

National Guard, Exempt from Poll Tax. Poll Tax, National Guard Exempt from. Tax, Special Road Militia Exempt from.

Members of the organized National Guard of Montana are exempt from the payment of poll tax.

July 29, 1916.

Hon. George A. Judson,
County Attorney,
Great Falls, Montana.

Dear Sir:

I am in receipt of your letter of the 27th instant, submitting the question:

as to whether members of the National Guard of Montana are exempt from the payment of poll tax?

Section 1088 of the Revised Codes is the existing law on that subject. Chapter 145 of the Session Laws of 1911, by its terms repealed this section, together with all other sections of the Code relating to the National Guard, but this Act, known as "The Donohue Bill" was referred to the people, and defeated. Hence, it never finally became a law for either constructive or repealing purposes.

In re McDonald, 49 Mont., 454, at p. 477.

Yours very truly,

J. B. POINDEXTER,

Attorney General.

- P. S. The law of 1915, page 320, is a general law, which does not operate as a repeal of said Section 1088.