

March 17, 1931.

Mr. Dudley W. Windes,
Assistant County Attorney,
Title & Trust Building,
Phoenix, Arizona.

My dear Sir:

In reply to your letter of the 10th inst. with respect to the fund created by the \$.50 retained by the Assessor for each original automobile registration fee, I advise you as follows:

Section 1672, R.C.A. 1928, provides in part as follows:

"\$.50 of each original registration fee shall be remitted to the County Treasurer of the County in which such registration fee is collected, to be placed in a special fund by such treasurer, said fund to be under the control and for the exclusive use of the assessors in carrying out the provisions hereof."

It is my opinion that from the language of the above the Board of Supervisors may not supervise or in any way control the disbursement of any moneys from the fund herein referred to, since it is, as above stated, "under the control and for the exclusive use of the assessor." Warrants or demands drawn on this fund may not be approved or disapproved by the Board of Supervisors, but they may, of course, audit the funds at any time.

For your information I call your attention to Senate Bill No. 97, 10th Legislature, Section 5 thereof, which will become effective 90 days from the date of the adjournment of the 10th Legislature, and which provides in lieu of the above quoted excerpt a uniform method for the disbursement of this fund.

Very truly yours,

Attorney General

By

RBS:MD

Assistant Attorney General