

repealed by the terms of the act and will therefore be inoperative after the effective date of the act except as their provisions are retained by force of section 11419-40, *supra*.

The act does not contain a clause such as is often included in acts of the legislature, to wit:

"All provisions of law (or acts and parts of acts) inconsistent herewith are hereby repealed."

Even without that specific provision, however, it is the settled law of this state that an act of the legislature that fails to repeal, in terms, existing statutes on the same subject matter must be held to repeal the same by implication if the later law is in direct conflict therewith, or if the subsequent act revises the whole subject matter of the former act and is evidently intended as a substitute for it. See *Goff et al. v. Gates et al.*, 87 O. S. 142; *Rabe v. Board of Education*, 88 O. S. 402; *State ex rel. Enos v. Stone*, 92 O. S. 63; *Sylvain Busses, Inc. v. City of Toledo*, 118 O. S. 187.

I am of the opinion, in specific answer to your question, that common pleas courts throughout Ohio, are required to comply with the provisions of amended Senate Bill No. 184, of the 89th General Assembly known as the "Jury Code" as soon as the same becomes effective, to the extent of appointing jury commissioners provided for therein in accordance with said act and that the selection of jurors, after the effective date of said act, is to be made in accordance with the terms of said act.

I am further of the opinion, that all provisions of law inconsistent with the provisions of this act are either specifically, or by implication, repealed.

Respectfully,

GILBERT BETTMAN,
Attorney General.

3517.

APPROVAL—BONDS OF VILLAGE OF NEW LEXINGTON, PERRY COUNTY, OHIO—\$19,000.00.

COLUMBUS, OHIO, August 24, 1931.

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

3518.

APPROVAL, BONDS OF VILLAGE OF GROVEPORT, FRANKLIN COUNTY, OHIO—\$4,200.00.

COLUMBUS, OHIO, August 24, 1931.

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