

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

**This document is from the files of the Office of
the Maine Attorney General as transferred to
the Maine State Law and Legislative Reference
Library on January 19, 2022**

August 10, 1942

John S. S. Fessenden, Deputy Attorney General

A. L. Kane, Controller

Under the provisions of Subsection 6 of Section 227-K of the Jointly Contributory Retirement System Act, the Board of Trustees has authority to engage such services as are necessary to administer the Act. We understand that Mr. Hayes has been selected as Secretary to the Board of Trustees. If no formal vote was taken to this effect, such a vote should be taken and the vote should include the authority to be the administrative officer under the Board of Trustees if such is the desire of the Board.

When Mr. Hayes is clothed with such authority, he will then have the responsibility and authority to decide any matters that do not require Board action.

This is not, strictly speaking, a delegation of authority since the Board does not grant to Mr. Hayes the authority to decide anything which, by law, should be decided by the Board of Trustees. The Act of appointing him as a Secretary simply constitutes him an employee of the Board of Trustees and as such employee requires him to perform administrative duties.

Deputy Attorney General

JSSF:gh