

This section was first enacted on January 20, 1920, as part of the act commonly known as the Second Crabbe Act. It was amended to read in its present form on April 21, 1927.

Sections 6212-40, 6212-41 and 6212-42 of the General Code were enacted as original legislation March 12, 1921, (109 O. S. 49), and constitute the whole of amended Senate Bill No. 37. The bill was entitled, "An act to prohibit the obstruction of the view of the interior of pool rooms, billiard parlors, and soft drink places". The bill as enacted was numbered sections 1, 2, 3 and 4, without any General Code numbers, and contained no reference to the General Code by title, division, chapter or section. The sectional numbers were designated by the Attorney General in accordance with the authority granted him by the provisions of Section 342-1 of the General Code. Section 6212-19 and Sections 6212-40, 6212-41 and 6212-42 now appear in the General Code under subdivision XIII, entitled "Enforcement of prohibition". While these sectional numbers, as they now appear in the code, seem to indicate that Sections 6212-40 to 6212-42, inclusive, are supplementary to the Crabbe Act, this is not significant in determining the scope of this legislation, because the sectional numbers were designated by the Attorney General.

In the case of *Southern Surety Company vs. Standard Slag Company*, 117 O. S. 512, the court held, as shown by the third branch of the syllabus, as follows:

"Where the Legislature enacts a law and gives such law no code number or numbers, and the Attorney General, in pursuance to his statutory duty, assigns to such law a general code number or numbers, such assignment of the number or numbers is not significant in determining the scope of such legislation."

There is nothing in the provisions of Sections 6212-40 to 6212-42, inclusive, nor in the position of these sections in the General Code, which indicates that it was the intention of the Legislature that the provisions of Section 6212-19, General Code, should be applicable to these sections.

Therefore, I am of the opinion that the provisions of Section 6212-19 of the General Code have no application to the distribution of fines collected for violations of Section 6212-40 of the General Code.

Respectfully,
GILBERT BETTMAN,
Attorney General.

1901.

APPROVAL, BONDS OF WHEELING TOWNSHIP RURAL SCHOOL DISTRICT, BELMONT COUNTY—\$14,000.00.

COLUMBUS, OHIO, May 23, 1930.

Retirement Board, State Teachers Retirement System, Columbus, Ohio.