

INTOXICATING LIQUORS:

Section 11558, R. S. Mo. 1919,
prohibiting sale of intoxicating
liquors to students stands repealed.

STUDENTS:

December 8, 1938



Honorable E. J. McMahon
Supervisor
Department of Liquor Control
Jefferson City, Missouri

Dear Sir:

We have received your letter of December 6,
1938, which reads as follows:

"I have copy of REPORT OF STATUTE
REVISION COMMISSION AND PROPOSED
LEGISLATIVE ENACTMENTS recently pub-
lished, and my attention has been
called officially to page 47, and
paragraph 77, in re 'selling liquor
to student - penalty.'

"The question has been raised as to
whether the Revised Statutes of 1919,
Section 11558, prohibiting the sale
of intoxicating liquors to the students
of the University of Missouri, or any
other college or academy of the State,
is still in effect or has been voided
by any subsequent legislative action.

"I request your opinion on this sub-
ject for the guidance of this Depart-
ment."

Section 11558, R. S. Mo. 1919, did provide that
any person who should knowingly sell, give or in any manner
dispose of any intoxicating liquor to any student of the
University of the State of Missouri, or of any school,

college or academy in this State should be deemed guilty of a misdemeanor. However, the Legislature in the year 1931 repealed this section. The repealing act contained in the Laws of Missouri, 1931, page 347, reads as follows:

"Section 1. Repealing specified sections. - That sections 11192, 11193, 11195 and 11196, article 2, chapter 102, Revised Statutes, 1919; sections 11293 and 11294, article 5, chapter 102, Revised Statutes, 1919, and section 11558, article 18, chapter 102, Revised Statutes, 1919, be and the same are hereby repealed.

"Approved April 21, 1931."

CONCLUSION

Consequently, since Section 11558, R. S. No. 1919, was repealed by the Legislature in the year 1931, it is no longer a law of this state.

Respectfully submitted

J. F. ALLEBACH
Assistant Attorney General

APPROVED:

J. E. TAYLOR
(Acting) Attorney General