

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)

STATE OF MAINE

REPORT

OF THE

ATTORNEY GENERAL

for the calendar years

1943--1944

Answer. No; but he must approve each voucher in some form, and to protect himself as well as the State, he should affirmatively signify his approval. The statute contemplated that this approval by him must be more than a mere formality, but there can be no objection to a mass approval of a large number of vouchers.

FRANK I. COWAN

Attorney-General

August 2, 1944

Raymond E. Rendall, Commissioner

Forestry

Your memo asking whether you may grant a right of way over reserved lands has been given due consideration.

I am of the opinion that you do not possess the power or authority to make such a grant, hence legislative action will be required.

ABRAHAM BREITBARD

Deputy Attorney-General

August 7, 1944

Capt. Joseph Young, State Police

I confirm that I have said to you over the telephone with regard to your inquiry as to the meaning of Section 3, Chapter 355, Laws of 1943, entitled "An Act providing for the licensing and regulation of the amusement known as Beano." Your question was whether more than one license may be issued to an applicant as defined therein, which would run concurrently.

This department answers that question in the negative. We are of the opinion that the last sentence of Section 3, which reads as follows:

"Nothing contained herein is to be construed to prohibit any fair association, or bona fide charitable, educational, fraternal, patriotic, religious, or veterans organization from obtaining more than one 6-day license."

was to make it clear that an applicant might obtain a license for a 6-day period following the expiration of any previous 6-day license held by the applicant.

This last sentence was apparently written because of the opening sentence which reads:

"The chief of the state police may issue licenses to operate such amusement for a period of 6 days to any fair association, or bona fide charitable, educational, fraternal, patriotic, religious, or veterans organization which was in existence at least 2 years prior to their application for a license, when sponsored, operated and conducted for the exclusive benefit of such organization by fully authorized members thereof."

and which, standing alone, might have been interpreted to mean that a license to operate for 6 days is all that any applicant could have.

ABRAHAM BREITBARD

Deputy Attorney-General