

MAINE STATE LEGISLATURE

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PUBLIC DOCUMENTS

OF THE

STATE OF MAINE

BEING THE

REPORTS

OF THE VARIOUS

**PUBLIC OFFICERS
DEPARTMENTS AND
INSTITUTIONS**

FOR THE TWO YEARS

JULY 1, 1926 - JUNE 30, 1928

PUBLIC DOCUMENTS, 1926-28

(Explanatory Note)

Three reports in this volume cover periods in variance with the given biennium. They are as follows:

1. The report of the Attorney General covers the period from 1924 to 1928.
2. The report of the Bangor State Hospital covers the period from 1919 to 1928.
3. The report of the department of Inland Fisheries and Game covers the fiscal year ending June 30, 1928. No printed report was made for the fiscal year ending in 1927.

STATE OF MAINE

REPORT

OF THE

ATTORNEY-GENERAL

FOR THE TWO YEARS ENDING

JUNE 30, 1926

PRESS OF MERRILL & WEBBER CO.
AUBURN, MAINE

evidence, to restore a license revoked by him, and if he refuses the license may be restored by the court on proper evidence. Section 17 of the same chapter, however, as amended by Chapter 98 of the Laws of 1921, expressly states that any person, firm or corporation that violates any of the provisions of that section, or is convicted of any violation of any law relating to lobsters, shall not be entitled to a renewal for a period of one year. It is my opinion that Chapter 98 of the Laws of 1921 would control, as it is the later statute. The legislature evidently intended that no person should have a renewal of the license for at least one year if he had been convicted of the violation of any law.

Yours very truly,

RAYMOND FELLOWS,

Attorney General.

February 25, 1925.

Hon. Frank W. Ball, Secretary of State, Augusta, Maine.

DEAR SIR:

In re Short Term Registration of Motor vehicles to Non-residents as Provided in Section 34, Chapter 211, Public Laws of 1921.

The first inquiry propounded by you is:

"Acting under this provision can the secretary of state issue more than one short term registration to a non-resident in a calendar year?"

Our answer is in the negative, because no authority in the statute referred to is given the secretary of state to issue more than one short term registration in any one year.

Second inquiry:

"If the Secretary of State either rightfully or through error should issue more than one short term registration, as above stated, could the amounts paid for both of the short term registration be applied to the annual registration, providing the owner of the motor vehicle desired at a later period to take out an annual registration?"

Our answer to this question is likewise in the negative for the following reasons:

- a. Only one short term registration can rightfully be issued.
- b. The statute in providing for the payment of the difference between the fee for the short term and the fee required for the

annual registration uses the word "registration" instead of the word "registrations", thus indicating one and not two or more is meant.

Yours very truly,

SANFORD L. FOGG,
Deputy Attorney General.

April 13, 1925.

Hon. Frank W. Ball, Secretary of State, Augusta, Maine.

DEAR SIR: In answer to your question regarding the license required of a show known as a Wild West Show, I beg to advise you that in my opinion it was the intention of the legislature in enacting the act relating to travelling circuses to include what is commonly called wild west shows, which have many of the characteristics that circuses have, such as feats of horsemanship, a tent and many times a ring and presenting performances of such a character that can take place within a circle.

It is my opinion that you will be justified in requiring the show in question to pay a license in accordance with the provisions of Chapter 136 of the Public Laws of 1923.

Yours very truly,

SANFORD L. FOGG,
Deputy Attorney General.

December 17, 1925.

Hon. Frank W. Ball, Secretary of State, Augusta, Maine.

MY DEAR MR. BALL: There seems to be considerable doubt and difference of opinion in many parts of the State as to the meaning and application of Chapter 62 of the Public Laws of 1925, relating to primary elections, especially referring to the manner and time of making enrollment and the duties of boards of registration concerning same.

It has been suggested that, as it is a State-wide matter, this department file with you an opinion stating our understanding of enrollment requirements.

Sections eleven, twelve, thirteen and thirty-eight of Chapter 6 of the Revised Statutes are amended by Chapter 62 of the Public