

Fees, Registration—Motor Vehicle—Distribution Of.

Section 6 of Chapter 207, Session Laws of 1919, controls the State Treasurer and your office in the apportionment of registration fees of motor vehicles.

June 28th, 1919.

State Highway Commission,
Paul D. Pratt, Chief Engineer,
Helena, Montana.

Gentlemen:

I have your letter of the 13th inst., requesting that this office advise you as to which particular statutory enactment is to be followed by the State Treasurer insofar as it affects your office in the distribution of receipts from motor vehicle registration fees.

I have carefully read your letter and examined the various session laws in force and affecting the proposition which you submitted, and answering your particular question as to which act must be followed in the distribution of motor vehicle registration fees, must advise you that Section 6 a of Chapter 207, Session Laws 1919, approved March 12, 1919, which amends Sections 5, 6 and 12 of Chapter 75, Act of the Fifteenth Legislative Assembly, is the particular enactment which must control the State Treasurer and your office in the apportionment of the fees in question.

A judicial construction upon legislative enactments which seem to be in conflict with one another would hold that the last Act passed upon the subject, containing within it a repealing clause, upon conflicting provisions, would be the act governing questions arising thereunder. This I believe answers the proposition you have submitted.

Respectfully,

S. C. FORD,

Attorney General.