

PENITENTIARY:
PRISONS:
DEPARTMENT OF CORRECTIONS:
CORRECTIONS:
APPROPRIATIONS:
LEGISLATURE:
HOUSE OF REPRESENTATIVES:
POWER PLANTS :

House Bill No. 1, 68th General Assembly, Special Session, as perfected, authorizes and permits the construction of a power plant at the Medium Security Prison for which such bill appropriates money.



April 11, 1956

Honorable Richard J. DeCoster and
Honorable Richard H. Ichord
Members, House of Representatives
Jefferson City, Missouri

Dear Sirs:

You have recently asked for an official opinion of this office, which request reads as follows:

"Would your office please render an opinion as to whether the provisions of the above bill [House Bill #1, 68th General Assembly, Special Session], as perfected, would authorize or permit the construction of a power plant at the Medium Security Institution, provided for in said bill."

We have examined that part of Section 1 of House Bill No. 1 which appropriates ten million dollars for the establishment and construction of a Medium Security Prison. The pertinent portions of this bill read as follows:

"For the establishing and constructing of a Medium Security Prison, including the construction and equipment of buildings, construction of sewer, water and electrical facilities including telephone, telegraph and electrical lines, roadways and streets, and any other construction necessary to the completion and equipment of a modern Medium Security Prison. \$10,000,000.00"

It will be noted that this specifically authorizes the construction of electrical facilities as well as other items which are generally classified as utilities, and authorizes "any other

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construction necessary to the completion and equipment of a modern Medium Security Prison."

The power plant about which you ask would, of course, have to do with the creation of electrical power and, while it might also have to do with the creation of steam and other matters, it is felt that the specific reference to electrical facilities and the general reference to any other construction necessary is sufficient authorization for the construction of a power plant at the Medium Security Prison.

CONCLUSION.

It is therefore the conclusion of this office on the basis of the foregoing that House Bill No. 1, 68th General Assembly, Special Session, as perfected, authorizes and permits the construction of a power plant at the Medium Security Prison.

The foregoing opinion, which I hereby approve, was prepared by my Assistant, Mr. Fred L. Howard.

Yours very truly,

John M. Dalton
Attorney General

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