

Opinion No. 42-4149

September 4, 1942

BY: EDWARD P. CHASE, Attorney General

TO: Mr. C. R. Sebastian State Comptroller Santa Fe, New Mexico

{*241} In regards to the opinion you requested on the question submitted to you by the Assistant District Attorney of the Ninth Judicial District, with reference to a possible controversy brought about by the interpretation of Section 81-105 and Section 81-301, New Mexico Statutes Annotated, 1929 Compilation, I submit the following:

Section 81-301 of the 1929 Compilation was repealed by Section 1902, Chapter 236 of the Laws of 1939, and is, therefore, not to be considered in connection with this question.

Section 81-105, while not specifically naming dances, does specifically name places of public amusement or entertainment, and is, in my opinion, applicable to dances.

By HARRY L. BIGBEE,

Asst. Atty. General