

Since the new designation of these subjects to be included in the training curriculum of nurses, as well as those included in the Board's examinations of such nurses, are prescribed pursuant to the foregoing statutes, and especially in view of the fact that such subjects actually cover each of the subjects prescribed and referred to in Section 63-904 Burns' 1943 Replacement, *supra*, I am of the opinion your Board is entirely within its legal rights and acting in conformity with the provisions of said statutes in examining nurses in the subjects referred to in the last paragraph of your question.

OFFICIAL OPINION NO. 48

August 19, 1947.

Mr. Frank H. Henley, Secretary,
Indiana World War Memorial,
431 N. Meridian Street,
Indianapolis 4, Indiana.

Dear Sir:

I have your letter of August 14th requesting an opinion regarding any conflict between Chapter 279 of the Acts of 1947 with Section 12 of Chapter 50 of the Special Session of 1920. Said Section 12 appears as Section 59-213 of Burns' Statutes, 1943 Replacement:

"Such board of trustees shall have the power to grant the use, for public purposes, of any structures, or any part thereof, erected by them under the provision of this act without rent or charge, or for only a nominal rental, to any organizations of soldiers, sailors and marines and others, as a place or places for their meeting and headquarters, and for the keeping of records, archives, documents, flags, mementoes and relics, and for other public meetings and other public purposes not inconsistent with the purposes of this act, for such time and upon such terms and conditions as said board of trustees may determine."

Section 5 of Chapter 279 of the Acts of 1947 provides in part as follows:

“Subject to other applicable provisions of this Act and to other laws not inconsistent herewith, the Director of Public Works and Supply shall have the following powers and duties respecting all agencies of the State except as herein otherwise provided:

“* * *

“(5) To rent out, with the approval of the Governor, any state property, real or personal, not needed for public use, the rental of which is not otherwise provided for or prohibited by law; provided, that no such property shall be rented out for a term exceeding four years at a time. Provided, however, that this shall not include the power to grant or issue permits or leases to explore for or take coal, sand, gravel, stone, gas, oil or other minerals or substances from or under the bed of any of the navigable waters of the State or other lands owned by the State. * * *”

In my opinion World War Memorial structures in question would not be considered as property “not needed for public use”. In addition the rental of such structures or any part thereof is “otherwise provided for” by the World War Memorial Act and therefore there is no conflict between Chapter 279 of the Acts of 1947 and said Section 12 of the Special Session of 1920.

OFFICIAL OPINION NO. 49

August 22, 1947.

State Board of Tax Commissioners,
301 State House,
Indianapolis 4, Indiana.

Gentlemen:

I am in receipt of your letter of July 21, 1947 in which you ask my official opinion as follows:

“We receive numerous requests for approval of additional appropriations, emergency loans and bond