

MAINE STATE LEGISLATURE

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June 15, 1945

To Maine Unemployment Compensation Commission
Re: Repayment of money erroneously collected, etc.

The members of the Commission have requested an interpretative opinion of me relative to legislative document #878, which now appears as Chapter 328 of the Public Laws of 1945 of the State of Maine, with particular reference to the manner of repayment of monies erroneously collected for interest or fines and which were deposited in the Special Administrative Expense Fund.

It is my opinion that such payments should be withdrawn from the Special Administrative Expense Fund for repayment, and I would advise the Commission to follow this interpretation in all cases where repayments are required. Any monies collected by way of interest or fines that have been deposited in the Unemployment Compensation Fund would also be withdrawn from that Fund in any case where repayment was required after approval by the Commission. In other words, refunds will be made from the Fund into which the interest or fine originally found its.

I call your attention to the last sentence in Chapter 328, which reads as follows:

"Provided, however, that on June 30 of each year all monies in excess of \$1,000 in this fund shall be transferred to the Unemployment Compensation Fund."

JohnG. Marshall
Assistant Attorney General