

OPINION
65-1

October 23, 1965 (OPINION)

Mr. Harold G. Vavra

Director

Aeronautics Commission

RE: Aeronautics - Commission - Awards

This is in reply to your letter of 20 October 1965 in regard to representation of your commission at a two-week aviation maintenance training course at the Federal Aviation Agency Aeronautical Academy at Oklahoma City, Oklahoma.

You inform us in essence that your commission voted to participate in the cost of awarding an annual State Aviation Mechanic Award in cooperation with the Federal Aviation Agency for the selection of the best aviation safety idea or device submitted by a mechanic who makes a definite contribution to air safety in North Dakota. The award furnished by the federal government is a two-week tuition-free aviation maintenance training course at the Federal Aviation Agency Aeronautical Academy.

Under the proposed plan the selected mechanic would attend the school as the representative of your commission, would duly participate in the project while there, account for expenses of travel in accordance with sections 44-08-03, 44-08-04, 44-08-05.1, 54-06-09 and 54-06-10 of the North Dakota Century Code, as amended to date, submit a written technical report covering the latest aviation mechanic standards and techniques for the use of the commission in advancing or improving aviation maintenance standards in North Dakota, and of course vouchers for the actual expenses incurred whereupon he would be reimbursed for such expense from the "fees and services" line item of the Aeronautics Commission appropriation.

You call our attention to section 2-05-05 of the North Dakota Century Code covering the general responsibilities of the commission and particularly to subpart two thereof in regard to cooperation and assistance with the federal government and other agencies and persons. We note also the provisions of section 2-05-07 of the North Dakota Century Code with regard to the responsibilities of the commission with regard to state airways system and section 2-05-08 of the North Dakota Century Code with regard to promulgating rules, regulations and procedures, and establishment of minimum standards.

On these bases we see no legal objection to the proposed expenditure assuming of course full compliance with said sections 44-08-03, 44-08-04, 44-08-05.1, 54-06-09 and 54-06-10 of the North Dakota Century Code, as amended to date.

HELGI JOHANNESON

Attorney General