

**Opinion No. 172.****Aliens—Employment—State  
Institutions.**

**HELD:** There is no statute forbidding the employment of aliens in state institutions.

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September 26, 1935.

Mr. Edward O'Bryne  
Labor Commissioner  
The Capitol

You have submitted the following:

"Is there a law on the statute books prohibiting the employment of an alien in any state institution?"

"Should the answer to this question be in the affirmative: Then: If an alien has properly made a declaration of intention to become a citizen of the United States does the fact alter his or her status under the law with reference to his or her employment in a state institution?"

In answer to your first question, I wish to advise that I find no statute prohibiting the employment of an alien in any state institution.

This being the case, an answer to your second question is unnecessary.