



**THE ATTORNEY GENERAL
OF TEXAS
AUSTIN, TEXAS**

PRICE DANIEL
ATTORNEY GENERAL

June 10, 1947

Hon. C. H. Cavness
State Auditor
Austin, Texas

Opinion No. V-241

Re: Payment to persons
discharged or paroled
from certain State
correctional institu-
tions; Article 5143b,
Section 1, V.C.S.

Dear Sir:

We refer to your letter of recent date acknowl-
edged by the Attorney General on May 16, 1947, which, in
substance, reads as follows:

Section 1 of Acts 1945, 49th Leg., R.S.,
Ch. 106, H. B. 105, recorded as Article 5143b,
Sec. 1, V.C.S., provides:

"Section 1. Upon the discharge or par-
ole of any person committed to the Gatesville
State School for Boys or the Gainesville State
School for Girls, the Superintendent of the
Institution from which such person is dis-
charged or paroled shall provide them with a
complete suit of suitable clothing, and Five
Dollars (\$5) in money, and procure transporta-
tion for them to their homes, if resident of
this State, or to the county in which they may
have been convicted or to such other place in
the State at which said discharged or paroled
person may have procured employment or to a
place where a suitable home has been found for
such person."

The question has arisen (at the Gatesville
State School for Boys) as to whether the \$5.00
in money and transportation cost can be paid
more than once to or for the same boy who
has been paroled and then subsequently re-
admitted as a parole violator, or possibly
taken in again under a new conviction.

The provisions of Section 1 of Article 5143b are clear and unambiguous. Said statute requires that the superintendent at the institutions named therein shall provide any person upon his or her discharge or parole therefrom with a complete suit of suitable clothing and \$5.00, and shall secure transportation for said person to some place within the State as generally designated in the Act.

Where a statute, civil or criminal, is expressed in plain and unambiguous language, and its meaning is clear and obvious, there is no room for construction. *Gaddy v. First National Bank of Beaumont*, 283 S.W. 472; *Sparks v. State*, 174 S.W. 351.

We think that the provisions of this Act are susceptible of but one interpretation; that whenever and as often as any person is discharged or paroled from one of these institutions, he or she is entitled to the benefits afforded by the specific provisions of this law.

SUMMARY

Persons discharged or paroled from the State correctional institutions designated in Article 5143b, Section 1, V.C.S., are entitled to the benefits afforded in said Act whenever and as often as they are discharged or paroled therefrom.

Very truly yours

ATTORNEY GENERAL OF TEXAS

By *Chester E. Ollison*
Chester E. Ollison
Assistant

APPROVED JUNE 10, 1947

Price Daniel
ATTORNEY GENERAL