

MAINE STATE LEGISLATURE

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STATE OF MAINE

REPORT

OF THE

ATTORNEY GENERAL

for the calendar years

1941--1942

June 18, 1943

To: Harrison C. Greenleaf, Commissioner Institutional Service

From: Frank A. Farrington, Deputy Attorney General

Parole of Men's Reformatory Inmates Transferred to State Prison

Reference is to your memorandum of June 11th, dealing with the question of parole in connection with inmates of the Men's Reformatory who have been transferred to the State Prison under the provisions of Section 4 of Chapter 140, P. L. 1941.

In the absence of specific statutory provision for parole under these circumstances, it is the opinion of this department that the policy of the Parole Board should be to follow the same procedure after transfer to the State Prison as would be the case, had the man remained in the Reformatory. The Warden of the prison would step into the position of the superintendent of the reformatory as regards the provisions of Section 2 of Chapter 140, P. L. 1941.

In the instant case, it would seem that the convicts in question become eligible for a parole hearing on recommendation of the warden, after one year from the date of transfer to the State prison.

FRANK A. FARRINGTON
Deputy Attorney General

June 18, 1943

To: W. Earle Bradbury, Chief Warden Inland Fisheries and Game

From: Frank A. Farrington, Deputy Attorney General

Your memo of June 15th

It is the opinion of this department that Section 98 of Chapter 38 gives an Inland Fish and Game warden the right to stop and search a boat without a warrant within the inland waters of the State, when such warden has reason to believe that birds, fish, game, or other wild animals, taken in violation of law, are to be found therein.

FRANK A. FARRINGTON
Deputy Attorney General

June 22, 1943

To: R. L. Mitchell, Director Bureau of Health

From: Frank A. Farrington, Deputy Attorney General

Letter of John W. Riley, Town Clerk of Brunswick

Under the circumstances outlined in Mr. Riley's letter there would seem to be no reason why the State laws relative to removal or transportation of a dead body should not be complied with, even though the deceased person is a member of the United States Coast Guard.