

# MAINE STATE LEGISLATURE

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**STATE OF MAINE**

**REPORT**

**OF THE**

**ATTORNEY GENERAL**

**for the calendar years**

**1947 - 1948**

You also inquire whether these grants shall be paid monthly or semi-monthly. The policy as expressed at the last session of the legislature, was that grants shall be paid semi-monthly. I believe that we should follow this policy although there is no express provision for semi-monthly payments in Chapter 386, P. L. 1947. I also believe there should be uniformity as to time of payments in both departments, consequently semi-monthly payments should be adopted.

ABRAHAM BREITBARD  
Deputy Attorney General

July 25, 1947

To Earle R. Hayes, Secretary, Employees' Retirement System

I have your memo of July 18th, asking me if I agree with your interpretation of the provisions of Section 8 of Chapter 60, as amended, which is as follows:

“When any pensioner is restored to service, (reemployed by the State) his Retirement benefits need not necessarily be suspended unless the amount of compensation which he is paid upon such reemployment, plus his Retirement benefits which he is receiving at the time, amount to or exceed the average amount of final compensation which said pensioner was receiving at the time he retired.”

After reading the amended Section 8 of Chapter 60, which is now Chapter 384, P. L. 1947, I agree with your interpretation as stated in your memo of July 18th.

RALPH W. FARRIS  
Attorney General

July 28, 1947

To Col. Laurence C. Upton, Chief, Maine State Police  
Re: AN ACT Preventing Drinking in Public Places, Chapter 363, P. L. 1947

I received your memo of July 21st, stating that the Maine State Sheriffs' Association and the State Police are preparing material for distribution to your various law enforcement agencies, regarding the above captioned law, which becomes effective August 13, 1947. You further state that there appears to be some confusion as to what constitutes a “public place” as set forth in Section 2 of the act, and you ask, “Under the terms of this law, would a hotel diningroom, or lobby, a restaurant, an outdoor eating place such as a lobster pound and public bathing beaches be considered public places?”

Since the date of this memo I have had a conference with you in my office relating to this matter and we found that the new draft of this bill, Legislative Document 1391, contained the words in subsection II, “any building, conveyance,” but that these were stricken out after the committee on temperance reported this bill, and the following words substituted therefor, “any common carrier.” It seems to us that the action of the legislature in deliberately striking out “any building,” removes a hotel diningroom, lobby,