

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

R E P O R T

OF THE

ATTORNEY GENERAL

for the calendar years

1949 - 1950

June 8, 1949

To Ernest H. Johnson, State Tax Assessor
Re: Section 139 of Chapter 14, R. S.

I have your memo of June 1st, stating that you are not quite clear as to the meaning of my memorandum of May 27th, relating to the above subject, and you ask me if you are correct in understanding that the proper interpretation is that the Maine Insurance Premium tax rate found in Chapter 14, 2%, is to be compared with the over-all rate in the other State, and if the latter is greater, then credit is to be given for the Maine Fire investigation tax found in Chapter 85, $\frac{1}{2}$ %, in determining the retaliatory rate to be applied.

In reply I will state that your interpretation of my memo is correct, as confirmed by me orally in my office in conversation with you and Mr. Fenton.

RALPH W. FARRIS
Attorney General

June 10, 1949

To Col. Francis J. McCabe, Chief, Maine State Police
Re: Chapter 210, P&SL 1949

I have your memo of June 7th referring to our recent conversation concerning an act increasing the pensions of retired members of the State Police, which act is now Chapter 210 of the Private & Special Laws of 1949. This provides that the retired members of the State Police shall receive in addition to their present retirement pay such additional amounts as will equal one-half of the pay per year now paid to members of their respective grades at the time of retirement. Such money shall be appropriated from funds of the State Police. The provisions of this act shall be effective until June 30, 1951. It was the intent of the legislature to change the present retirement pay until June 30, 1951, after which time the present retirement law shall return to full force and effect.

You state that during the time the legislature was in session you were called in before a hearing before the Ways and Bridges Committee relating to this act and you advised them at that time that if this law was passed, you would be able to take care of the financial end of it, that is the payment of money to the various individuals of your department concerned who have retired, and this on the basis of your present budget. At the time you made this statement it was your belief and the opinion of the committee that the scale of pay would be in conformity with your present salary scale.

You further state in your memo that on reading over this bill, which will become law on August 6, 1949, you feel some doubt as to whether this should be based on the present salary scale of the State Police or on the new pay scale which will become effective 90 days after the adjournment of the legislature; and you therefore request me to give you a ruling concerning this new pension scale for retired members of your department.