

LAW LIBRARY
ARIZONA ATTORNEY GENERAL

May 22, 1942

Mr. R. H. Sprague, President
Board of Directors of State Institutions for Juveniles,
Phoenix, Arizona

Dear Mr. Sprague:

We have your letter of May 20th in which you state:

"The Board of Directors of State Institutions for Juveniles hereby requests an opinion as to the status of the funds derived from the care and maintenance of wards of the Federal Government by the Arizona State Industrial School.

"In the general appropriation bill in the last general session of the Legislature these funds were allocated to the school. A question has been raised as to whether these fees go, as in the past, to the general fund, or whether they are to be placed in the operating fund of the Industrial School.

"In case the funds derived from the care of Federal wards are placed in the general fund, is the step taken by the Legislature in its allocation to the school of these funds sufficient to remove the amount from the general fund and return it to the school?"

The general appropriation bill by Subdivision 7, Chapter 122, Laws of 1941, makes an appropriation for the Industrial School. The bill sets out various amounts appropriated for specific purposes. The bill then provides:

"In addition to the above appropriation, there is hereby appropriated the annual income from the land rentals and the interest on the investment of the permanent funds, in compliance with the Enabling Act and the state Constitution, and in addition thereto there is hereby appropriated fees received from the federal government for wards of the federal government placed in said institution."

Mr. R. H. Sprague

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It is our opinion that all fund received by the Industrial School from the Federal government for the care and maintenance of wards of the government have been legally appropriated to the industrial school by the above quoted portion of the general appropriation bill.

All such sums received by the school should be credited by the Treasurer to the account of the Industrial School in the general fund as provided by Section 10-204, A. C. A. 1939, and may be expended as other funds appropriated to the school are expended.

Very truly yours,

JOE COWLEY,
Attorney General

EARL ANDERSON,
Special Assistant
Attorney General