



**THE ATTORNEY GENERAL  
OF TEXAS**

**AUSTIN 11, TEXAS**

**JOHN BEN SHEPPERD  
ATTORNEY GENERAL**

February 5, 1953

Hon. Robert S. Calvert  
Comptroller of Public Accounts  
Austin, Texas

Letter Opinion No. MS-04

Re: Present effect of Article 3917,  
V.C.S., specifying fee compen-  
sation of the Attorney General.

Dear Sir:

Your opinion request is in part as follows:

"Under date of August 21, 1952, the Attorney General transmitted a check in the amount of \$154,669.62, which check was a payment of judgment rendered in Cause No. 93253.

"In view of Article 3917, V.C.S., and of Section 22 of Article 4 of the Constitution as amended, this Department desires your opinion as to the proper allocation to be made of this money. . . .

"1. Did the Constitutional Amendment, Article 4, Section 22, repeal the above quoted Act?"

Article 3917, V.C.S., specifies certain fees to compensate the Attorney General.

The pertinent portion of Section 22 of Article IV of the Constitution of Texas, as amended since the above statute was enacted, reads:

"The Attorney General . . . shall receive for his services an annual salary of Ten Thousand Dollars (\$10,000.00), and no more."

The electoral mandate is clear. Article 3917, V.C.S., is repealed. The other questions raised are moot. Would the answer could have been different; the \$2,000.00 is sorely needed.

Yours very truly,

**JOHN BEN SHEPPERD  
Attorney General**

JBS:jp/cm