

MAINE STATE LEGISLATURE

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STATE OF MAINE

REPORT

OF THE

ATTORNEY GENERAL

for the calendar years

1945-1946

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This law became effective on July 21st and it is my opinion that the committee should be appointed and get organized for next year. However, this is purely an administrative matter. I agree with you that it would appear logical for the committee to function in 1945, even though the tax for this current year is set up in the act.

RALPH W. FARRIS
Attorney General

August 24, 1945

To Earle R. Hayes, Secretary, Employees' Retirement System
Re: Return of Contributions to Beneficiary under Certain Conditions

I have your memo of August 23rd, in which you state that the Board of Trustees of the Retirement System would like my opinion as to whether or not I believe it permissible to return to the beneficiary any contributions that an employee may have made in the event of such employee's death prior to the time he actually received his first check as a retiree.

You give a specific case, that of Mr. Euba C. Pratt, an employee of the Reformatory for Men, who applied for his retirement benefits on April 21st, 1945, and whose retirement was to be effective as of May 21st, thirty days after his application. News came to your department of Mr. Pratt's death prior to the date on which the check would have been mailed out, and the check in this case is being held at the present time in the office of the Controller, pending my ruling. You further state in your memo that Mr. Pratt has some \$370 and odd dollars to his credit in the System, representing the amount of contributions made by him while an employee.

It is my opinion that this amount of money should be refunded to Mr. Pratt's widow, she being his beneficiary, by reason of his death taking place before his retirement became effective, as he had not actually retired until the thirty days required by law had elapsed.

RALPH W. FARRIS
Attorney General

August 24, 1945

To Harry V. Gilson, Commissioner of Education

I have your memo of August 21st relating to the operation of vocational training for the War Production Workers' Program from July, 1940, to June 30, 1945; and you state that in accordance with disposition procedures of the National Youth Administration since June, 1943, the State has acquired various types of machinery and equipment, most of which will be used in local schools. You further state that in the applications to expend federal funds to make purchases of this equipment for training purposes and in making purchases of NYA equipment, the State Board for Vocational Education was designated as applicant and recipient, and you ask the following questions relating to the same: