

MAINE STATE LEGISLATURE

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May 26, 1934

To Charles W. Savage, Lt. Col., Maine National Guard
Re: Plumbing at Camp Keyes

. . . You request the opinion of this office upon the question whether or not a contractor installing plumbing at Camp Keyes is required to pay the fixture fee provided by State regulation, where the installations are paid for from Federal funds and are executed under a Federal contract by the National Guard Construction Officer.

In my opinion, the contractor must pay the fixture fee. These regulations are authorized by statute and are intended to protect the health of the public. Such a regulation is a proper exercise of the police power of the State and, in my opinion, the Federal Government would not be exempt in the instance you cite. The small fee required is not in the nature of a tax, but simply in the nature of a payment for the inspection which is required under our plumbing laws.

Clyde R. Chapman
Attorney General