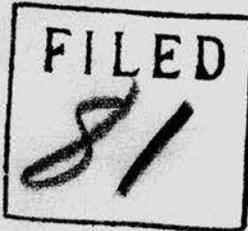


HOUSE BILL NO. 70: House Bill No. 70 of the 66th General Assembly of Missouri will take effect and be in force on and after the 9th day of October, 1951.



September 28, 1951

10-8-51

Honorable William E. Seay  
Prosecuting Attorney  
Dent County  
Salem, Missouri

Dear Sir:

Your recent request for an official opinion has been assigned to me to answer. You thus state your opinion request:

"This office would like to know if an opinion has been rendered upon House Bill number 70 of the 66th General Assembly relative to whether or not the provisions are effective for the year 1951.

"If an opinion has not been rendered this office desires to know whether or not the above bill is effective for the year of 1951."

House Bill No. 70 of the 66th General Assembly of Missouri was finally passed on June 11, 1951. It was signed by the Governor on June 25, 1951.

On June 15, 1951, there was passed by the General Assembly of Missouri, House Concurrent Resolution No. 12, which reads:

"Whereas, Section 29, Article II of the Constitution of 1945 provides that if the General Assembly recesses for thirty days or more it may prescribe by joint resolution that laws previously passed and not effective, shall take effect ninety days from the beginning of such recess and,

Honorable William E. Seay

"Whereas the 66th General Assembly has resolved to recess for a period beginning July 11, 1951, and ending August 15, 1951,

"Now, therefore, be it resolved by the House of Representatives and Senate jointly, that all laws passed by the 66th General Assembly of the State of Missouri, on or before the 11th day of July, 1951, and not effective, shall take effect ninety days from the beginning of said recess, that is to say, shall take effect and be in force on the 9th day of October, 1951."

House Bill No. 70 was not passed with an emergency clause and therefore, was not in effect on or before the 11th day of July, 1951.

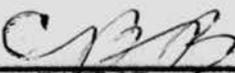
CONCLUSION

It is the opinion of this department that House Bill No. 70 of the 66th General Assembly of Missouri will take effect and be in force on and after the 9th day of October, 1951.

Respectfully submitted,

HUGH P. WILLIAMSON  
Assistant Attorney General

APPROVED:

  
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J. E. TAYLOR  
Attorney General

HPWab