Dear Mr. Davis:

You have submitted to us the following question: "Is there a conflict of interest or for that matter any plausible reason why a person can not hold both the elective office of County Court at Law Judge and also the elective office of School Board member, particularly when no remuneration is given for the latter?"

The separation of powers established by Article 2, § 1 of the Constitution of the State of Texas disqualifies a County Judge from serving on a School Board. As County Judge he is a member of the judicial department. He may not, as such, "exercise any power properly attached to" the executive department, of which school boards are a part.

Very truly yours,

JOHN L. HILL
Attorney General of Texas

APPROVED:

DAVID M. KENDALL, Chairman
Opinion Committee