

# MAINE STATE LEGISLATURE

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**STATE OF MAINE**

**R E P O R T**

**OF THE**

**ATTORNEY GENERAL**

**for the calendar years**

**1949 - 1950**

June 1, 1950

To Lester E. Brown, Chief Warden, Inland Fisheries and Game  
Re: Jurisdiction—National Parks

Your letter of May 4, 1950, addressed to the Attorney General, has been referred to me for reply, in his absence.

It is our understanding that complete jurisdiction over National Parks is in the hands of the Federal Government and that it does not rest within the province of State officials.

JOHN S. S. FESSENDEN  
Deputy Attorney General

June 14, 1950

To H. A. Ladd, Commissioner of Education  
Re: Section 206, Chapter 37, R. S. 1944

I have your memo of June 2nd relating to the above captioned section, which authorizes towns to expend sums received from the State school fund, in conjunction with funds raised by the towns, for certain purposes in both elementary and secondary schools outlined in the section which you cite, any unexpended balance of moneys raised by the towns or received from the State to be credited to the school resources for the year following that in which said unexpended balance accrued.

You state that certain cities in Maine have adopted a procedure whereby a detailed budget for the public schools is approved and a supporting appropriation is voted. All subsidy allocations from the State are credited to the general funds of the city.

It is my opinion that this practice conforms to the intent of Section 206 as amended by Chapter 350 of the Public Laws of 1945, which amendment strikes out the words "school fund" in the first line of said Section 206.

RALPH W. FARRIS  
Attorney General

June 14, 1950

To General George M. Carter, The Adjutant General  
Re: Fines Imposed by Courts Martial

I have your memo of June 1st, enclosing a communication received from Lt.-Col. Joseph B. Campbell, Judge Advocate, State Staff, MeNG, in which he asks for an opinion from the Attorney General for guidance of the department in carrying out the provisions of the statute cited in his memo, namely, R. S. 1944, c. 12, §67 as amended by P. L. 1949, c. 326, §27.

It is my opinion that the sheriff, under this statute, is authorized to accept the fine adjudged against the accused at any time after he has been apprehended on warrant of commitment and he also may accept the fine after the accused has been committed to jail and release him, as it appears from reading the statute that the legislature intended this to enable the National Guard to collect fines and costs which have been rendered as a sentence of