AMOUNTS RECEIVED FOR HIRE OF CON-
VICTS.

Tallahassee, Fla., January 15, 1917.

My dear Sir:

Yours of the 13th instant has been received and noted.

There is no authority that I know of for paying sheriffs of the counties in this State a commission upon the amounts received by the counties for the hire of county prisoners. The contracts for the lease of county prisoners are made by the boards of county commissioners and the money is due by the lessees to the counties and does not necessarily pass through the hands of the sheriffs.

Yours very truly,

T. F. WEST,

Attorney General.

SCHOOL DISTRICTS—ORGANIZATION OF
SPECIAL TAX.

Tallahassee, Fla., January 22, 1917.

My dear Sir:

I am in receipt of your inquiry as follows:

"Please advise me whether or not we can organize a whole county into a special school sub-district."

Special tax school districts are organized under the provisions of Sections 399 to 416 of the General Statutes. This law seems to contemplate that a special tax school district shall not embrace the whole county but shall be some subdivision of the county.

I think, therefore, that a sub-district embracing the entire county is probably unauthorized and that the validity of such district would be doubtful.

The Attorney General is not authorized to officially advise in a case of this kind and, therefore, what is said in this letter cannot be regarded as an official expression from this office.

Yours very truly,

T. F. WEST,
Attorney General.

SCHOOL DISTRICTS—SPECIAL TAX TRUSTEES—
MILLAGE.

Tallahassee, Fla., February 2, 1917.

My Dear Sir:

I have your communication of January 31st relative to the enlargement of special tax school districts in this State, and in reply beg to advise that Section 400 of the General Statutes provides for the creation of such special tax school districts, and that Section 401 of the General Statutes provides that all such special tax school districts shall continue until disestablished or changed by like proceedings as those by which they were created.

Construing these two statutes together it would seem that the legislature contemplated that when a special tax school district was created and the trustees elected and the millage assessed, such trustees would hold for the ensuing two years, and the millage voted would be collectable for the ensuing two years; and that if a district should be enlarged in the meantime that the enlarged portion would become a part of the original district, under the terms and conditions already imposed.