

Liquor Law, Closing of Saloons. Saloons, Closing of. Penalty, for Violation of Closing Law. License Revocation of, When.

The penalties prescribed in Chapter 68. Laws of 1915, for violating the closing law of saloons, are exclusive, and Section 2757, Revised Codes is to the extent amended.

May 15, 1915.

Hon. D. M. Durfee,
County Attorney,
Philipsburg, Montana.

Dear Sir:

I am in receipt of your favor of May 13th, relating to the con-

struction of Chapter 68, Laws of the Fourteenth Legislative Assembly, in its relation to Section 2757, Revised Codes. Under the provisions of said Section 2757, a conviction for a violation of the liquor law operates as a revocation of the license. Said Chapter 68, relates wholly to the opening and closing of saloons and provides in Sections 3 and 4 thereof, the penalties and consequences of such violation, and under the provisions of this Section the first violation is punishable by fine; the second by fine and suspension, and the third operates as a revocation and a perpetual bar, but this Chapter deals only with the opening and closing of saloons. Hence it leaves untouched other violations of the liquor law; but in so far as the matters dealt with in said Chapter 68 conflict with the provisions of Section 2757, the latter section must be regarded as amended.

Your opinion covering the matter is affirmed.

Yours very truly,

D. M. KELLY,

Attorney General.