

1971 O. A. G.

OFFICIAL OPINION NO. 7

May 11, 1971

Mr. M. F. Renner, Commissioner
Department of Administration
507 State Office Building
Indianapolis, Indiana 46204

Dear Commissioner Renner :

This letter is in reply to your request for an Attorney General's opinion with reference to the printing contracts for the Acts of 1971.

ANALYSIS

It is my understanding that the contract which your department processed in the standard manner refers to the printing of all sewed and case-bound books under the standard 1-B state contract. I am informed that this contract was let under the provisions of Acts of 1967, Ch. 342, Sec. 1, as found in Burns' (1970 Supp.), Section 63-1643, which provides, in part, as follows :

“All legislative printing, lithographing, binding, stationery, printing materials and office supplies shall be furnished under the supervision of said department and shall be paid for out of the legislative appropriations * * *”

The Indiana General Assembly of 1971 passed Senate Bill No. 60 which, in my opinion, supercedes the above quoted statute. By this Act, IC 1971, 4-5-4-10, reads, in part, as follows:

“It shall be the duty of the Secretary of State to let contracts for and supervise the printing and distribution of the *acts* of each session of the General Assembly, as provided in this chapter * * *” (My emphasis)

The intent of the above statute is clear because IC 1971, 4-5-4-12 further specifically gives the Secretary of State the duty to print an *index* for the Acts of 1971, and since there

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is an emergency clause in Senate Bill No. 60 which made it effective immediately upon the signature of the Governor. It is well established that a later specific act takes precedence over the prior general statute. *State ex rel. State Board of Tax Comm. v. Daviess Circuit Court* (1968) 249 Ind. 580, 230 N. E. 2(d) 761.

CONCLUSION

It is, therefore, my opinion that the Indiana General Assembly has designated that a contract for the printing of the Acts of 1971 is to be let by the Secretary of State and that this later statute takes priority over the previous statute which does not specifically provide for such printing of the Acts of Indiana.