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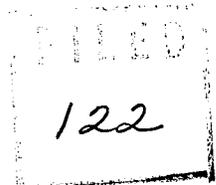
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DIRECT DIAL:

September 18, 1984

OPINION NO. 122-84

The Honorable James C. Kirkpatrick
Secretary of State
State Capitol Building
Jefferson City, Missouri 65101



Dear Mr. Kirkpatrick:

Pursuant to the order pendente lite entered in Payne v. Kirkpatrick, No. CV184-907CC (Circuit Court of Cole County, Division II) on September 17, 1984, I hereby state that if the Secretary of State had certified the sufficiency of the initiative petition submitting the enclosed proposed amendment to the Constitution to the voters, I would have certified the official ballot title, pursuant to Section 116.160.2, RSMo Supp. 1983, as follows:

Authorizes pari-mutuel wagering on horse racing; creates Missouri Horse Racing Commission; creates special fund allocated to Commission, certain educational programs, horse research, and prizes; allows voters of each county to prohibit pari-mutuel wagering locally.

Very truly yours,



JOHN ASHCROFT
Attorney General

Enclosure