

the expense of keeping in repair and maintaining the property of the state government." It is not thought that any of the definitions of the term "current expenses" above noted are necessarily exclusive; however, I do not see how the appropriation here in question can be brought within any permissible definition of the term. If this appropriation were one for the purpose of constructing and erecting the monuments referred to in the act, no suggestion would be ventured that such appropriation would be one for current expenses within the meaning of said constitutional provision; nor, in my view of this question, can it be said that an appropriation made by the Legislature for the purpose of providing for the expenses of the special mission provided for in this act is in any sense one for current expenses.

By way of specific answer, therefore, I am of the opinion that the act here in question and the appropriation therein made are subject to a referendum and that the same will not go into effect until ninety days from April 25, 1929, to-wit, on July 24, 1929.

Respectfully,  
 GILBERT BETTMAN,  
*Attorney General.*

479.

APPROVAL, CONTRACT BETWEEN STATE OF OHIO AND BOONE, EASON, WOOD, OF BLUEFIELD, W. VA., FOR CONSTRUCTION OF COTTAGE, OHIO HOSPITAL FOR EPILEPTICS, GALLIPOLIS, OHIO, AT AN EXPENDITURE OF \$96,750.00—SURETY BOND EXECUTED BY THE FIDELITY AND DEPOSIT COMPANY OF MARYLAND.

COLUMBUS, OHIO, June 5, 1929.

HON. RICHARD T. WISDA, *Superintendent of Public Works, Columbus, Ohio.*

DEAR SIR:—You have submitted for my approval a contract between the State of Ohio, acting by the Superintendent of Public Works, for and on behalf of the Department of Public Welfare, and Boone, Eason, Wood, of Bluefield, W. Va. This contract covers the construction and completion of general contract for cottage for patients, Ohio Hospital for Epileptics, Gallipolis, Ohio, and calls for an expenditure of ninety-six thousand seven hundred and fifty dollars (\$96,750.00).

You have submitted the certificate of the Director of Finance to the effect that there are unencumbered balances legally appropriated in a sum sufficient to cover the obligations of the contract. There has also been submitted a contract bond upon which the Fidelity and Deposit Company of Maryland appears as surety, sufficient to cover the amount of the contract.

You have further submitted evidence indicating that plans were properly prepared and approved, notice to bidders was properly given, bids tabulated as required by law and the contract duly awarded. Also it appears that the laws relating to the status of surety companies and the Workmen's Compensation Act have been complied with.

In this connection, it will be noted that the award was made prior to January 1, 1929, and that the original appropriation lapsed before such contract was approved by the Attorney General. However, it will be further noted that the 88th General Assembly, in Amended House Bill No. 203, reappropriated such funds and authorized the expenditure of money for such purposes with the consent and approval of the Controlling Board, which has been obtained.

Finding said contract and bond in proper legal form, I have this day noted my approval thereon and return the same herewith to you, together with all other data submitted in this connection.

Respectfully,  
GILBERT BETTMAN,  
*Attorney General.*

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480.

APPROVAL, CONTRACT BETWEEN STATE OF OHIO AND THE ELECTRIC POWER EQUIPMENT COMPANY, COLUMBUS, OHIO, FOR ELECTRICAL WORK FOR COTTAGE, OHIO HOSPITAL FOR EPILEPTICS, GALLIPOLIS, OHIO, AT AN EXPENDITURE OF \$2,355.00—SURETY BOND EXECUTED BY THE INDEMNITY INSURANCE COMPANY OF NORTH AMERICA.

COLUMBUS, OHIO, June 5, 1929.

HON. RICHARD T. WISDA, *Superintendent of Public Works, Columbus, Ohio.*

DEAR SIR:—You have submitted for my approval a contract between the State of Ohio, acting by the Superintendent of Public Works, for and on behalf of the Department of Public Welfare, and The Electric Power Equipment Company, of Columbus, Ohio. This contract covers the construction and completion of electrical contract for cottage for patients, Ohio Hospital for Epileptics, Gallipolis, Ohio, and calls for an expenditure of two thousand three hundred and fifty-five dollars (\$2,355.00).

You have submitted the certificate of the Director of Finance to the effect that there are unencumbered balances legally appropriated in a sum sufficient to cover the obligations of the contract. There has also been submitted a contract bond upon which the Indemnity Insurance Company of North America appears as surety, sufficient to cover the amount of the contract.

You have further submitted evidence indicating that plans were properly prepared and approved, notice to bidders was properly given, bids tabulated as required by law and the contract duly awarded. Also it appears that the laws relating to the status of surety companies and the Workmen's Compensation Act have been complied with.

In this connection, it will be noted that the award was made prior to January 1, 1929, and that the original appropriation lapsed before such contract was approved by the Attorney General. However, it will be further noted that the 88th General Assembly, in Amended House Bill 203, reappropriated such funds and authorized the expenditure of money for such purposes with the consent and approval of the Controlling Board, which has been obtained.

Finding said contract and bond in proper legal form, I have this day noted my approval thereon and return the same herewith to you, together with all other data submitted in this connection.

Respectfully,  
GILBERT BETTMAN,  
*Attorney General.*