

**OPINION  
56-171**

July 9, 1956 (OPINION)

SCHOOL DISTRICTS

RE: Investing Surpluses

We have received your request for an opinion in regard to the authority of a school district to invest surplus funds.

The 1955 Legislative Assembly amended section 21-0607 of the 1953 Supplement by passage of Chapter 173 of the 1955 Session Laws which reads as follows:

From and after the passage and approval of this Act, it shall be lawful for counties, cities, village, school districts, park districts and townships in this state to invest surpluses in their general fund, or surpluses in any special or temporary fund, in government bonds of the United States, provided, however, that bonds so purchased shall be taken into consideration in making levies for the ensuing year, and when funds are needed for current expenses, the governing board and authorities of such municipalities shall be authorized to convert said bonds into cash."

We believe this law would apply to the situation which confronts you.

LESLIE R. BURGUM

Attorney General