

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**

November 20, 1945

To Roscoe L. Mitchell, M. D., Director
Re: Force of Regulations

I received your memo of November 6th, attaching a copy of the rules and regulations for the control of communicable diseases. . . . You state in your memo that the question has been raised whether these regulations have the force of law, and I wish to state that the legislature by the delegation to the State Department of Health and Welfare of power to make and publish general rules and regulations for the protection of life and health and the successful operation of the health laws of the State intended that the department should follow out this delegation of authority and promulgate rules and regulations which have the general effect of statutory law when approved by the advisory council. The legislature has also provided a penalty for refusing to obey these rules and regulations of the department, which will be found in Section 28 of Chapter 22, R. S. 1944. . .

Ralph W. Farris
Attorney General

RWF:c