

March 11, 1971

Answer by Letter (Bartlett)

OPINION LETTER NO. 192

Honorable John J. Johnson
State Senator
Fifteenth District
State Capitol
Jefferson City, Missouri 65101



Dear Senator Johnson:

This letter is in response to your request for an opinion on the question of whether House Bill No. 26 violates any part of the Missouri Constitution or of the Federal Constitution.

We do not believe this bill is clearly unconstitutional under either the Missouri Constitution or the Federal Constitution. Therefore, because all bills enacted by the Missouri legislature have a presumption of constitutionality attached to them and because this office would be in the position of defending the constitutionality of House Bill No. 26 should it pass the legislature, we believe it would be inappropriate for this office to comment in detail on possible constitutional problems this bill may have.

The research we have done on this bill and the one introduced in the Seventy-fifth General Assembly is available to you. If you would be interested in discussing this bill and the arguments which might be made respecting its constitutionality, one of my assistants, D. Brook Bartlett, is familiar with this matter and would be available to meet with you.

Very truly yours,

JOHN C. DANFORTH
Attorney General