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Letter Opinion No. 62-00514
R-415

Darrell F. Smith- Originator
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September 25, 1962

REQUESTED BY: HONORABLE JOHN A. DUNCAN, Superintendent
Department of Liquor Licenses and Control

OPINION BY: ROBERT W. PICKRELL, The Attorney General

QUESTION: May the Department of Liquor Licenses and Control, at the request of the Governor, pay the expenses of representatives of the department to the White House Conference of Narcotics and Drug Abuse from the 1962 appropriation headed "Travel--Out of State--Agents and Addicts--\$1,500.00", "Other--\$500.00"?

CONCLUSION: Yes.

The Legislature appropriated \$1,500.00 for out of state travel which may be used by "agents and addicts". The next question is whether or not this was appropriated only for the transportation of addicts by agents to the U. S. Public Health hospitals for treatment or can it also be construed to cover travel expenses of agents alone, traveling out of state. The key to the construction of this clause is the meaning of the word "and". In 3 CJS at page 1067, we find a discussion of the conjunctive use of the word "and" as follows:

"While it is said that there is no exact synonym of the word in English, it has been defined as meaning 'along with,' 'also,' 'moreover,' 'and also,' 'as well as,' 'besides,' 'in addition to,' 'joined with,' 'together with,' and 'with,' has sometimes been held to be the equivalent of 'provided;' and has been read 'in' to correct a clerical error or misprint."

In view of the meanings that have been given to the word "and", it appears that it would be proper to say that the appropriation of \$1,500.00 is available for out of state travel of agents with or without addicts. The \$500.00 appropriation would then be available for any other employee or for any other purpose which would not come under the designation of "agents and addicts."

It is therefore the opinion of this office that a representative of your office designated as an agent, could travel out of state on departmental business under the \$1,500.00

Hon. John A. Duncan, Superintendent
Department of Liquor Licenses and Control

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appropriation and a representative of the office who is not designated as an agent can travel out of state under the \$500.00 appropriation.

Robert W. Pickrell
ROBERT W. PICKRELL
The Attorney General *by 10/1/62*

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