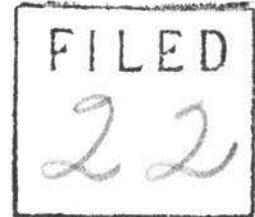


MISSOURI STATE DEPARTMENT OF
RESOURCES AND DEVELOPMENT:

Duties and authority with respect
to functions previously discharged
by the Planning Board of the State
of Missouri and with respect to
the Missouri State Museum.

April 25, 1945



Mr. Hugh Denny
Acting Director
Missouri State Department of
Resources and Development
Jefferson City, Missouri

Dear Sir:

Receipt is acknowledged of your letter dated April 19,
1945, requesting an official opinion of this office, and read-
ing as follows:

"At the Commission meeting on April 17, I
was directed to secure from the Attorney
General a statement on the statutes relat-
ing to the Missouri State Museum and the
State Planning Board which are still opera-
tive and were not repealed under House Bill
502 of the 62nd General Assembly which
created this Commission.

"I will appreciate it very much if you
would review these statutes and inform this
office of those acts which our Commission
should be cognizant of in assuming responsi-
bility for the State Planning Board and the
Missouri State Museum."

We have carefully examined the statutes referred to in
House Bill No. 502 of the 62nd General Assembly and find that
by the enactment of such House Bill, appearing in Laws 1943,
at page 982, all statutes found in the 1939 Revised Statutes
have been outright repealed. Such statutes so repealed were
Nos. 15391 to 15393, inclusive, which created and provided for
the duties of the State Planning Board, and Sections 15441 to

Mr. Hugh Denny

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April 25, 1945

15443, inclusive, which created the Missouri State Museum. From and after the effective date of the new law found in Laws of 1943, at page 982, these statutes have been completely inoperative. As appears from the Act itself, Sections 15391 to 15393, inclusive, R. S. Mo. 1939, have been replaced by Section 8b; and Sections 15441 to 15443, inclusive, R. S. Mo. 1939, have been replaced by Section 10b of the Act.

CONCLUSION

In the premises, we are of the opinion that the Missouri State Department of Resources and Development should be guided by the provisions of Section 8b of the Act found in Laws of Missouri, 1943, at page 982, with respect to the duties previously discharged by the State Planning Board of the State of Missouri, and should be further guided by Section 10b of the same Act with respect to the duties of the Commission relating to the Missouri State Museum.

Respectfully submitted

WILL F. BERRY, Jr.
Assistant Attorney General

APPROVED:

J. E. TAYLOR
Attorney General

WFB:HR