

OPINION
55-50

May 24, 1955 (OPINION)

ELECTIONS

RE: Bond issue - Procedure After Negative Vote

This office acknowledges receipt of your letter of May 20, 1955, requesting an opinion concerning the following question pertaining to a bond election. The question which you present is: If an election had been held under the provisions of chapter 21-03 of the North Dakota Revised Code of 1943 and in conformity with section 21-0307, and the voters did not approve of the issuance of the bonds, would it be possible for the question to be brought up again at another election immediately if the proceedings are instituted again according to the provisions of the said law?

It is the opinion of this office that chapter 21-03 of the North Dakota Revised Code of 1943, as amended, does not limit the number of elections which may be held upon the question of issuing bonds and that therefore the question may be submitted as often as the taxpayers are willing to petition for such an election or the governing body of the municipality so orders according to the provisions of said chapter. I presume that you are aware of the fact that in order for the question to be submitted it must first have the approval of the budget board of review of the municipality.

LESLIE R. BURGUM

Attorney General