meat from animals slaughtered under the conditions described in your letter would not constitute a violation of Burns' Pocket Supp. 1942, Sec. 16-827, being Sec. 11 of Chapter 278, Acts 1937.

PUBLIC INSTRUCTION:

KINDERGARTEN: Whether town and township school corporations may organize kindergartens and pay for same from funds collected from taxation.

July 2, 1943.

Mr. Clement T. Malan,
State Superintendent of Public Instruction,
State House,
Indianapolis, Indiana.

Dear Sir:

Your letter of June 22, 1943, received as follows:

"Will you kindly give me your official opinion on the following question:

"May town and township school corporations organize kindergartens and pay the costs of operation from funds collected by taxation?"

In my opinion this question is controlled by Chapter 256 of the Acts of 1943, approved by the Governor on March 10, 1943, which Act contained an emergency clause, and is as follows:

"Establishment of Nursery Schools.
"Section 1. Be it enacted by the General Assembly of the State of Indiana, That the board of school commissioners of any incorporated town or city, or the trustee of any School Corporation may establish and maintain, in connection with or in addition to the other schools of such town or city nursery schools for the instruction of children under six years of age, the expenses of which shall be paid in the same manner as other grades and departments now established in the common schools of such school corporation."
"Funds for Establishment and Maintenance.
"Sec. 2. For the purpose of establishing and maintaining any such nursery schools, said school corporations may make provision therefor from the same revenue in the same manner as other grades and departments in the common schools of such school corporations are provided for and may make application for and receive from any State or Federal Governmental Agency such funds as may be made available through such agencies for such purpose.

"Use of Funds to Assist Approved Associations.
"Sec. 3. Any school authorities, may, in their discretion, apply the fund provided for in Sections 2 and 3 of this act, or such portion thereof as they deem advisable, to the aid, maintenance and support of nursery schools conducted by any association incorporated for the purpose; Provided, however, That such association in any town or city shall have the approval of the board of school trustees or board of school commissioners of such town or city."

It is, therefore, my opinion your question should be answered in the affirmative.

BENEVOLENT INSTITUTIONS: Law governing notice before entering into contracts. Statute covering building contracts in case of Evansville State Hospital.

July 2, 1943.

Mr. William D. Hardy, Member,
Board of Trustees,
Evansville State Hospital,
Evansville, Indiana.

Dear Mr. Hardy:

I am in receipt of your letter dated June 26th, requesting my opinion as to whether or not Burns' R. S. 1933, Section 49-706, which is Section 6 of Chapter 96, Acts of 1927, controls the publication of notice of receiving bids for the construction of a building by state institutions.